

DISCUSSION: Dr. Elsea appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated November 1, 2012. Dr. Elsea was not represented by counsel at the hearing.

The Board received sworn testimony from witnesses called by the Commonwealth and Dr. Elsea regarding the allegations in the Statement of Particulars.

CLOSED SESSION: Upon a motion by Mr. Heretick, and duly seconded by Dr. Piness, the Board voted to convene a closed meeting pursuant to §2.2-3711.A(15) of the Code of Virginia, for the purpose of consideration and discussion of medical and mental health records of Dr. Elsea. Additionally, Mr. Heretick moved that Ms. Barrett, Dr. Harp, Ms. Wood, Mr. Schliessmann and Ms. Robinson, attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its discussion.

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.

CLOSED SESSION: Upon a motion by Dr. Piness, and duly seconded by Dr. Reynolds, 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. Elsea. Additionally, she moved that Dr. Harp and Ms. Wood 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. Piness, and duly seconded by Dr. Reynolds the Board made certain findings of fact and conclusions of law and voted to continue Dr. Elsea's license on indefinite suspension.

VOTE: The vote was unanimous.

ADJOURNMENT: The Board adjourned at 3:35 p.m.

The decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decisions of this formal hearing panel.

Valerie L. Hoffman
Valerie L. Hoffman, D.C., Chair

12/19/12
Date

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

12/21/12
Date