

*The West Virginia Board of
Osteopathic Medicine*

The 2018 Annual Report

JULY 1, 2016 TO JUNE 30, 2018



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THE WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE

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**West Virginia Board of
Osteopathic Medicine's
Board Members**

2018 ANNUAL REPORT
JULY 1, 2016 TO JUNE 30, 2018

West Virginia Board of Osteopathic Medicine Members Appointed by the Honorable James (Jim) Conley Justice, II, Governor



Ernest Miller, DO
President

800 Grand Central Mall, Suite 4
Vienna, WV 26105
Wood County

Appointed: March 2, 1998
Expires: June 30, 2018
Phone: (304) 485-3300

Tiffany Thymius, DO
Physician Member



2157 Ritter Drive
Daniels, WV 25832
Raleigh County

Appointed: March 2, 2018
Expires: June 30, 2022
Phone: (304) 763-4326



Mr. Robert Whitler
Vice President

CAMC VP for Governmental
& Community Affairs
PO Box 1547
Charleston, WV 25326
Kanawha County

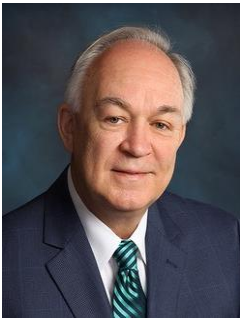
Appointed: September 27, 2005
Expires: June 30, 2022
Phone: (304) 388-6232

Heather Jones, PA-C
Physician Assistant Member



PO Box 4076
Chapmanville, WV 25508
Logan County

Appointed: March 7, 2013
Expires: June 30, 2023
Phone: (304) 687-8064



Jimmy Adams, DO
Secretary

6007 US Route 60 E, Suite 304
Barboursville, WV 25504
Cabell County

Appointed: July 1, 2015
Expires: June 30, 2023
Phone: (304) 736-0825

Ms. Sharon Rowe
Citizen Member



205 Church Street
Lewisburg, WV 24901
Greenbrier County

Appointed: July 1, 2015
Expires: June 30, 2023
Phone: (304) 646-2570



Michael Muscari, DO
Physician Member

PO Box 1650
Pineville, WV 24874
Wyoming County

Appointed: January 31, 2013
Expires: June 30, 2022
Phone: (304) 732-9218



**STATE OF WEST VIRGINIA
BOARD OF OSTEOPATHIC MEDICINE**

405 Capitol Street, Suite 402
Charleston, W.V. 25301

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November 1, 2018

The Honorable James (Jim) Conley Justice, II
Governor of West Virginia
West Virginia State Capitol, Building 1
Charleston, W.V. 25305

Dear Governor Justice:

The West Virginia Board of Osteopathic Medicine is pleased to present to you, the 2018 Annual Report.

The object of our Board is the preservation of the public health by regulating the practice of Osteopathic Physicians and Osteopathic Physician Assistants. This document reviews the Board's activities which took place between the dates of July 1, 2016 and June 30, 2018.

Please contact our office with any questions or comments regarding the information enclosed within this report.

Sincerely,

Handwritten signature of Robert D. Whittler in blue ink.

Mr. Robert Whittler
President

Handwritten signature of Sharon Rowe in blue ink.

Ms. Sharon Rowe
Secretary



**Minutes from the Board's
Meetings & Newsletter
Correspondence**

2018 ANNUAL REPORT
JULY 1, 2016 TO JUNE 30, 2018

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
July 14, 2016

The West Virginia Board of Osteopathic Medicine met on Thursday, July 14, 2016, in the fourth floor conference room at the Board's Charleston office.

Vice President, Robert Whitler, called the business meeting to order at 10:20 AM. Dr. Miller, President arrived at 10:30 AM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. - Secretary
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Heather Jones, PA-C - Physician Assistant Member
Sharon Rowe - Citizen Member

Staff Members Present:

Jennifer Akers, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Attendees:

Leslie Holinsworth, D.O. Aaron Bailey, PA
Donald Kiser, D.O. Joshua Baker, PA
Carlos Valladares, D.O.

Continuing Education:

Kelli Talbott, Deputy Attorney General, provided an informal question and answer session with Board Members concerning several medical/legal issues. Recent Supreme Court Case decisions were reviewed and discussed.

Minutes:

The minutes of the January 29, 2016 Board meeting were presented along with Conference Call Board Meetings for March 9, 2016 and June 8, 2016. A typographical error was corrected on the June 8th Conference Call Minutes and all were approved with the June meeting amendment. **(Adams/Muscari)**

Reports:

Licensed Physicians as of July 5, 2016:

1210 – Total Physicians:

944 - In state

266 - Out of state

52 – Newly Licensed Physicians Since Last Meeting

75 – 1st Year Educational Permits (from 7/1/16 thru 6/30/17):

2 – PGY 1 at Access Health

5 – PGY 1 at Bluefield Regional

7 – PGY 1 at Camden Clark

17 – PGY 1 at CAMC

9 – PGY 1 at Greenbrier Valley

14 – PGY 1 at Marshall University (Cabell/Huntington)

0 – PGY 1 from Marietta Memorial

2 – PGY 1 from Millcreek Community Hospital

4 – PGY 1 at Mon General/Cornerstone

9 – PGY 1 at Ohio Valley Medical Center

2 – PGY 1 at United Hospital Center

2 – PGY 1 at Wheeling Hospital

4 – PGY 1 at WVU

96 – Educational Permit Renewals (from 7/1/16 thru 6/30/17):

0 – Access Health

13 – Bluefield Regional

11 – Camden Clark

36 – CAMC

2 – Greenbrier Valley

- 9 – Marshall University (Cabell/Huntington)
- 0 – Marietta Memorial Hospital
- 1 – Millcreek Community Hospital
- 3 – Mon General/Cornerstone
- 13 – Ohio Valley Medical Center
- 5 – United Hospital Center
- 1 – Wheeling Hospital
- 2 – WVU

222– Physician Assistants

- 173 – Prescriptive Writing Privileges
- 32 – DO’s supervise 2 PA’s
- 14 – DO’s supervise 3 PA’s
- 2 – DO’s supervise 4 PA’s
- 2 – DO’s supervise 5+ PA’s

6 – Physician Assistants Licensed Without Supervising Physicians

58 – Corporations (12 Not Yet Renewed)

86 – PLLC’s (25 Not Yet Renewed)

Balance in State Depository Account as of 6/30/2016:	\$467,267.59
Beginning Balance as of 07/01/15:	\$480,290.11
Total Receipts as of 6/30/2016:	\$415,727.51
Total Disbursements as of 6/30/2016:	\$420,342.38
Fines Deposited in State Treasury as of 6/30/2016:	\$1,000.00

Purchasing Card Report – Purchases for January through May 2016

Monthly Line Item Statements – January through June 2016

Financial reports were approved as presented. **(Whitler/Rubin)**

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Steven Craft, D.O.: Under Consent Order to provide quarterly reports from treating Psychiatrist. In compliance.
- Jeffery DeBord, D.O.: Voluntary WVMPPHP participant with relapse. New Consent Order being prepared to mirror CRCA agreement.
- Bruce Gorby, D.O. WVMPPHP reports Dr. Gorby has remained in compliance.
- Michael Richmond, D.O. WVMPPHP reports Dr. Richmond remains in full compliance with his CRCA.
- Terry Thomas, D.O. WVMPPHP reports full compliance with last quarterly reporting period. Also received updated DEA MOA

Annual Statistical Report and Activities Report were provided by WVMPPHP.

President Miller recessed the meeting for lunch at 12:25 PM and reconvened the meeting at 1:00 PM

NEW BUSINESS:

Executive Director Report:

- 1) WV Supreme Court Decision on Fisher Appeal: A memorandum decision by the West Virginia State Supreme Court was received on the appeal filed by Philip Fisher, D.O. The Board was upheld by the Court on every decision.
- 2) Nominations for APRN Advisory Council: Three names have been submitted by the Board in support of their appointment to the APRN Advisory Council. To date, the Governor has not made any osteopathic appointments.
- 3) Implementation of Assessment Fee for PCIF: The Board Office has implemented the collection and payment interfaces for the Legislatively mandated \$125 Assessment Fee for the Patient Care Injury Fund. Collection began on July 1, 2016 for any new physician licensee or renewal.
- 4) Mental Health Concerns with Telemedicine Bill: Concerns have been raised by the psychiatric community regarding the prescribing restrictions of controlled substances through the telemedicine approach. To address this issue, the Executive Director of the WV Board of Osteopathic Medicine was asked to approach the WV Board of Medicine about coordinating the writing of legislative rules and hopefully rectify any legitimate concerns.
- 5) National Defense Authorization Act for FY 2017: S. 2943 has been introduced in the US Congress which re-defines where the practice of medicine occurs. This bill identifies medicine as occurring where the “physician” is rather than where the “patient” is located. Motion was made and unanimously approved to send a letter to Senators Manchin and Capito regarding the Board’s concern with Section 705 (d), “Location of Care.”
(Rubin/Whitler)
- 6) CPEP Offering Osteopathic Multiple-Choice Testing: An official announcement was sent from CPEP verifying that the COMVEX is now a component of their Competency Assessment or Reentry Evaluation for Osteopathic physicians coming through their programs.
- 7) Approval for Implementation of Uniform Application: As the Board has been discussing utilization of the FSMB Uniform Application, a grant covering the cost of implementation has been received from the FSMB. A motion was made and approved to proceed with the U/A implementation.
(Rowe/Whitler)
- 8) Consumer Report Ranking of State Board Websites: The Informed Patient Institute conducted a survey and ranking of all state medical and osteopathic board websites in 2015 for Consumer Reports. Of the 63 boards surveyed, California had the highest rating of 84 compared to the lowest rating of 6. West Virginia Board of Osteopathic Medicine was rated at 38. The areas of deficiency, as reported through this survey, were for documentation of Hospital Disciplinary Actions, Federal Disciplinary Actions, Malpractice Payouts and Convictions.
- 9) WV Auditor’s P-Card Audit: Results of the Auditor’s Purchase Card Audit for the period July 2013 through September 2014 were presented. All seven discrepancies were discussed with the Board Members and all corrective actions have been implemented.
- 10) CSMP Report of Non-Registrations: On March 7, 2016, the Board Office received a report from Michael L. Goff, Administrator of the CSMP, listing 23 osteopathic physicians who had written over 1,000 prescriptions but had not registered with the CSMP as required by law. The Executive Director sent letters and followed up on all 23 physicians who are now all registered with the CSMP.

LEGISLATIVE UPDATE:

- 1) Proposed Rule Changes for Registration, Licensure and Conduct Constituting Professional Misconduct for Registered Professional Nurses was presented for informational purposes even though the 30-day comment period has ended.
- 2) Proposed Rule Changes on Prescriptive Authority for Nurses in Advanced Practice: This rule, too, was presented for informational purposes. The 30-day comment period has been surpassed.
- 3) Proposed Rule Changes to 24 CSR 01: Revisions are being proposed to be in concert with the legislative changes made through HB 4463, HB 4334, HB 4340 and SB 602. While opening the Rule, the Board chose to include several procedure “clean ups” and eliminate temporary licenses, licensing by reciprocity and the requirement of moral character references for all licensee’s. 24 CSR 01 will be filed with the Legislative Review Committee and the WV Secretary of State by the deadline of July 22, 2016. Motion was made to accept the revisions as discussed and unanimously approved. **(Whitler/Adams)**
- 4) Proposed Rule Changes to 24 CSR 02: The addition of criminal background checks will be added to the licensing requirements for Physician Assistants. This rule will also be submitted to Legislative Rule Committee and Secretary of State’s offices by July 22, 2016. Motion was made to accept the revisions as discussed and unanimously approved. **(Rubin/Whitler)**

The Board moved into Executive Session at 2:10 PM with the Executive Director and Board Counsel present. **(Whitler/Adams)**

Motion was made to move back into Public Session at 2:50 PM. **(Rubin/Adams)**

REPORTS FROM THE COMPLAINT COMMITTEE:

Cases Reviewed by Complaint Committee on May 19, 2016:

2015-47; 2016-07; 2016-03; 2015-21; 2015-38; 2016-02; 2016-04;
2016-01; 2015-11; 2016-05; 2016-06 and 2014-14.

