

## FINAL APPROVED

### VIRGINIA BOARD OF MEDICINE FORMAL HEARING MINUTES

Thursday, October 14, 2010

Department of Health Professions    Henrico, Virginia  
Perimeter Center  
9960 Mayland Drive, Suite #300

**CALL TO ORDER:** A panel of the Board was called to order at 9:45 a.m.

**MEMBERS PRESENT:** Karen Ransone, M.D., Chair  
Valerie Hoffman, D.C.  
Claudette Dalton, M.D.  
Deeni Bassam, M.D.  
Stuart Mackler, M.D.  
Sandra A. Bell, M.D.

**BOARD COUNSEL:** Amy Marschean, Sr. Assistant Attorney General

**STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline  
Renée S. Dixon, Discipline Case Manager

**COURT REPORTER:** Beth Aliff, Fansworth & Taylor, Reporting

**PARTIES ON BEHALF OF COMMONWEALTH:** Frank Pedrotty, Sr. Assistant Attorney General  
Virginia Scher, Adjudication Specialist

**COMMONWEALTH WITNESS:** Sharon Weems *{by telephone}*  
Fahti Jaribion

**MATTER SCHEDULED:** Geeti Parsa Gohari, M.D.                      License No.: 0101-230661  
Case No.: 125790, 132352

**PRELIMINARY MATTERS:** Mr. Goodman proffered an additional respondent exhibit containing additional medical records for one of the patients, whose complete medical records had been subpoenaed by the investigator for the Department. Mr. Goodman stated that Dr. Gohari had just found these additional records and since the Board needed to make an informed decision based on the total records for the patients' subject in this pending matter, then the exhibit should be admitted into evidence.

Mr. Pedrotty argued on behalf of the Commonwealth that Dr. Gohari had been issued a subpoena for all records for this patient, and the Commonwealth had prepared its case based

on the records produced by Dr. Gohari in this matter. Since the Commonwealth did not have adequate time to review and prepare its case based on this additional information and Dr. Gohari had failed to comply with the subpoena, the exhibit should not be admitted into evidence.

**RULING:**

The objections by the Commonwealth were overruled and the exhibit was marked as Respondent's Exhibit B and admitted into evidence.

**DISCUSSION:**

Dr. Gohari appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated August 31, 2010. She was represented by Michael Goodman and Kristi Vanderlaan, Esquires.

The Board received evidence and sworn testimony from witnesses called by the Commonwealth and evidence admitted into the record regarding the matters as set forth in the Amended Statement of Particulars.

**MOTION:**

At the conclusion of the Commonwealth's case, Mr. Goodman made a *Motion to Strike* the allegations in the Amended Statement of Particulars. Mr. Goodman argued that the Commonwealth had failed to meet its burden.

Mr. Pedrotty argued that the Commonwealth had met its burden through the testimony of witnesses called to testify and the evidence submitted to the Board.

**CLOSED SESSION:**

Upon a motion by Dr. Hoffman, and duly seconded by Dr. Mackler, the Board voted to convene a closed meeting pursuant to §2.2-3711.A(27) of the Code of Virginia, for the purpose of considering Mr. Goodman's motion to strike in the matter of Dr. Gohari. Additionally, she moved that Ms. Marschean, Ms. Deschenes and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

**RECONVENE:**

Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board re-convened in open session and announced its decision.

**DECISION:**

Upon a motion by Dr. Dalton and duly seconded by Dr. Hoffman, the Board voted to deny Mr. Goodman's motion to strike.

**DISCUSSION:**

Mr. Goodman began his care presentation and called Dr. Gohari to testify.

**CONCLUSION:**

At the conclusion of the case presentation by the parties, each made closing remarks prior to the Board going into closed session to deliberate.

**CLOSED SESSION:**

Upon a motion by Dr. Mackler, and duly seconded by Dr. Bassam, the Board voted to convene a closed meeting pursuant to §2.2-3711.A(27) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Gohari. Additionally, he moved that Ms. Marschean, Ms. Deschenes and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

**RECONVENE:**

Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board re-convened in open session and announced its decision.

**DECISION:**

Upon a motion by Dr. Mackler, and duly seconded by Dr. Bell, the Board made certain Findings of Fact and Conclusions of Law and voted to revoke the license of Dr. Gohari.

**VOTE:**

The vote was unanimous.

**ADJOURNMENT:**

The Board adjourned at 9:55 p.m.

Karen A. Ransone M.D.  
Karen Ransone, M.D., Chair

William L. Harp M.D.  
William L. Harp, M.D., Executive Director

10/27/10  
Date

11/1/10  
Date