

FINAL APPROVED

VIRGINIA BOARD OF MEDICINE FORMAL HEARING MINUTES

Friday, December 2, 2011

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

Henrico, Virginia

CALL TO ORDER: A panel of the Board was called to order at 11:05 a.m.

MEMBERS PRESENT: Karen Ransone, M.D., Chair
Jane Piness, M.D.
Wayne Reynolds, D.O.
Valerie Hoffman, D.C.
Stuart Mackler, M.D.
Natalie Napolitano, RRT

BOARD COUNSEL: Amy Marschean, Senior Assistant Attorney General

STAFF PRESENT: William L. Harp, M.D., Executive Director of the Board

COURT REPORTER: Lynn Taylor, Farnsworth & Taylor Reporting

PARTIES ON BEHALF OF COMMONWEALTH: Corie E. Tillman Wolf, Assistant Attorney General
J. Fielding Yelverton, Adjudication Specialist

COMMONWEALTH WITNESS: Kimberly Whittemore, Sr. Investigator, DHP
Whitney Serrac, R.N. *(by telephone)*
Vedine Reddy, M.D. *(by telephone)*
Sharam Macik, M.D. *(by telephone)*

MATTER SCHEDULED: Olivia Lee Adams, R.C.P. License No.: 0117-005902
Case No.: 134857

PRELIMINARY MATTERS: The Chair noted that the time was 11:05 a.m. and Ms. Adams had been noticed to appear before the Board at 11:00 a.m.

Ms. Wolf advised that no communication had been received from Ms. Adams. Ms. Wolf presented an affidavit signed by the Executive Director of the Board attesting that the Board's Notice had been sent to her address of record with the Board by UPS overnight and first class mail.

RULING: Based on representations of Ms. Wolf and the information contained in the affidavit, the Chair ruled that proper notice had been made to Ms. Adams, therefore, the hearing would

proceed in her absence. Further, the affidavit was marked as Commonwealth Exhibit #6 and admitted into evidence.

DISCUSSION:

Ms. Adams did not appear before the Board in person in accordance with a Notice of the Board dated October 28, 2011, nor was she represented by counsel at the proceeding.

The Board received evidence and sworn testimony from witnesses called by the Commonwealth regarding the matters as set forth in the Statement of Particulars dated October 28, 2011.

CLOSED SESSION:

Upon a motion by Dr. Mackler, 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 Ms. Adams. Additionally, he moved that Ms. Marschean and Dr. Harp 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 revoke Ms. Adams' privilege to renew her license .

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Board adjourned at 12:10 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.



Karen Ransome, M.D., Chair

3/15/12

Date



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

3/21/12

Date