Recommended for Dismissal:

2016-07; 2016-03 and 2016-06.

Recommended for Dismissal with Letter of Concern:

2016-04

Recommended Statement of Charges:

2016-05

Recommended New Complaints:

2016-11

Following the May report of the Complaint Committee, the following actions were voted on and approved by the full Board: **(Rubin/Adams)**

- A) **Complaints for Dismissal:** 2016-07; 2016-03 and 2016-06
- B) **Complaint for Dismissal with Letter of Concern:** 2016-04
- C) **Complaint Requiring Statement of Charges:** 2016-05 (Failure to Successfully Pass CME Audit)
- D) **New Complaints:** 2016-11 and 2016-13

- Malpractice Reports:** Fourteen (14) malpractice reports were received since the last board meeting. They were individually reviewed with one report requiring further action. Complaint 2016-13 was initiated by the Board for failure to report malpractice case on two renewal applications. **(Rubin/Adams)**
- Carlos Valladares, D.O.:** Motion made and approved to issue license under a Consent Order for continued PHP involvement and reporting either from the Pennsylvania PHP or through the WVMPHP. **(Rubin/Jones)**
- Leslie Holinsworth, D.O.:** Application is complete, and all questions appropriately answered by the applicant. License approved. **(Rubin/Adams)**
- Donald Kiser, D.O.:** Prior to submission of an application for reinstatement, Dr. Kiser is requested to provide a status report from his licensing board in Ohio. **(Rubin/Adams)**
- Aaron Bailey, PA-C:** License approved with Consent Order for six (6) months supervision. **(Rubin/Adams)**
- Joshua Baker, PA-C:** Complaint 2016-14, Practicing without a license for a part time position totaling 26 hours of scheduled work time. Motion made and passed to file a reprimand with payment of reinstatement fees. **(Rubin/Adams)**
- Timothy Peasak, D.O.:** Complaint 2016-15, Allowing physician assistant to practice without a license. Motion made to open a new complaint. **(Rubin/Jones)**

Adjournment: The Board will need to have a meeting in August/September to deal with results of upcoming hearings. A conference call may be held in place of a face-to-face meeting. Motion was made to adjourn at 3:05 PM and passed. **(Muscari/Jones)**

Respectfully submitted,



Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
September 15, 2016

The West Virginia Board of Osteopathic Medicine met on Thursday, September 15, 2016, in the fourth floor conference room at the Board's Charleston office at 10:00 AM.

President, Ernest Miller, D.O., called the business meeting to order at 10:05 AM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. – Secretary
Robert Whitler – Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Heather Jones, PA-C – Physician Assistant Member
Sharon Rowe – Citizen Member

Staff Members Present:

Jonathan Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Attendees:

Perry Oxley, Esq., Anspach Law
L.R. Sammons, Esq., Anspach Law

Minutes:

The minutes of the July 14, 2016 Board meeting were presented for approval. The minutes were approved as presented. (Whitler/Adams)

Reports:

Licensed Physicians as of September 6, 2016:

1240 – Total Physicians:

962 - In state

278 - Out of state

14 – Newly Licensed Physicians Since Last Meeting

84 – 1st Year Educational Permits (from 7/1/16 thru 6/30/17):

2 – PGY 1 at Access Health

5 – PGY 1 at Bluefield Regional

7 – PGY 1 at Camden Clark

21 – PGY 1 at CAMC

9 – PGY 1 at Greenbrier Valley

14 – PGY 1 at Marshall University (Cabell/Huntington)

0 – PGY 1 from Marietta Memorial

2 – PGY 1 from Millcreek Community Hospital

4 – PGY 1 at Mon General/Cornerstone

9 – PGY 1 at Ohio Valley Medical Center

2 – PGY 1 at United Hospital Center

2 – PGY 1 at Wheeling Hospital

7 – PGY 1 at WVU

98 – Educational Permit Renewals (from 7/1/16 thru 6/30/17):

0 – Access Health

13 – Bluefield Regional

11 – Camden Clark

36 – CAMC

2 – Greenbrier Valley

11 – Marshall University (Cabell/Huntington)

0 – Marietta Memorial Hospital

1 – Millcreek Community Hospital

3 – Mon General/Cornerstone

13 – Ohio Valley Medical Center

5 – United Hospital Center

1 – Wheeling Hospital

2 – WVU

- 232 – Physician Assistants
 - 177 – Prescriptive Writing Privileges
 - 34 – DO’s supervise 2 PA’s
 - 13 – DO’s supervise 3 PA’s
 - 3 – DO’s supervise 4 PA’s
 - 2 – DO’s supervise 5+ PA’s
- 5 – Physician Assistants Licensed Without Supervising Physicians
- 54 – Corporations
- 69 – PLLC’s

Balance in State Depository Account as of 8/30/2016:	\$452,700.86
Beginning Balance as of 08/01/16:	\$462,565.50
Total Receipts as of 8/30/2016:	\$ 53,464.50
Total Disbursements as of 8/30/2016:	\$ 76,038.88
Fines Deposited in State Treasury as of 8/30/2016:	\$5,000.00

Purchasing Card Report – Purchases for June through July 2016
 Monthly Line Item Statements – July through August 2016

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Steven Craft, D.O.: Under Consent Order to provide quarterly reports from treating Psychiatrist. In compliance.
- Jeffrey Murillo, D.O.: Voluntary participant until relapse. Consent Order being negotiated.
- Michael Richmond, D.O. WVMPHP reports Dr. Richmond remains in full compliance with his CRCA.
- Terry Thomas, D.O. WVMPHP reports full compliance with last quarterly reporting period. Also received updated DEA MOA

Statistical and Activities Reports were provided by WVMPHP.

NEW BUSINESS:

Executive Director Report:

- 1) Board Welcomes New Legal Counsel: Jonathan Osborne, Esquire, has been assigned to the WV Board of Osteopathic Medicine following the reassignment requested by Jennifer Akers, Esquire. Jonathan was introduced and provided a brief summary of his education and experience.
- 2) FSMB Board Attorney Workshop: The 2016 Board Attorney Workshop, sponsored by the Federation of State Medical Boards will be held in Albuquerque, NM in November. Board approved Mr. Osborne to attend. **(Rubin/Adams)**
- 3) US Surgeon General Letter: The Board Office received a letter from the US Surgeon General requesting all medical licensees’ participation in the fight against opioid addiction by signing a pledge to turn the tide on this crisis. The Board recommended the letter be posted on the Board’s website for individual consideration.

4) Policy Reviews: The following policies were reviewed by the Board:

- a) Safety Policy
- b) Sexual Harassment Policy
- c) Confidentiality Policy

The following revisions were made to the Confidentiality Policy: **(Rubin/Whitler)**

Paragraph 2 item 1) was revised to read as follows:
*Non-public information about licensees of the Board,
such as personal addresses, telephone numbers and
other personal data;*

It was also requested that when providing case information to contracted providers for medical review of complaint cases, a Confidentiality Statement should be completed by the reviewer. : **(Rubin/Whitler)**

- 5) Update on Criminal Background Checks: A new, dedicated computer has been purchased through grant funds provided from the FSMB Foundation Grant for implementation of Interstate Medical Licensure. The application for participation has been approved by the FBI and the Board Staff is waiting for a training session from the WV State Police on the filing process. All Board Staff will be required to undergo a criminal background check as any of the staff in the office could have access to the report information by virtue of their employment responsibilities.

LEGISLATIVE UPDATE:

1. Proposed Rule Changes to 24 CSR 01: Revisions recommended at the July 14th meeting for “clean ups” and elimination of temporary licenses and licensing by reciprocity cannot be requested without opening the Code. The Board opted not to recommend any Code changes in 2017 and decided to concentrate on the procedural issues raised by the 2016 Legislative Session. 24 CSR 01 has been filed for public comment and approved by the WV Secretary of State. Additional grammatical changes have been recommended by Legal Counsel for the Legislative Rules Committee. Motion was made to accept the revisions as discussed and unanimously approved. **(Rubin/Whitler)**
2. Proposed Rule Changes to 24 CSR 02: This rule has been submitted for public comment and approved by the Secretary of State. Additional grammatical changes have been recommended by Legal Counsel for the Legislative Rules Committee.

Another revision was discussed under §24-2-10.7 as follows:

*A patient being treated for a chronic, degenerative, or disabling condition,
shall be seen by the supervising physician as frequently as the patient's
condition requires.*

Motion was made to accept all revisions as discussed and unanimously approved **(Rubin/Adams)**

The Board moved into Executive Session at 10:55 AM with the Executive Director and Board Counsel present. Also, in attendance for discussion only of Complaint 2014-16 was Perry Oxley and L.R. Sammons of Anspach Law Office. **(Whitler/Rubin)**

Motion was made to move back into Public Session at 12:00 PM. **(Adams/Muscari)**

REPORT FROM THE COMPLAINT COMMITTEE:

Cases Reviewed by Complaint Committee on August 16, 2016:

Reviewed: 2016-12; 2016-16; 2016-10; 2016-09; 2016-08; 2016-11; 2015-29
2016-13; 2015-26; 2016-18; 2016-19; 2016-20; 2015-38; 2015-21;
2016-02; 2016-17 and 2016-15.

Recommend for Dismissal: 2016-12 and 2016-16

Recommended Consent Orders: 2016-11 and 2015-29

Recommended Reprimands/Fines: 2016-13 and 2015-26

Referred to Full Board: 2016-10; 2016-09 (CAMC employed physicians)
2016-08 (After receiving Medical Examiner's Report)

New Complaints: 2016-18; 2016-19 and 2016-20

Requesting Legal Review: 2015-38; 2015-21 and 2016-02

Status Reports Received: 2016-17 and 2016-15

Following the August report of the Complaint Committee and additional information received by the Board at today's meeting, the following actions were approved by the full Board: **(Rubin/Adams)**

- A) **Complaints for Dismissal:** 2016-12; 2016-16; 2016-08 and 2016-17
- B) **Complaints with Consents:** 2016-11 and 2015-29
- C) **Complaints with Reprimands/
Fines:** 2016-13; 2015-26 and 2016-15
- D) **New Complaints:** 2016-18; 2016-19 and 2016-20
- E) **Requiring Legal Review:** 2016-18; 2015-21 and 2016-02

With Dr. Rubin and Mr. Whitler abstaining, the Board recommended dismissal of **Complaints 2016-10 and 2016-09. (Jones/Rowe)**

Malpractice Reports: Six (6) malpractice reports were received since the last board meeting. They were individually reviewed with one report requiring further investigation with the Florida Board of Osteopathic Medicine and then review by the Complaint Committee for possible fraudulent reporting on application for licensure.

