

FINAL APPROVED

VIRGINIA BOARD OF MEDICINE SPECIAL CONFERENCE COMMITTEE MINUTES

Thursday November 17, 2011 Department of Health Professions Henrico, Virginia
Perimeter Center
9960 Mayland Drive, Suite #300

- CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 9:18 a.m.
- MEMBERS PRESENT:** Jane Piness, M.D., Chair
Karen Ransone, M.D.
Gopinath Jadhav, M.D.
- STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline
Renée S. Dixon, Discipline Case Manager
Melanie M. Pagano, Adjudication Specialist
- MATTER:** **Gayle S. Vest, M.D.** **License No.: 0101-050017**
Case No.: 132145
- DISCUSSION:** Dr. Vest appeared before the Committee in person in accordance with a Notice of the Board dated October 11, 2011. Dr. Vest was represented by Walter H. Peake, III, Esquire.
- The Committee fully discussed the allegations in the Notice with Dr. Vest.
- CLOSED SESSION:** Upon a motion by Dr. Ransone, and duly seconded by Dr. Jadhav, the Committee voted to convene a closed meeting pursuant §2.2-3711.A (27) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Vest. Additionally, she moved that Ms. Deschenes and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee 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 Committee re-convened in open session and announced its decision

DECISION:

Upon a motion by Dr. Ransone, and duly seconded by Dr. Jadhav, the Committee made certain Finding of Fact and Conclusions of Law and voted to issue Dr. Vest a reprimand.

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Committee adjourned at 1:51 p.m.

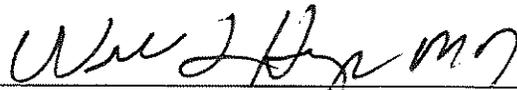
As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Vest, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Vest, within such time. If serviced of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.



Jane Piness, M.D. Chair

12/1/2011

Date



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

12/22/11

Date

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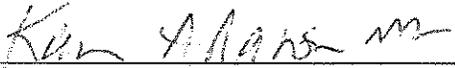
- CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 1:55 p.m.
- MEMBERS PRESENT:** Karen Ransone, M.D., Chair
Jane Piness, M.D.
Gopinath Jadhav, M.D.
- STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline
Renée S. Dixon, Discipline Case Manager
J. Fielding Yelverton, Adjudication Specialist
- MATTER:** Robert Gary Fenton, M.D. License No.: 0101-246955
Case No.: 138782
- PRELIMINARY MATTER:** Dr. Piness noted that the time was currently 1:56 p.m. and Dr. Fenton was noticed to appear before the Board at 11:15 a.m. The Committee was advised that staff had attempted to contact Dr. Fenton by telephone and had left a message on his answering machine. No response has been received. Also Ms. Yelverton advised that the notice had been sent by certified and first class mail to his address of record.
- RULING:** The Chair ruled that proper notice had been provided to Dr. Fenton, therefore the informal conference would proceed in his absence.
- DISCUSSION:** Dr. Fenton did not appear before the Committee in person in accordance with a Notice of the Board dated October 11, 2011, nor was he represented by counsel.
- The Committee considered the information presented.
- DECISION:** Upon a motion by Dr. Jadhav, and duly seconded by Dr. Piness, the Committee voted to refer this matter to the Board for a formal hearing since suspension or revocation of Dr. Fenton's license may be justified, which is not within the

authority of this committee pursuant to Va. Code Section 54.1-2400(10).

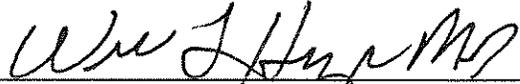
VOTE: The vote was unanimous.

ADJOURNMENT: The Committee adjourned at 2:00 p.m.

A formal hearing will be scheduled for a future date for a final determination.


Karen Ransone, M.D. Chair

12/11/11
Date


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

12/22/11
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Department of Health Professions
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- CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 2:15 p.m.
- MEMBERS PRESENT:** Karen Ransone, M.D., Chair
Jane Piness, M.D.
Gopinath Jadhav, M.D.
- STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline
Renée S. Dixon, Discipline Case Manager
Tracy Robinson, Adjudication Specialist
- MATTER:** Michael John O'Brien, D.O. License No.: 0101-050017
Case No.: 138117
- DISCUSSION:** Dr. O'Brien appeared before the Committee in person in accordance with a Notice of the Board dated October 27 2011, after agreeing to waive thirty (30) days notice. Dr. O'Brien was not represented by counsel.
- The Committee reviewed Dr. O'Brien's petition for reinstatement and fully discussed the allegations in the Notice with Dr. O'Brien.
- DECISION:** Upon a motion by Dr. Piness, and duly seconded by Dr. Jadhav, the Committee made certain Finding of Fact and Conclusions of Law and voted to reinstate Dr. O'Brien's license to a full and unrestricted status upon payment of all fees.
- VOTE:** The vote was unanimous.
- ADJOURNMENT:** The Committee adjourned at 3:30 p.m.

As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. O'Brien, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. O'Brien, within such time. If serviced of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.

Karen Ransone M.D.

Karen Ransone, M.D. Chair

12/1/11

Date

William L. Harp M.D.

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

12/22/11

Date