

APPROVED

VIRGINIA BOARD OF MEDICINE SPECIAL CONFERENCE COMMITTEE MINUTES

Wednesday, April 10, 2013

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

Henrico, Virginia

- CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 9:45 a.m.
- MEMBERS PRESENT:** Dan Rowley, R.R.T., Chair
J. Randolph Clements, D.P.M.
- STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline
Renee S. Dixon, Discipline Case Manager
Gerald Milsky, Adjudication Specialist
- MATTER:** **John J. Jackson, R.C.P.** License No.: 0117-006396
Case No.: 144437
- PRELIMINARY MATTER:** The Chair noted that the time was 9:45 a.m. and Mr. Jackson was noticed to appear before the Committee at 9:30 a.m., and was not present.
- Mr. Milsky advised that the Notice had been sent to Mr. Jackson's address of record with the Board by overnight and 1st class mail.
- RULING:** Based on the information provided by Mr. Milsky, the Chair determined that proper notice had been provided to Mr. Jackson, therefore, the informal conference would proceed in his absence.
- DISCUSSION:** Mr. Jackson did not appear before the Committee in accordance with the Board's Notice of Informal Conference dated March 8, 2013, nor was he represented at the conference by legal counsel.
- The Committee fully considered the evidence before it and received information from Mr. Milsky regarding the allegations in the Notice.

DECISION:

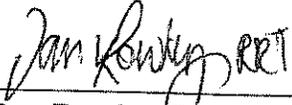
Upon a motion by Dr. Clements, and duly seconded, the Committee voted to dismiss the matter since there was no clear and convincing evidence of a violation.

VOTE:

The vote was unanimous.

ADJOURNMENT:

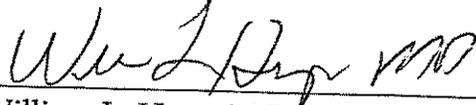
The Committee adjourned at 10:14 a.m.



Dan Rowley, R.R.T.
Chair

04/17/2013

Date



William L. Harp, M.D.
Executive Director

4/30/13

Date

APPROVED

**VIRGINIA BOARD OF MEDICINE
SPECIAL CONFERENCE COMMITTEE
MINUTES**

Wednesday, April 10, 2013

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

Henrico, Virginia

- CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 11:10 a.m.
- MEMBERS PRESENT:** J. Randolph Clements, D.P.M., Chair
Robert Hickman, M.D.
Jane Maddux
- STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline
Renee S. Dixon, Discipline Case Manager
Dale Lutke, Adjudication Specialist
- OTHERS PRESENT:** Thomas Barnes, Office Manager
- MATTER:** **Beth M. Winke, M.D.** License No.: 0101-054160
Case No.: 135129
- DISCUSSION:** Dr. Winke appeared before the Committee in person in accordance with a Notice of the Board dated March 8, 2013. Dr. Winke was not represented by counsel.
- The Committee fully discussed the allegations in the Notice with Dr. Winke.
- CLOSED SESSION:** Upon a motion by Dr. Hickman, and duly seconded by Ms. Maddux, the Committee 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. Winke. Additionally, he 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. Hickman and duly seconded by Ms. Maddux, the Committee made certain findings of fact and conclusions of law and voted to impose Dr. Winke a monetary penalty.

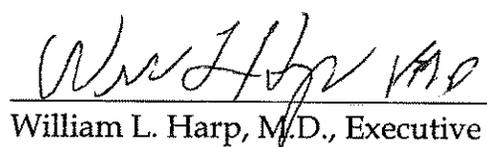
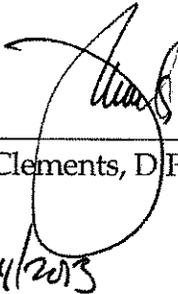
VOTE:

The vote was unanimous.

ADJOURNMENT:

The Committee adjourned at 1:35 p.m.

As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Winke, unless a written request to the Board for a formal hearing on the allegations made against her is received from Dr. Winke, within such time. If service 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.



J. Randolph Clements, D.P.M., Chair

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

4/24/2013

4/30/13

Date

Date

APPROVED

**VIRGINIA BOARD OF MEDICINE
SPECIAL CONFERENCE COMMITTEE
MINUTES**

Wednesday, April 10, 2013

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

Henrico, Virginia

- CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 1:55 p.m.
- MEMBERS PRESENT:** Robert Hickman, M.D., Chair
J. Randolph Clements, D.P.M.
Jane Maddux
- STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline
Renee S. Dixon, Discipline Case Manager
Dale Lutke, Adjudication Specialist
- MATTER:** **Travis Wilson, D.C.** License No.: 0104-555575
Case No.: 145855
- PRELIMINARY MATTER:** The Chair noted that the time was 1:55 p.m. and Dr. Wilson was noticed to appear before the Committee at 1:30 p.m., and was not present.
- Ms. Lutke advised that the Notice had been sent to Dr. Wilson's address of record with the Board and an additional address he provided to the investigator by overnight and 1st class mail.
- RULING:** Based on the information provided by Ms. Lutke, the Chair determined that proper notice had been provided to Dr. Wilson, therefore, the informal conference would proceed in his absence.
- DISCUSSION:** Dr. Wilson did not appear before the Committee in accordance with the Board's Notice of Informal Conference dated March 8, 2013, nor was he represented at the conference by legal counsel.
- The Committee fully considered the evidence before it and received information from Ms. Lutke regarding the allegations in the Notice.

DECISION:

Upon a motion by Dr. Clements, and duly seconded by Ms. Maddux, the Committee voted to refer this matter to a formal hearing since the suspension or revocation of Dr. Wilson's license may be justified which is not within the authority of the Committee pursuant to §54.1-2400(10) of the Code of Virginia.

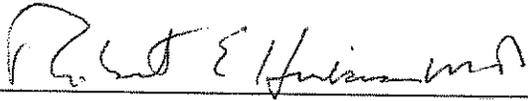
VOTE:

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.



Robert Hickman, M.D, Chair



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

4/23/13

Date

4/30/13

Date