Bruce Gorby, D.O.: The Board received a letter from Dr. Gorby dated, August 19, 2016, requesting release from probation and participation in the WVMPPH as outlined in his Consent Order issued October 1, 2013. Dr. Gorby will be instructed to go through the Case Management Committee of the WVMPPH before requesting re-consideration of any Board Orders.

Michael Kostenko, D.O.: A letter was received by the Board on August 4, 2016 from Michael Kostenko, D.O. requesting reinstatement of his license to practice medicine. Dr. Kostenko's license was revoked on June 8, 2016 and Dr. Kostenko has filed an appeal, which has not yet been heard in court. Therefore, a letter of denial will be forwarded to Dr. Kostenko until the appeal process has been completed.

John Pellegrini, D.O.:

The Board reviewed the Findings of Fact, Conclusions of Law and Recommendations from the Hearing Examiner on Complaint 2012-38. The Board upheld the Examiner's recommendation for revocation of license. **(Rubin/Whitler)**

Roland Chalifoux, Jr., D.O.:

At the request of Circuit Court Judge Charles King, a negotiated settlement has been offered by Dr. Chalifoux's counsel. The Board approved the payment of \$39,500 in settlement of attorney fees for Complaint 2014-16. **(Rubin/Whitler)**

NEXT MEETING:

The next meeting of the West Virginia Board of Osteopathic Medicine will be held on November 4, 2016, at The Greenbrier in conjunction with the annual WVOMA meeting.

ADJOURNMENT:

The meeting was adjourned at 12:10 PM. **(Rowe/Muscari)**

Respectfully submitted,



Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
November 4, 2016

The West Virginia Board of Osteopathic Medicine met on Friday, November 4, 2016, in the Pierce Room at The Greenbrier in conjunction with the WVOMA Annual meeting.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 1:35 PM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. – Secretary
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Heather Jones, PA-C – Physician Assistant Member
Sharon Rowe – Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Minutes:

The minutes of the September 15, 2016, Board meeting were presented and approved. **(Rubin/Muscari)**

Reports:

Licensed Physicians as of October 31, 2016:

1256 – Total Physicians:

970 – In state

286 – Out of state

10 – Newly Licensed Physicians Since Last Meeting

85 – 1st Year Educational Permits (from 7/1/16 thru 6/30/17):

2 – PGY 1 at Access Health

5 – PGY 1 at Bluefield Regional

7 – PGY 1 at Camden Clark

22 – PGY 1 at CAMC

9 – PGY 1 at Greenbrier Valley

14 – PGY 1 at Marshall University (Cabell/Huntington)

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2 – PGY 1 from Millcreek Community Hospital

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9 – PGY 1 at Ohio Valley Medical Center

2 – PGY 1 at United Hospital Center

2 – PGY 1 at Wheeling Hospital

7 – PGY 1 at WVU

98 – Educational Permit Renewals (from 7/1/16 thru 6/30/17):

0 – Access Health

13 – Bluefield Regional

11 – Camden Clark

36 – CAMC

2 – Greenbrier Valley

11 – Marshall University (Cabell/Huntington)

0 – Marietta Memorial Hospital

1 – Millcreek Community Hospital

3 – Mon General/Cornerstone

13 – Ohio Valley Medical Center

5 – United Hospital Center

1 – Wheeling Hospital

- 238 – Physician Assistants
 - 180 – Prescriptive Writing Privileges
 - 35 – DO’s supervise 2 PA’s
 - 12 – DO’s supervise 3 PA’s
 - 5 – DO’s supervise 4 PA’s
 - 2 – DO’s supervise 5+ PA’s
- 6 – Physician Assistants Licensed Without Supervising Physicians

- 54 – Corporations

- 72 – PLLC’s

Balance in State Depository Account as of 9/30/2016:	\$439,890.76
Beginning Balance as of 07/01/15:	\$452,848.62
Total Receipts as of 9/30/2016:	\$ 66,074.00
Total Disbursements as of 9/30/2016:	\$101,458.48
Fines Deposited in State Treasury as of 9/30/2016:	\$5,000.00

Purchasing Card Report – Purchases for August through September 2016
 Monthly Line Item Statements – September 2016

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Brandon Cestaric, D.O.: Voluntary participant until Level 2 Relapse in October. Currently undergoing inpatient treatment.
- Jeffery DeBord, D.O.: Signed Consent Order faxed to Board Office. Awaiting original, signed order.
- Bruce Gorby, D.O.: WVMPHP reports Dr. Gorby has remained in compliance.
- Jeffrey Murillo, D.O.: Voluntary participant until Level 2 Relapse in May. Has returned to work and is in compliance with his CRCA.
- Michael Richmond, D.O. WVMPHP reports Dr. Richmond remains in full compliance with his CRCA.
- Terry Thomas, D.O. WVMPHP reports full compliance with last quarterly reporting period.

NEW BUSINESS:

Executive Director Report:

- 1) Letter Regarding Tobacco CME Requirement: A letter was received by the Board Office from Rahul Gupta, MD, Commissioner and State Health Officer. Dr. Gupta was requesting the Board require an annual tobacco cessation course as part of their license renewal process. The Board referred this issue to WVOMA for inclusion in their CME programming.
- 2) FSMB Board Attorney Workshop: Jonathan Osborne, Board Counsel, has registered to attend the FSMB Board Attorney Workshop held in New Mexico from November 16 and 17th. He will provide the CME session on this workshop during our January meeting.
- 3) DEA Reduction in Opioid Manufacturing: The Board Office received notification of the DEA action to reduce the amount of almost every Schedule II opiate that may be manufactured in the U.S. at least 25% in 2017.
- 4) State Auditor’s Conference – November 29, 2016: Registration deadline for the 2016 State Auditor’s Conference held at the Marriot in Charleston is November 14, 2016. Any Board member wishing to attend should contact the Board Office, so their registration can

be forwarded prior to the deadline.

- 5) Roland Chalifoux, Jr., D.O. Civil Case: Settlement has been reached and the check forwarded to Dr. Chalifoux for negotiated attorney fees. However, there are still issues about the language within the settlement agreement that the physician will not agree upon. BRIM counsel continues to work toward a resolution.
- 6) John H. Pellegrini, D.O.: BRIM and counsel continue to work on the civil case. All twelve cases will go to mediation next week. Possible settlement options were discussed.
- 7) Implementation of Uniform Application: Work has begun on the implementation of the Uniform Application in preparation for the Interstate Medical Licensure Compact plan for licensing to begin in January 2017. The U/A should be operational with the Board's online application by the first of the year.

BOARD MEMBER REQUEST:

Dr. Rubin requested the Board review the list of questions currently being asked on each application for a new license and for all renewals. There is concern about how the questions are being interpreted by some applicants. The questions will be made available to all board members to review before the next meeting.

LEGISLATIVE UPDATE:

The Board Office received notification from House Counsel, Charles Roskovensky, that a bill may be introduced in 2017 for the creation of a Prescription Drug Repository Program. No draft has been received to date. Board will be kept apprised of further development.

The Board moved into Executive Session at 2:05 PM with the Executive Director and Board Counsel present. **(Adams/Muscari)**

Motion was made to move back into Public Session at 2:30 PM. **(Rubin/Adams)**

REPORTS FROM THE COMPLAINT COMMITTEE:

Cases Reviewed by Complaint Committee on October 20, 2016:

2016-18; 2016-24; 2016-02; 2016-21; 2006-39; 2015-47; 2015-37; 2015-11; 2015-15; 2016-05; 2015-29; 2016-25; 2016-26; 2016-27 and 2016-28.

Recommended for Dismissal:

2016-24

Recommended for Dismissal with Letter of Concern:

2016-21

Recommended for Consent Order:

2016-18

Referred to Full Board:

2016-23

Recommended New Complaints:

2016-25; 2016-26; 2016-27 and 2016-28

Status Reports Received:

2016-14; 2015-10; 2016-19; 2016-01; 2016-22; 2016-15; 2016-13; 2015-26 and 2016-20.

Following the October report of the Complaint Committee, the following actions were voted on and approved by the full Board: **(Rubin/Muscari)**

- A) **Complaint for Dismissal:** 2016-24
- B) **Complaint for Dismissal with Letter of Concern:** 2016-21
- C) **Complaint with Consent Order:** 2016-18
- D) **New Complaints:** 2016-25; 2016-26; 2016-27 and 2016-28
- E) **Complaint Referred to Board:** 2016-23 (No physician response received to date. No action taken.)
- F) **Complaints 2015-47 and 2015-37:** Consent Orders mailed to physicians with no response. If not received, set for hearing. **(Rubin/Muscari)**

Malpractice Reports: Six (6) malpractice reports were reviewed with no further action required.

William Casto, D.O.: A letter has been received requesting his probation be lifted as all requirements of his Consent order have been met. **(Rubin/Whitler)**

Jeffrey Kent Bates, D.O.: Consent Order signed December 2015 but no action from licensee on meeting requirements. Set for hearing. **(Rubin/Muscari)**

Sanjay Mehta, D.O.: Physician counsel has requested a delay in hearing so that all three complaints against physician can be prepared for one hearing. Delay has been ongoing. Set for hearing. **(Rubin/Whitler)**

Joel Smithers, D.O.: Consent Order offered with no response. Re-schedule hearing. **(Rubin/Adams)**

James Blume, D.O.: Hearing Examiner has requested additional information. Conference Call scheduled for Monday, November 7, 2016.

NEXT MEETING: The next regularly scheduled Board Meeting will be held on January 27, 2017 at the Embassy Suites in conjunction with the Mid-Winter WVSOM meeting.

ADJOURNMENT: The meeting was adjourned at 2:40 PM. **(Rubin/Muscari)**

Respectfully submitted,



Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
January 27, 2017

The West Virginia Board of Osteopathic Medicine met on Friday, January 27, 2017, in Conference Room 227 at The Embassy Suites in conjunction with the WVSOM Mid-Winter meeting.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 1:05 PM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. - Secretary
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Heather Jones, PA-C - Physician Assistant Member
Sharon Rowe - Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Also attending today's meeting were: John Asuquo, D.O.; James Blume, D.O.;
Brandon Cestaric, D.O. and Brian McDevitt, D.O.

Minutes:

The minutes of the November 4, 2016, Board meeting were presented and approved. **(Whitler/Adams)**

Reports:

Licensed Physicians as of January 19, 2017:

1264 – Total Physicians:

980 – In state

284 – Out of state

8 – Newly Licensed Physicians Since Last Meeting

88 – 1st Year Educational Permits (from 7/1/16 thru 6/30/17):

2 – PGY 1 at Access Health

6 – PGY 1 at Bluefield Regional

7 – PGY 1 at Camden Clark

22 – PGY 1 at CAMC

9 – PGY 1 at Greenbrier Valley

16 – PGY 1 at Marshall University (Cabell/Huntington)

0 – PGY 1 from Marietta Memorial

2 – PGY 1 from Millcreek Community Hospital

4 – PGY 1 at Mon General/Cornerstone

9 – PGY 1 at Ohio Valley Medical Center

2 – PGY 1 at United Hospital Center

2 – PGY 1 at Wheeling Hospital

7 – PGY 1 at WVU

98 – Educational Permit Renewals (from 7/1/16 thru 6/30/17):

0 – Access Health

13 – Bluefield Regional

11 – Camden Clark

36 – CAMC

2 – Greenbrier Valley

11 – Marshall University (Cabell/Huntington)

0 – Marietta Memorial Hospital

1 – Millcreek Community Hospital

3 – Mon General/Cornerstone

13 – Ohio Valley Medical Center

5 – United Hospital Center

- 1 – Wheeling Hospital
- 2 – WVU

- 246 – Physician Assistants
 - 153 – Prescriptive Writing Privileges
 - 33 – DO’s supervise 2 PA’s
 - 12 – DO’s supervise 3 PA’s
 - 6 – DO’s supervise 4 PA’s
 - 2 – DO’s supervise 5+ PA’s
- 9 – Physician Assistants Licensed Without Supervising Physicians
- 56 – Corporations
- 74 – PLLC’s

Balance in State Depository Account as of 12/31/2016:	\$335,503.72
Beginning Balance as of 12/01/2016:	\$361,719.02
Total Receipts as of 12/31/2016:	\$ 81,552.80
Total Disbursements as of 12/31/2016:	\$221,324.32
Fines Deposited in State Treasury as of 12/31/2016:	\$5,000.00

Purchasing Card Report – Purchases for October through December 2016
 Monthly Line Item Statements – October through December 2016

Motion made and unanimously approved to accept the statistical and financial reports. **(Rubin/Whitler).**

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Steven Craft, D.O.: Quarterly report from psychiatrist received.
- Brandon Cestaric, D.O.: Just released last Friday from extended inpatient treatment.
- Jeffery DeBord, D.O.: WVMPPH quarterly report indicates compliance.
- Bruce Gorby, D.O.: WVMPPH reports Dr. Gorby has remained in compliance.
- Jeffrey Murillo, D.O.: WVMPPH quarterly report indicates compliance.
- Michael Richmond, D.O.: Reports from WVMPPH and Virginia PHP report full compliance.
- Terry Thomas, D.O.: WVMPPH reports full compliance with last quarterly reporting period.
- Carlos Valadares, D.O.: New licensee reported in full compliance with WVMPPH as required by Consent Order.

Bi-Annual Statistical Reports were also provided by WVMPPH.

NEW BUSINESS:

Executive Director Report:

- 1) Implementation of Uniform Application: The Executive Director announced the full implementation of the Uniform Application as of January 9, 2017. Now osteopathic physicians have the option of completing a U/A with the WV application or just submitting the WV application.
- 2) Preparation of Licensing Database for IMLCC: A dedicated computer has been purchased through the grant received from the FSMB Foundation for IMLC implementation. It has been installed in preparation for receiving criminal background checks for the Interstate Medical Licensure Compact and all office staff have been vetted to receive criminal background reports. Once Legislative Rules are approved during the 2017 legislative session to enforce “Lynette’s Law,” passed by the 2016 WV Legislature, all new licensees will be required to complete criminal background checks.

- 3) FSMB Annual Meeting 2017: The FSMB Annual Meeting will be held in Fort Worth, Texas, April 20 – 22, 2017. Scholarships have been received for the Board President, Executive Director and Public Member, Sharon Rowe. The Executive Director requested funds to send the Licensure Analyst to this year’s meeting and she was given approval for up to \$1,800 total expenditures.
- 4) Results of 2016 CME Audit: A total of 463 license renewals were received during the 2016 renewal period. A random audit of 54 applications reported a compliance rate of 94%. Three physicians were unable to produce certificates for the reported CME for which board-issued complaints will be filed.
- 5) Health Care Highlights Subscription: The Board approved an annual subscription to Health Care Highlights on legislative updates. The cost of the yearly subscription is \$125.
- 6) Board Staff Performance Evaluations 2016: The Executive Director provided copies of the 2016 performance evaluations conducted for the Administrative Assistant, Licensure Analyst and Legal Counsel. The evaluation of the Executive Director was conducted by the Board as she was excused from the meeting. A 5% salary increase was recommended for the Licensure Analyst for her added responsibilities for the complaint process.
- 7) 2017 Board Elections: President Miller appointed Sharon Rowe to chair the Nominations Committee with a report to be provided for elections at the next meeting of the Board.
- 8) Civil Case Summary: A summary of the three civil suits filed against the Board and the Executive Director by three disciplined physicians, was presented for the Board’s review. One case has been postponed while criminal proceedings are pending and another appeal has been postponed until November 2017. The remaining have been resolved.

The Board moved into Executive Session at 3:20 PM with the Executive Director and Board Counsel present. **(Whitler/Rowe)**

Motion was made to move back into Public Session at 4:00 PM. **(Whitler/Muscari)**

REPORT FROM THE COMPLAINT COMMITTEE:

Dismissal: The Committee recommends dismissal of the following complaints:

**2016-34; 2016-19; 2016-30;
and 2016-33; 2016-01; 2016-25 (with letters of concern)**

Refer to Full Board: As both Complaint Committee members have a contractual relationship with the same institution by which the respondent is employed, these complaints are referred to the full board for further action:

2016-29; 2016-23

Consent Order: The Complaint Committee has proposed terms for a Consent Order while undergoing treatment.

2016-27

Summary The Complaint Committee recommends summary suspension.

Suspension:

2016-18

Prepare Statement of Charges and Set For Hearing:

The Complaint Committee proposes Statement of Charges be prepared and case set for hearing.

2016-20

New Complaints:

The Committee recommended the opening of the following new complaints:

2017-01: Resident worked on expired ED Permit 7-2016 thru 12-2016

2017-02: Resident worked on expired ED Permit 7-2016 thru 12-2016

2017-03: Hospital reprimand and requirement of additional training

2017-04: Clinic report of possible HIPAA and narcotics violations

Needing Additional Follow Up:

The following cases were reviewed and required additional action before a recommendation can be made to the Board:

2016-28: Request medical records from all providers;

2016-31: Request medical records and autopsy reports;

2016-22: Obtain copy of original malpractice report;

2016-26: Request more detailed answers by the physician to specific allegations;

STATUS REPORTS:

The Complaint Committee also received updates on the status of the following cases:

2006-39; 2015-10; 2016-02; 2016-32.

Following the report of the January Complaint Committee, the following actions were voted on and approved by the full Board:

- A) **Complaints for Dismissal:** 2016-34; 2016-19 and 2016-30 (**Rubin/Jones**)
- B) **Complaints for Dismissal:** 2016-29 and 2016-23 (**Rowe/Muscari**)
Dr. Rubin and Mr. Whitler recused themselves from voting on these dismissals as they are contracted with the same employer.
- C) **Complaints for Dismissal with Letter of Concern:** 2016-33; 2016-01 and 2016-25 (**Rubin/Jones**)
- D) **Complaint with Consent Order for Suspension While Undergoing Medical Treatment:** 2016-27 (**Rubin/Muscari**)
- E) **Complaint with Consent Order for Suspension for Six Months:** 2016-18 (**Rubin/Rowe**)
- F) **Complaint for Hearing and Statement of Charges:** 2016-20 (**Rubin/Jones**)
- G) **New Complaints:** 2017-01; 2017-02; 2017-03 and 2017-04 (**Rubin/Jones**)

Mr. Whitler recused himself from voting as he sits on a board of the employing facility.

- H) **New Complaints from CME Audit 2016:** 2017-05; 2017-06 and 2017-07 (**Jones/Muscari**)

Malpractice Reports:

Six (6) malpractice reports were reviewed with no further action required.

Bruce Gorby, D.O.:

A request has been received by Dr. Gorby with letters of recommendation from his employer and WVMPHP, to be released from his probation and required participation with the PHP. Board approved Dr. Gorby's request. **(Rowe/Adams)**

James Blume, D.O.:

After review of the Hearing Examiner's Finding of Fact, Conclusion of Law and Recommendation, the Board unanimously agreed with the hearing examiner's recommendation and voted to revoke Dr. Blume's license. **(Adams/Rowe)**

Maury Witkoff, D.O.:

The Board Office had received an anonymous complaint on Dr. Witkoff's prescribing practices and the Board requested some information on the doctor's practice. Dr. Witkoff did provide information regarding his practice but, based on his response, the Board referred the issue back to the Complaint Committee for further review and possible new complaint.

John Asuquo, D.O.:

Applicant was referred to full board following discrepancies during his interview process. He applied to the Georgia Board of Medicine for a license but was required to complete a clinical assessment course for competency. Motion was made and unanimously passed to request the Georgia application files and offer the same restriction to the doctor for a WV license. **(Rubin/Rowe)**

Brian McDevitt, D.O.:

Dr. McDevitt has passed the Convex as required by his Consent Order for reinstatement of license. He must now submit an application for reinstatement with the knowledge that the license will continue to be restricted with no controlled substance prescribing for at least two years. **(Adams/Muscari)**

The Board moved back into Executive Session at 4:10 PM, to review staff evaluations, with the Executive Director and Board Counsel being excused. **(Muscari/Rowe)**

Motion was made to move back into Public Session at 4:20 PM. **(Rowe/Muscari)**

A 5% salary increase was recommended for the Licensure Analyst for her added responsibilities in the complaint process. **(Rowe/Muscari)**

ADJOURNMENT:

The meeting was adjourned at 4:25 PM. **(Muscari/Jones)**

Respectfully submitted,



Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
May 15, 2017

The West Virginia Board of Osteopathic Medicine met on Monday, May 15, 2017, in the Conference Room of Mid-Ohio Valley Medical Group in Vienna, West Virginia.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 9:30 AM. The meeting was scheduled at 9:00 AM but several board members had trouble finding the conference room.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. – Secretary
Robert Whitley, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Sharon Rowe – Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Minutes:

The minutes of the January 27, 2017 meeting were presented and approved. **(Whitley/Rubin)**

Reports:

Licensed Physicians as of May 4, 2017:

1297 – Total Physicians:

986 – In state

311 – Out of state

33 – Newly Licensed Physicians Since Last Meeting

88 – 1st Year Educational Permits (from 7/1/16 thru 6/30/17):

2 – PGY 1 at Access Health

6 – PGY 1 at Bluefield Regional

7 – PGY 1 at Camden Clark

22 – PGY 1 at CAMC

9 – PGY 1 at Greenbrier Valley

16 – PGY 1 at Marshall University (Cabell/Huntington)

0 – PGY 1 from Marietta Memorial

2 – PGY 1 from Millcreek Community Hospital

4 – PGY 1 at Mon General/Cornerstone

9 – PGY 1 at Ohio Valley Medical Center

2 – PGY 1 at United Hospital Center

2 – PGY 1 at Wheeling Hospital

7 – PGY 1 at WVU

98 – Educational Permit Renewals (from 7/1/16 thru 6/30/17):

0 – Access Health

13 – Bluefield Regional

11 – Camden Clark

36 – CAMC

2 – Greenbrier Valley

11 – Marshall University (Cabell/Huntington)

0 – Marietta Memorial Hospital

1 – Millcreek Community Hospital

3 – Mon General/Cornerstone

13 – Ohio Valley Medical Center

5 – United Hospital Center

- 1 – Wheeling Hospital
- 2 – WVU

229 – Physician Assistants

- 177 – Prescriptive Writing Privileges
- 36 – DO’s supervise 2 PA’s
- 11 – DO’s supervise 3 PA’s
- 5 – DO’s supervise 4 PA’s
- 1 – DO’s supervise 5+ PA’s

5 – Physician Assistants Licensed Without Supervising Physicians

56 – Corporations

76 – PLLC’s

Balance in State Depository Account as of 3/31/2017:	\$271,248.33
Beginning Balance as of 7/01/2016:	\$475,275.24
Total Receipts as of 3/31/2017:	\$ 81,552.80
Total Disbursements as of 12/31/2016:	\$271,248.33
Fines Deposited in State Treasury as of 3/31/2017:	\$ 10,500.00

Purchasing Card Report – Purchases for January through March 2017

Monthly Line Item Statements – January through March 2017

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Steven Craft, D.O.: Quarterly report from psychiatrist reports compliance.
- Brandon Cestarc, D.O.: Reported relapse from WVMPPH.
- Jeffery DeBord, D.O.: WVMPPH quarterly report indicates compliance.
- Jeffrey Murillo, D.O.: WVMPPH quarterly report indicates compliance.
- Michael Richmond, D.O. Reports from WVMPPH and Virginia PHP report full compliance.
- Terry Thomas, D.O. WVMPPH reports full compliance with last quarterly reporting period.
- Carlos Valadares, D.O.: WVMPPH reports in full compliance.

Osteopathic Participant Listing was also provided by WVMPPH.

NEW BUSINESS:

Executive Director Report:

- 1) Update on Civil Cases 16-C-252-B & 16-C-844: The Executive Director provided an update on the two civil cases still pending. 16-C-252-B remains pending as the physician filing the claim has just pled guilty to a felony and will be sentenced in August 2017.

A list of witnesses being called by the plaintiff in 16-C-844, was provided to the Board. The Executive Director will be deposed on June 14, 2017 and a date is yet to be set for the deposition of the Board President.

- 2) Tri-Regulator Symposium: A notice has been received from the FSMB for the Tri-Regulator Symposium to be held in Chicago, IL on July 25 and 26, 2017. All physician board members will be attending an AOA meeting that same week.
- 3) WV Board of Pharmacy Invitation on MAT: The WV Board of Pharmacy would like to work with representatives from the medical licensing boards to increase the participation in Medication Assisted Treatment (MAT) therapy. A motion was made and carried to

appoint Jimmy Adams, D.O. to serve in that capacity. **(Rubin/Muscari)**

- 4) ACGME/AOA Residencies: The Board Office has received several calls from residents and residency programs regarding the status of AOA required internships between now and 2020 when the dual accreditations are gone. However, until July 1, 2020, if a program is AOA accredited when the resident begins his/her PGY1, that first AOA year will be required. After June 30, 2020 no programs will be granting AOA internships.

Dr. Rubin will provide the Board Office a list of the West Virginia programs and what stage their conversions are in to date. That will assist the office in determining who will need Resolution 42 or the additional 40 hours of Category 1A CME hours.

- 5) WVU Notice Regarding Osteopathic Residencies: A member of the Board Staff found a statement on WVU Internal Medicine Department website which had some inaccurate information about osteopathic residency requirements. The statement was reviewed by the Board which felt a response was warranted. A letter was drafted and will be mailed to Dr. Marsh, Vice President & Executive Dean for Health Sciences at WVU.

- 6) 2017 Regulatory Changes: The Executive Director provided the following summary of the 2017 legislative action affecting the Board functions:

- A) HB2219: Contained the Board's legislative rule changes regarding criminal background checks on all initial applicants and moral character references no longer being required;
- B) SB4: Made provisions for volunteer licenses to be issued for providing non-compensated care up to 21 days;
- C) SB347: The PA Bill was passed in session but vetoed by Governor;
- D) HB2359: Authorized the WV Board of Osteopathic Medicine to hire its own attorney and to share staff with WV Board of Medicine as needed;
- E) HB2518: Authorized Pharmacists and Pharmacy Interns to administer HPV and Flu vaccines with a physician order;
- F) HB2628: Mandates that if a licensing board discovers credible evidence during an investigation that a licensee has engaged in criminal activity, the Board must report the activity to law enforcement;
- G) HB2631: Erases time limits on resolving complaints if the delays have been caused by the licensee or his/her attorney.

- 7) WV Board of Pharmacy Legislative Rule Changes: The Board of Pharmacy provided a copy of their proposed Legislative Rules for 2018 to carry out the provision allowing Pharmacists and Interns to administer HPV and Flu vaccines. Also included in that rule is a request to allow basic life support training and CPR classes to be administered not only by the American Red Cross and the American Heart Association but to also include all classes approved by the WVDHHR, Bureau for Medical Services for the Intellectual Development Disabilities Waiver Program.

- 8) CMBI Re-Certification for Board Investigator: Michael Kidd's CMBI certification expires this year and Administrators in Medicine is offering a CMBI re-certification workshop in August 2017 in Kansas City, Missouri. Registration is \$500. Board approved the registration, travel and hotel expenses for Mr. Kidd to re-certify. **(Adams/Whitler)**

- 9) 2017 Board Elections: The Nominations Committee met and, because three board member terms are due to expire in June 2017, no changes were made to the current slate of officers. By unanimous vote the following officers were re-elected:

President: Ernest Miller, D.O.
Vice President: Robert Whitler
Secretary: Arthur Rubin, D.O.

The Board recessed from 10:30 AM to 10:45 AM.

The Board moved into Executive Session at 10:45 AM with the Executive Director and Board Counsel present. **(Rubin/Adams)**

Motion was made to move back into Public Session at 11:17 AM. **(Rubin/Adams)**

After hearing the report from the Complaint Committee, the following actions were recommended by the Board. **(Adams/Rowe)**

- Dismissal:** Dismissal of the following complaints:
2016–28; 2017–09
and (with letters of concern)
2017–08; 2017–05; 2017–01; 2017–06; 2017–07; 2017–02 and 2016–22
- Consent Order:** The Board amended the December 2015 Consent Order to include a requirement for all terms to be completed by October 31, 2017.:
2015–29
- Summary Suspension:** The Board recommends summary suspension with hearing.
2017–04
- Prepare Statement of Charges and Set For Hearing:** The Statement of Charges be prepared and cases set for hearing.
2016–26 and 2016–02
- Reprimand, Fines, and/or CME Courses:** The Complaint Committee proposes the following:
2015–26 – Reprimand and \$10,000 Fine
2016–20 – Reprimand, \$5,000 Fine and CME Courses on HIPAA and Ethics approved by the Board
- New Complaints:** The Board approved the following new complaints:

2017–13: Osteopathic physician filed complaint against another osteopathic physician for incompetency regarding completion of Certificate of Merit in malpractice case.

2017–14: New complaint filed regarding breach of CRCA and Board consent agreements.
- Malpractice Reports:** Twelve (12) malpractice reports were reviewed with no further action.
- Felix Brizuela, D.O.:** A request to be released from his Consent Order has been received from Dr. Brizuela. As all requirements of the order have been met, an order to release Dr. Brizuela from the Consent Order of April 2016 will be prepared by Board Counsel.
- Joel Smithers, D.O.:** Board Counsel is in the process of negotiating a Consent Order. Dr. Smithers no longer practices in West Virginia but has a license until June 30, 2018.

Board Counsel Position as Related to HB2359:

For this discussion, Jonathan Osborne, AG–Appointed Board Counsel, was asked to leave the meeting. As HB2359 authorizes the Board to hire their own legal counsel or in–house investigations and legal work, the Board instructed the Executive Director to post the position and conduct a review of all applicants, including Mr. Osborne if he is interested in the position. By the next Board Meeting, and after screening by the Executive Director, qualified applicants should appear before the Board for interviews.

ADJOURNMENT: The meeting was adjourned at 4:25 PM. (Muscarel/Jones)

Respectfully submitted,

A handwritten signature in cursive script that reads "Arthur B. Rubin, D.O.".

Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
August 9, 2017

The West Virginia Board of Osteopathic Medicine met on Wednesday, August 9, 2017, in the Conference Room at the Board Office on 405 Capitol Street, Charleston, West Virginia.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 9:08 AM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. – Secretary
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Heather Jones, PA – C – Physician Assistant Member
Sharon Rowe – Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Also attending today's meeting were: John Asuquo, D.O. and three interview candidates for Board Counsel position.

Minutes:

The minutes of the May 15, 2017, Board meeting were presented and approved. **(Rubin/Adams)**

Reports:

Licensed Physicians as of August 1, 2017:

1200 – Total Physicians:
947 – In state
253 – Out of state

42 – Newly Licensed Physicians Since Last Meeting

82 – 1st Year Educational Permits (from 7/1/17 thru 6/30/18):

4 – PGY 1 at Access Health
2 – PGY 1 at Bluefield Regional
6 – PGY 1 at Camden Clark
17 – PGY 1 at CAMC
8 – PGY 1 at Greenbrier Valley
13 – PGY 1 at Marshall University (Cabell/Huntington)
0 – PGY 1 from Marietta Memorial
5 – PGY 1 from Millcreek Community Hospital
4 – PGY 1 at Mon General/Cornerstone
8 – PGY 1 at Ohio Valley Medical Center
2 – PGY 1 at United Hospital Center
2 – PGY 1 at Wheeling Hospital
11 – PGY 1 at WVU

136 – Educational Permit Renewals (from 7/1/17 thru 6/30/18):

4 – Access Health
10 – Bluefield Regional
10 – Camden Clark
42 – CAMC
7 – Greenbrier Valley
24 – Marshall University (Cabell/Huntington)
0 – Marietta Memorial Hospital
0 – Millcreek Community Hospital
5 – Mon General/Cornerstone

16 – Ohio Valley Medical Center
6 – United Hospital Center
3 – Wheeling Hospital
9 – WVU

240 – Physician Assistants
185 – Prescriptive Writing Privileges
34 – DO’s supervise 2 PA’s
10 – DO’s supervise 3 PA’s
6 – DO’s supervise 4 PA’s
1 – DO’s supervise 5+ PA’s

6 – Physician Assistants Licensed Without Supervising Physicians

54 – Corporations

65 – PLLC’s

Balance in State Depository Account as of 7/31/2017:	\$421,311.01
Beginning Balance as of 7/1/2017:	\$421,311.01
Total Receipts as of 7/31/2017:	\$ 17,874.50
Total Disbursements as of 7/31/2017:	\$ 36,312.43
Fines Deposited in State Treasury as of 7/31/2017:	- 0 -

Purchasing Card Report – Purchases for April through June 2017
Monthly Line Item Statements – April through July 2017

The statistical and financial reports were approved as presented.

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

Steven Craft, D.O.:	Quarterly report from psychiatrist received.
Brandon Cestarcic, D.O.:	Compliant with WVMPHP. Second complaint to be discussed in Executive Session.
Jeffery DeBord, D.O.:	WVMPHP quarterly report indicates compliance.
Jeffrey Murillo, D.O.:	WVMPHP quarterly report indicates compliance.
Michael Richmond, D.O.	Reports from WVMPHP and Virginia PHP report full compliance.
Craig Swann, D.O.:	In full compliance. Has requested stay of his six month suspension.
Terry Thomas, D.O.	WVMPHP reports full compliance.
Carlos Valadares, D.O.:	WVMPHP reports full compliance.

Participation updates were also provided by WVMPHP.

The Board moved into Executive Session at 9:30 AM with the Executive Director present to conduct interviews for the Board Counsel position. At 10:25 the current Counsel was invited back into the Executive Session. **(Adams/Rubin)**

Motion was made to move back into Public Session at 11:18 AM. **(Whitler/Muscari)**

NEW BUSINESS:

Executive Director Report:

- 1) Medical Cannabis Board: DHHR announced the appointments to the Medical Cannabis Board. The Osteopathic Profession was not represented. Motion was made, and passed, to send a letter to Dr. Gupta recognizing the appointments without osteopathic representation and offering osteopathic assistance should a vacancy occur or if an osteopathic specialist could assist in the board’s work. A carbon copy of the letter will be forwarded to Senator Takubo. **(Adams/Rubin)**

- 2) NPDB Compliance Report 2017: The Board received notification of their 100% compliance with timely reporting. The review examined state licensing board adverse actions taken between January 2014 and December 2015.
- 3) FSMB Board Attorney Workshop: The FSMB is sponsoring their annual Board Attorney Workshop in San Diego, November 8 – 9, 2017. The Board approved payment of travel and expenses for our Board Counsel to attend this workshop, **(Rubin/Rowe)**
- 4) Annual Review of Safety and Confidentiality Policies: A report on the annual safety inspection conducted in the Board Office was presented for review along with the safety policy. The Confidentiality Policy was reviewed with each Board Member signing a new annual confidentiality agreement. Both policies were approved as presented. **(Muscari/Adams)**

At 11:45 AM Dawn Morton – Rias, Ed.D., PA – C and President/CEO of NCCPA, presented a review of Physician Assistant Practice Patterns and Certification. She reviewed national practice patterns and provided a breakdown on the utilization of PA’s in West Virginia.

Legislative Issues:

Following the passage of SB 1014 during the Special Session of the 2017 Legislature, 24 CSR 02 required revisions to meet the changes made to the licensing of Physician Assistants. Changes approved included: **(Jones/Whitler)**

- 1) Replacement of the term, “supervising/supervisor” with “collaborating/collaboration.”
- 2) Termination of NCCPA certification requirement for license renewal but, NCCPA recertification would meet 97 of the 100 hours for continuing education credit for renewal.
- 3) Authority to sign death certificates and other medical certification forms if allowed by Practice Agreement.
- 4) Authority to prescribe 30 – day supply of Schedule III controlled substances without refill.
- 5) Authority to independently bill for services as per Practice Agreement.

The Board moved back into Executive Session at 12:30 PM with the Executive Director and Board Counsel present. **(Rowe/Whitler)**

Motion was made to move back into Public Session at 1:05 PM. **(Whitler/Muscari)**

REPORT FROM THE COMPLAINT COMMITTEE:

Status Reports Received:	2015 – 10; 2015 – 11; 2015 – 15; 2016 – 02; 2016 – 05; 2016 – 31; 2016 – 32; 2017 – 04; 2017 – 23; 2017 – 24. (Mr. Whitler was recused from discussions of 2017 – 04 and 2017 – 23)
Recommend for Dismissal:	2017 – 10; 2017 – 11; 2017 – 12; 2017 – 13; 2017 – 16; 2017 – 17; 2017 – 19; 2017 – 21; 2017 – 22; 2015 – 10; 2016 – 02; 2016 – 32.
Full Board Review:	2017 – 14; 2017 – 18
Prepare Statement of Charges and Prepare for Hearing:	2016 – 26; 2017 – 03

- New Complaints:
- 2017 – 25: – Board received complaint of physician being escorted off hospital premises. After inquiry to hospital, Board learned that physician has agreed not to see patients during investigation.
 - 2017 – 26: – Osteopathic physician received reprimand from Idaho State Board of Medicine for prescribing testosterone to Idaho patients via email and telephone without first registering with Idaho Board of Pharmacy and DEA.

Complaints Requiring Additional Follow Up:

- 2017 – 18 and 2017 – 20 – Need to request additional medical records.

Following the report of the July Complaint Committee, the following actions were voted on and approved by the full Board:

- A) **Complaints for Dismissal:** 2017 – 10; 2017 – 11; 2017 – 12; 2017 – 13; 2017 – 16; 2017 – 17; 2017 – 19; 2017 – 21; 2017 – 22; 2016 – 02; 2016 – 32. **(Rowe/Whitler)**
- B) **Complaints For Statement of Charges and Hearing:** 2016 – 26 and 2017 – 03 **(Rowe/Adams)**
- C) **Extension of Suspension for Six Months With Automatic Revocation Upon Another Breach of Consent Agreement.** 2017 – 14 **(Adams/Jones)**
During the investigation, evidence was found against a Nurse Practitioner writing a prescription for a controlled substance with no patient record. Will be reported to Nursing Board.
- D) **Request Office Notes:** 2017 – 20 and 2017 – 18 (Dr. Rubin recused from meeting discussion and vote.)
- E) **New Complaints:** 2017 – 25; 2017 – 26; 2017 – 27; 2017 – 28; 2017 – 29; 2017 – 30; 2017 – 31 and 2017 – 32. **(Adams/Rowe)**

Malpractice Reports: Three (3) malpractice reports were reviewed with no further action required.

John Asuquo, D.O.: Applicant reported he had withdrawn his application in Georgia and a letter from the Georgia Board documented his withdrawal was accepted. Dr. Asuquo was granted a license to practice in West Virginia. **(Rubin/Muscari)**

The Board moved back into Executive Session at 1:15 PM, to review board counsel candidates with Board Counsel being excused. **(Whitler/Rowe)**

Motion was made to move back into Public Session at 1:20 PM. **(Rowe/Muscari)**

Board Counsel Position: Mr. Jonathan Osborne was selected to serve the WV Board of Osteopathic Medicine as our employed attorney. The Executive Director will begin the process for an internal departmental transfer from the Attorney General’s Office. No change in salary

at present time. **(Rubin/Whitler)**

Craig Swann, D.O.:

Dr. Swann has submitted a request to lift his six-month suspension. Letters of support for Dr. Swann's return to work were received by Dr. Brad Hall, WVMPHP and Cathy Rasnake, Dr. Swann's counselor. The Board lifted the suspension as of September 1, 2017 and requested an agreement to require Dr. Swann to continue with the PHP. **(Rubin/Adams)**

Next Meeting:

The next, regularly scheduled meeting of the Board will be held on November 3, 2017, at 9:00 AM at The Greenbrier, in conjunction with the WVOMA Annual Fall Meeting.

ADJOURNMENT:

The meeting was adjourned at 1:25 PM. **(Whitler/Rowe)**

Respectfully submitted,



Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
November 3, 2017

The West Virginia Board of Osteopathic Medicine met on Friday, November 3, 2017, in the Pierce Room at The Greenbrier in conjunction with the WVOMA Annual Meeting.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 9:10 AM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. – Secretary
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Sharon Rowe – Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Excused:

Heather Jones, PA-C – PA Member

Also attending today's meeting were: Brian McDevitt, D.O.; Jeffrey Kent Bates, D.O.; Rhonda Guy, D.O.; Scotty Rose, PA, and L.R. Sammons, Esquire from Anspach Law.

Minutes:

The minutes of the August 9, 2017, Board meeting were presented and approved. **(Rubin/Adams)**

Reports:

Licensed Physicians as of October 23, 2017:

1238 – Total Physicians:

971 – In state

267 – Out of state

24 – Newly Licensed Physicians Since Last Meeting

84 – 1st Year Educational Permits (from 7/1/17 thru 6/30/18):

4 – PGY 1 at Access Health

2 – PGY 1 at Bluefield Regional

6 – PGY 1 at Camden Clark

18 – PGY 1 at CAMC

8 – PGY 1 at Greenbrier Valley

13 – PGY 1 at Cabell/Huntington Hospital

0 – PGY 1 from Marietta Memorial Hospital

5 – PGY 1 from Millcreek Community Hospital

5 – PGY 1 from Cornerstone

8 – PGY 1 at Ohio Valley Medical Center

2 – PGY 1 at United Hospital Center

2 – PGY 1 at Wheeling Hospital

11 – PGY 1 at WVU

136 – Educational Permit Renewals (from 7/1/17 thru 6/30/18):

4 – Access Health

10 – Bluefield Regional

10 – Camden Clark

42 – CAMC

7 – Greenbrier Valley

24 – Cabell/Huntington Hospital

0 – Marietta Memorial Hospital

0 – Millcreek Community Hospital

5 – Cornerstone

- 16 – Ohio Valley Medical Center
- 6 – United Hospital Center
- 3 – Wheeling Hospital
- 9 – WVU

- 246 – Physician Assistants
 - 231 – Prescriptive Writing Privileges
 - 34 – DO’s supervise 2 PA’s
 - 14 – DO’s supervise 3 PA’s
 - 5 – DO’s supervise 4 PA’s
 - 2 – DO’s supervise 5+ PA’s
- 8 – Physician Assistants Licensed Without Supervising Physicians

- 56 – Corporations

- 66 – PLLC’s

Balance in State Depository Account as of 9/30/2017:	\$388,179.12
Beginning Balance as of 7/01/2017:	\$421,311.01
Total Receipts as of 9/30/2017:	\$ 13,130.00
Total Disbursements as of 9/30/2017:	\$ 44,140.18
Fines Deposited in State Treasury as of 9/30/2017:	\$ -0-

Purchasing Card Report – Purchases for July through September 2017
 Monthly Line Item Statements – August through September 2017

Motion made and unanimously approved to accept the statistical and financial reports as presented. **(Rowe/Muscari)**.

The Board took a ten minutes recess and then moved into Executive Session at 10:10 AM with the Executive Director. Board Counsel and civil counsel, L. R. Sammons, from Anspach Law to provide an update on the Roland Chalifoux, Jr., D.O. civil case. **(Rubin/Whitler)**

Motion was made to move back into Public Session at 11:05 AM. **(Rubin/Whitler)**

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Brandon Cestarc, D.O.: Has been in compliance since his level 2 relapse in March 2017. License currently suspended.
- Steven Craft, D.O.: Quarterly report from Psychiatrist indicates continued compliance.
- Jeffery DeBord, D.O.: WVMPHP quarterly report indicates compliance.
- Jeffrey Murillo, D.O.: WVMPHP quarterly report indicates compliance.
- Michael Richmond, D.O. Reports from WVMPHP and Virginia PHP report full compliance.
- Lucy Shamblin, D.O.: Receiving inpatient treatment and fulfilling WVMPHP requirements. License is currently suspended.
- Craig Swann, D.O.: Remains in full compliance. License has been reinstated under Consent Order to continue treatment.
- Terry Thomas, D.O. WVMPHP reports full compliance with last quarterly reporting period.
- Carlos Valadares, D.O.: In full compliance with WVMPHP.

NEW BUSINESS:

Executive Director Report:

- 1) **Response Regarding Appointments to Medical Cannabis Advisory Board:**
The Executive Director received a response from Rahul Gupta, MD, MPH, MBA, FACP regarding the lack of Osteopathic representation on the WV Medical Cannabis Advisory Board. Dr. Gupta encouraged the Board to contact WVSMA for future appointments WVOMA is looking at two options: 1) Governor Appointments or 2) Legislative changes to include Osteopathic Medicine.
- 2) **Request for Medical Cannabis Survey:** The WV Board of Osteopathic Medicine a time-sensitive request from Dr. Rahul Gupta for a survey of our licensees regarding anonymous submission of number of patients suffering with approved conditions for medical cannabis prescribing. Dr. Miller approved the Board Staff to initiate an email blast, requesting licensees complete the survey for the Department of Health and Human Resources. It was sent on October 26, 2017.
- 3) **2017 Auditor's Conference:** The 2017 WV Auditor's Conference for 2017 will be held on November 29, 2017. Those Board Members interested in attending with Board Counsel and Executive Director include: Arthur Rubin, D.O., Jimmy Adams, D.O. and Ernest Miller, Jr., D.O. Registrations are due by November 13, 2017 and will be paid by the Board.
- 4) **WV State Police Rapback Program:** The Rapback program provides a way for the licensing board to receive notification of any arrests up to a period of three years after an original criminal background check has been completed on a new applicant. The cost is \$5.00 per licensee for which the Board will be billed on the 15th of each month. The Board approved the participation within the Rapback program and requested a manual entry of all new licensees since July 1, 2017. **(Rubin/Adams)**
- 5) **2017 Board Annual Report:** The 2017 Annual Report for the WV Board of Osteopathic Medicine has been completed and submitted to all legislative agencies. An electronic copy has also been forwarded to each Board Member.
- 6) **Legislative Rule 24 CSR 02 for Physician Assistants:** Legislative Rules following the passing of SB 1014 have been sent out for public comment and are currently in the Legislative Review Committee to go before the 2018 Legislature. However, the WV Board of Medicine passed emergency rules and created a new reporting process which has raised questions for the osteopathic physician assistants. Therefore, the Board requests emergency rules be filed, and upon approval, the Executive Director will expedite a process to allow PA's to make changes to their Practice Agreements, free of charge, between now and the next renewal period or when the legislative rules are passed by the 2018 Legislature. **(Rubin/Adams)**

The Board took a ten minutes recess and then moved into Executive Session at 11:35 AM with the Executive Director and Board Counsel in attendance. **(Whitler/Rubin)**

Motion was made to move back into Public Session at 11:50 AM. **(Rubin/Whitler)**

REPORT FROM THE COMPLAINT COMMITTEE:

Dismissal: The Committee recommends dismissal of the following complaints:

**2017-18 and 2017-33
and 2017-27; 2017-28; 2017-29 (with letters of concern)**

Refer to Full Board: As both licensees will be presenting at the November 3, 2017 Board Meeting, these complaints are referred to the full board for further action:

2006-39 and 2015-26

Consent Orders: The Complaint Committee has proposed Consent Orders for the following complaints:

2017-24; 2017-31; 2017-32 and 2016-26

Prepare Statement of Charges and Set For Hearing: The Complaint Committee proposes Statement of Charges be prepared and case set for hearing.

2017-03

New Complaints: The Committee recommended the opening of the following new complaints:

2017-35:

2017-36:

STATUS REPORTS:

The Complaint Committee also received updates on the status of the following cases:

2015-10; 2015-11; 2015-15; 2016-05; 2016-31; 2017-30;

2017-04; 2017-23; 2017-26; 2016-20; 2017-25

Following the report of the October Complaint Committee, the following actions were voted on and approved by the full Board:

- A) **Complaints for Dismissal:** 2017-18 (**Whitler/Muscari**)
Dr. Rubin recused himself from voting on this dismissal.
- B) **Complaints for Dismissal:** 2017-33 (**Rubin/Muscari**)
- C) **Complaints for Dismissal with Letter of Concern:** 2017-27; 2017-28 and 2017-29 (**Rubin/Muscari**)
- D) **Complaint for Hearing and Statement of Charges:** 2017-03 (**Rubin/Muscari**)
- E) **Complaints with Negotiated Consent Orders:** 2017-24; 2017-31; 2017-32 and 2016-26 (**Rubin/Muscari**)
- F) **New Complaints:** 2017-35 and 2017-36 (**Rubin/Muscari**)

Malpractice Reports: Four (4) malpractice reports were reviewed with no further action required.

Jeffrey Kent Bates, D.O.: A letter will be forwarded to Dr. Bates extending the outstanding Consent Order requirements to be met by June 30, 2018. If not met by this deadline, the suspended license will be revoked. (**Rubin/Muscari**)

Brian McDevitt, D.O.: Dr. McDevitt has requested a definition of the “supervision” required under his current Consent Order. Legal Counsel will draft a letter to Dr. McDevitt defining the level of supervision required for his Consent Order, as each case is reviewed individually. (**Rubin/Muscari**)

Scotty Rose, PA: Mr. Rose and his former collaborating physician, Rhonda Guy, D.O. requested a decrease in the fine from his second Consent Order to the \$1,000 listed in his original Consent Order. (**Rubin/Muscari**)

NEXT MEETING:

The next regularly scheduled meeting will be at The Embassy Suites, Charleston on January 26, 2018, in conjunction with the WVSOM Mid-Winter Conference.

ADJOURNMENT:

The meeting was adjourned at 12:00 PM. (Muscari/Rubin)

Respectfully submitted,

A handwritten signature in cursive script that reads "Arthur B. Rubin, D.O.".

Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
January 26, 2018

The West Virginia Board of Osteopathic Medicine met on Friday, January 26, 2018, in Conference Room 227 at The Embassy Suites in conjunction with the WVSOM Mid–Winter meeting.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 1:05 PM.

Members Present:

Ernest Miller, Jr., D.O. – President
Arthur Rubin, D.O. – Secretary
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Heather Jones, PA–C – Physician Assistant Member
Sharon Rowe – Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard, CMBE – Executive Director

Also invited to attend today’s meeting were: Wayne Myles, D.O.; Christopher Rhody, D.O. and Elizabeth Wang, D.O.

Minutes:

The minutes of the November 3, 2017 Board meeting were presented and approved. **(Rubin/Adams)**

Reports:

Licensed Physicians as of January 12, 2018:

1258 – Total Physicians:

979 – In state

279 – Out of state

13 – Newly Licensed Physicians Since Last Meeting

88 – 1st Year Educational Permits (from 7/1/16 thru 6/30/17):

4 – PGY 1 at Access Health
4 – PGY 1 at Bluefield Regional
6 – PGY 1 at Camden Clark
18 – PGY 1 at CAMC
8 – PGY 1 at Greenbrier Valley
14 – PGY 1 at Marshall University (Cabell/Huntington)
0 – PGY 1 from Marietta Memorial
5 – PGY 1 from Millcreek Community Hospital
5 – PGY 1 at Mon General/Cornerstone
8 – PGY 1 at Ohio Valley Medical Center
2 – PGY 1 at United Hospital Center
2 – PGY 1 at Wheeling Hospital
11 – PGY 1 at WVU

138 – Educational Permit Renewals (from 7/1/16 thru 6/30/17):

4 – Access Health
10 – Bluefield Regional
10 – Camden Clark
42 – CAMC
7 – Greenbrier Valley
24 – Marshall University (Cabell/Huntington)
0 – Marietta Memorial Hospital

- 2 – Millcreek Community Hospital
- 5 – Mon General/Cornerstone
- 16 – Ohio Valley Medical Center
- 6 – United Hospital Center
- 3 – Wheeling Hospital
- 9 – WVU

253 – Physician Assistants

234 – Prescriptive Writing Privileges

- 35 – DO’s supervise 2 PA’s
- 14 – DO’s supervise 3 PA’s
- 4 – DO’s supervise 4 PA’s
- 3 – DO’s supervise 5+ PA’s

5 – Physician Assistants Licensed Without Supervising Physicians

57 – Corporations

66 – PLLC’s

Balance in State Depository Account as of 12/31/2017:	\$282,336.72
Beginning Balance as of 7/01/2017:	\$439,748.94
Total Receipts as of 12/31/2017:	\$ 74,824.50
Total Disbursements as of 12/31/2017:	\$232,236.72
Fines Deposited in State Treasury as of 12/31/2017:	\$1,050.00
Purchasing Card Report – Purchases for October through December 2017	
Purchasing Card Report tabled until next meeting as logs were not available for review.	
Monthly Line Item Statements – October through December 2017	

Motion made and unanimously approved to accept the statistical and financial reports. **(Adams/Whitler)**.

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Brandon Cestarc, D.O.
- Steven Craft, D.O.
- Jeffery DeBord, D.O.
- Robert Fanning, D.O.
- Jeffrey Murillo, D.O.
- Michael Richmond, D.O.
- Lucy Shamblin, D.O.
- Craig Swann, D.O.
- Terry Thomas, D.O.
- Carlos Valadares, D.O.

Dr. Thomas submitted a written request to be released from his Consent Order of 2012. WVMPHP is in agreement with his request. A motion was made and unanimously upheld to release Dr. Thomas from his Consent Order. **(Rubin/Adams)** All other participants were reported in full compliance with WVMPHP.

Bi–Annual Statistical Reports were also provided by WVMPHP.

NEW BUSINESS:

Executive Director Report:

1) Policies for Board Approval:

The Executive Director presented two policies for review and approval: a) Criminal Background Checks and b) Record Retention Policy revision. Both policies were approved as presented. **(Rubin/Adams)**

- 2) BRIM 2017 Report on PICF:
The PICF balance for November 30, 2017 amounted to \$1,171,274.85. A breakdown of the revenues and disbursements was provided in the report.
- 3) FSMB Annual Meeting Scholarships:
Scholarships for the annual FSMB meeting to be held in April 2018 at Charlotte, NC have been provided to the Voting Delegate and the Board Executive. Dr. Adams and Mr. Osborne have requested to attend this year's meeting. Dr. Miller was selected to receive the scholarship for voting delegate and Diana Shepard, was selected to receive the second scholarship. The board also approved paying registration, travel and expenses for Dr. Adams and Mr. Osborne to attend. **(Rubin/Rowe)**
- 4) Review of Current Interview Process for New Applicants:
This continues to be a hardship for applicants and Board Members. The validity of the face to face interview was discussed. The Executive Director was asked to draft a policy establishing criteria for a "clean" application with no requirement for interview. This will be brought back to the Board at their next meeting.

Legislative Issues:

- A) The Board reviewed the legislative update from the Controlled Substance Monitoring Program, reviewing legislative changes from 2016 to current legislative session.
- B) Several bills have been introduced during the current legislative session which may have direct impact for the Board. The current list of bills was discussed with several to be followed during the Legislative Session

The Board recessed from 2:30 PM until 2:40 PM at which time they moved into Executive Session with the Executive Director and Board Counsel present. **(Whitler/Muscari)**

Motion was made to move back into Public Session at 3:10 PM. **(Whitler/Adams)**

REPORT FROM THE COMPLAINT COMMITTEE:

- Dismissal:** The Committee recommends dismissal of the following complaints:
2017-34; 2017-37 and 2017-38
- Consent Order:** The Complaint Committee has proposed terms for Consent Orders for the following:
2017-03; 2017-24; 2017-32 and 2017-35
- Reschedule Hearing:** **2016-26**
- Reprimand and Fine:** **2017-23; 2017-26; 2017-30; 2017-31 and 2017-36**
- Needing Additional Follow Up:** The following cases were reviewed and required additional action before a recommendation can be made to the Board:
2017-20: Request additional medical records
2017-25: Request outside review of additional medical records

STATUS REPORTS:

The Complaint Committee also received updates on the status of the following cases:
2006-39; 2015-11; 2015-15; 2016-05; 2016-31; 2017-04 and 2017-20

Following the report of the January Complaint Committee, the following actions were voted on and approved by the full Board:

- A) **Complaints for Dismissal:** 2017–34; 2017–37 and 2017–38 **(Rubin/Muscari)**
- B) **Complaints with Consents:** 2017–03; 2017–24; 2017–32 **(Rubin/Muscari)**
- C) **Complaint with Consent:** 2017–35 **(Muscari/Rowe)**
Dr. Rubin and Mr. Whitler recused themselves from voting on this complaint as they are employed by the residency institution.

- D) **Reschedule Hearing:** 2016–26 **(Rubin/Muscari)**
- E) **Reprimand and Fine:** 2017–23; 2017–26; 2017–30; 2017–31 and 2017–36 **(Rubin/Jones)**

Malpractice Reports: Seven (7) malpractice reports were reviewed with no further action required.

Christopher Rhody, D.O.: The Board granted Dr. Rhody a full, unrestricted license to practice. **(Rubin/Adams)**

Elizabeth Wang, D.O.: Applicant was issued a license under a Consent Order requiring a six month and 12-month review of licensee’s progress in her new residency program. The license was also restricted to the residency program with no moonlighting until further notice. **(Adams/Rubin)**

Carol Williams, PA–C: Licensee submitted required CME course certificates prior to having them approved by the Board. The courses will be accepted with a letter advising the licensee to read carefully any future correspondence from the Board.

Robert Fanning, D.O.: Complaint 2017–24 with recommended Consent Order for \$2,500 Fine and continued participation in WVMPHP. Licensee requested the \$2,500 fine be waived. The Board did not waive the fine.

The Board moved back into Executive Session at 3:20 PM, to review staff evaluations, with the Executive Director and Board Counsel being excused. **(Muscari/Rowe)**

Motion was made to move back into Public Session at 3:30 PM. **(Rowe/Muscari)**

The following merit raises were recommended and passed unanimously. **(Rubin/Adams)**

Cammie J. Melton, Administrative Assistant:	Increase of \$1,600 Annually
Jonathan Osborne, Board Counsel:	Increase of \$4,000 Annually
Diana Shepard, Executive Director:	Increase of \$4,000 Annually

ADJOURNMENT: The meeting was adjourned at 3:35 PM. **(Muscari/Adams)**

Respectfully submitted,



Arthur Rubin, D. O.
Secretary

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
Board Meeting Minutes
May 17, 2018

The West Virginia Board of Osteopathic Medicine met on Thursday, May 17, 2018, in 405 Capitol Street Board Conference Room.

President, Ernest Miller, Jr., D.O., called the business meeting to order at 9:00 AM.

Members Present:

Ernest Miller, Jr., D.O. – President
Robert Whitler, Vice President/Citizen Member
Michael Muscari, D.O. – Physician Member
Jimmy Adams, D.O. – Physician Member
Tiffany Thymius, D.O. – Physician Member
Heather Jones, PA-C - Physician Assistant Member
Sharon Rowe - Citizen Member

Staff Members Present:

Jonathan T. Osborne, Esq. – Board Counsel
Diana Shepard – Executive Director

Also invited to attend today's meeting were: Brittanie West, D.O.; Lucy Kara Shamblin, D.O.; Robert Hogan, D.O.; Eli Levin, D.O. and representatives from ISelectMD.

Minutes:

The minutes of the January 26, 2018 Board meeting were presented and approved. **(Rowe/Adams)**

Reports:

Licensed Physicians as of May 11, 2018:

1302 – Total Physicians:

999 - In state
303 - Out of state

40 – Newly Licensed Physicians Since Last Meeting

91 – 1st Year Educational Permits (from 7/1/17 thru 6/30/18):

4 - PGY 1 at Access Health
4 – PGY 1 at Bluefield Regional
6 – PGY 1 at Camden Clark
20 – PGY 1 at CAMC
8 – PGY 1 at Greenbrier Valley
15- PGY 1 at Marshall University (Cabell/Huntington)
0 - PGY 1 from Marietta Memorial
5 - PGY 1 from Millcreek Community Hospital
5 - PGY 1 at Mon General/Cornerstone
8 – PGY 1 at Ohio Valley Medical Center
2 – PGY 1 at United Hospital Center
2 – PGY 1 at Wheeling Hospital
11 – PGY 1 at WVU

138 – Educational Permit Renewals (from 7/1/17 thru 6/30/18):

4 - Access Health
10 – Bluefield Regional
10– Camden Clark
42 – CAMC
7 – Greenbrier Valley
24 – Marshall University (Cabell/Huntington)
0 - Marietta Memorial Hospital
2 – Millcreek Community Hospital
5 – Mon General/Cornerstone
16 - Ohio Valley Medical Center
6 - United Hospital Center
3 – Wheeling Hospital
9 - WVU

- 239– Physician Assistants
 - 212 - Prescriptive Writing Privileges
 - 35 - DO's supervise 2 PA's
 - 8 - DO's supervise 3 PA's
 - 6 - DO's supervise 4 PA's
 - 2 - DO's supervise 5+ PA's
- 4 – Physician Assistants Licensed Without Supervising Physicians
- 58 – Corporations
- 66 – PLLC's

Balance in State Depository Account as of 3/31/2018:	\$220,669.90
Beginning Balance as of 7/01/2017:	\$439,748.94
Total Receipts as of 3/31/2018:	\$110,399.50
Total Disbursements as of 3/31/2018:	\$329,478.54
Fines Deposited in State Treasury as of 3/31/2018:	\$5,950.00

Purchasing Card Report – Purchases for October 2017 – January 2018
 Monthly Line Item Statements – January 2018 through March 2018

Motion made and unanimously approved to accept the statistical and financial reports. **(Adams/Whitler).**

OLD BUSINESS:

Monthly/Quarterly Practitioner Reports:

- Brandon Cestaric, D.O.
- Steven Craft, D.O.
- Jeffery DeBord, D.O.
- Robert Fanning, D.O.
- Jeffrey Murillo, D.O.
- Michael Richmond, D.O.
- Lucy Shamblin, D.O.
- Craig Swann, D.O.
- Terry Thomas, D.O.
- Carlos Valadares, D.O.

Participation Reports were also provided by WVMPPH.

NEW BUSINESS:

Executive Director Report:

- 1) Proposed Change to Ryan Haight Act: The Board received notification from FSMB that CTel is beginning national discussion to change the location of the practice of medicine to that of where the practitioner is located. A teleconference was sponsored by CTel on this subject on March 12, 2018.
- 2) 2017 Purchase Division Inspection Report: The Purchasing Division conducted an inspection of credit card purchases by the WV Board of Osteopathic Medicine during the fiscal year of 2017. A copy of the report was presented for review with the Corrective Action Plan written by the Executive Director for the one issue reported.
- 3) ISelectMD Presentation: Ryan Wakim, M.D., a psychiatrist from WVU, along with Karen Price and Edward George asked to meet with the Board to discuss revision to the telemedicine language to allow for audio utilization for the practice of medicine.
- 4) Face to Face Interviews: Most licensing boards are limiting the face to face interview to only those applicants who have potential questions within their application. The Executive Director was asked to conduct a study to show the number of clean applications and then develop criteria to be used to exempt interviews.

Legislative Issues:

- A) SB 576 was passed and signed by the Governor during the regular session of the 2018 State Legislature. In that bill, the PICF Assessment fee of \$125 for all licensees was extended until December 2021. 24 CSR 01 will need to be presented for revision in the 2019 legislative session to correspond with this year's legislative action. The Executive Director and Legal Counsel will submit the rule for revision.

The Board moved into Executive Session at 9:45 AM with the Executive Director and Board Counsel present. **(Whitler/Thymius)**

Following a 10 minute recess, motion was made to move back into Public Session at 10:20 AM. **(Adams/Thymius)**

Elections for Secretary: With the expiration of the term of Arthur Rubin, D.O. in 2017 and the appointment of Tiffany Thymius, D.O. by Governor Justice to fill that position, the Board is required to elect a new Secretary. Dr. Jimmy Adams was nominated and unanimously voted to serve as Secretary of the West Virginia Board of Osteopathic Medicine.

After meeting with the invited attendees, motion was made to move back into Executive Session at 12:55 PM with the Executive Director and Board Counsel present. **(Thymius/Adams)**

Motion was made to move back into public session at 1:05 PM **(Whitler/Adams)**

REPORT FROM THE COMPLAINT COMMITTEE:

Recommended for Dismissal: The Committee recommends dismissal of the following complaints:

2017-20 and 2017-25

Full Board Review: **2017-04**

Recommend Consent Orders: **2017-36 and 2018-03**

Prepare Statement of Charges and Prepare for Hearing: **2006-39 and 2017-26**

Reprimand/Fine/CME: **2017-36**

New Complaints: **2018-07 and 2018-12**

Needing Additional Follow Up: The following cases were reviewed and required additional action before a recommendation can be made to the Board:

2018-01: Request additional medical records

2018-04: Request pharmacy records

2018-05: Request pharmacy records

Following the report of the April Complaint Committee, the following actions were voted on and approved by the full Board:

- A) **Complaints for Dismissal:** 2017-20 and 2017-25 **(Adams/Thymius)**
(Whitler Abstaining)
- B) **Complaints With Consents:** 2017-36 and 2018-03 **(Adams/Rowe)**
- C) **Prepare Statement of Charges and Prepare for Hearing:** 2006-39 and 2017-26 **(Adams/Thymius)**
- D) **Reprimand/Fine/CME:** 2017-36 **(Adams/Rowe)**
- E) **New Complaints:** 2018-07 **(Adams/Rowe:**
(Whitler Abstaining)
2018-12 **(Adams/Muscari)**
2018-13 **(Whitler/Adams)**

- Malpractice Reports:** Seven (7) malpractice reports were reviewed with no further action required.
- Eli Levin, D.O.:** Since Dr. Levin has not been in the practice of osteopathic medicine for a period of four years, the Board will require successful completion of the COMVEX, prior to consideration for licensure. A letter will be forwarded to Dr. Levin explaining that, after the successful passage of the COMVEX, the Board may still require a CPEP assessment, psychiatric assessment and monitoring or other restrictions as may be necessary based on testing and assessment results.
(Whitler/Thymius)
- Brandon Cestarcic, D.O.:** The Board has received a written request from Dr. Cestarcic to have his second suspension lifted and to be able to go back to practicing. The WVMPHP has submitted regular reports of compliance. The suspension was lifted with reinstatement of license under Consent Order to remain complaint with the PHP. **(Whitler/Adams)**
- Robert Hogan, D.O.:** Dr. Hogan spoke to the Board at today's meeting asking for direction on how to reinstate his suspended license. Dr. Hogan will be notified in writing of the requirements for successful passage of COMVEX, supervision in practice and restrictions upon prescribing.
(Whitler/Rowe)
- William Earley, D.O.:** Dr. Earley let his license expire in 2017 while still under a Consent Order. This issue will only be raised should Dr. Earley re-apply for licensure in West Virginia.
- Brittanie West, D.O.:** Based on the history provided by the applicant and her voluntary participation through November 2018 with the WVMPHP, motion was made to issue her license under a Consent Order to mirror her CRCA with the PHP. **(Adams/Thymius)**
- Lucy Kara Shamblin, D.O.:** Motion made and passed unanimously to lift the current suspension and reinstate Dr. Shamblin's license with Consent Order for WVMPHP participation and monitoring. **(Adams/Rowe)**

ADJOURNMENT: The meeting was adjourned at 1:15 PM. **(Muscari/Thymius)**

Respectfully submitted,



Jimmy W. Adams, D. O.
Secretary

West Virginia Board of Osteopathic Medicine



www.wvbdosteo.org

January 2017 Newsletter

405 Capitol Street, Suite 402 • Charleston, WV 25301

Please do not discard this publication!!!!

Important License Renewal Information Enclosed!!!

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Surgeon General Fights Opioid Epidemic.....	pg 4

WV BOARD OF OSTEOPATHIC PHYSICIAN ASSISTANT LICENSES DUE TO EXPIRE MARCH 31, 2017

If you received a postcard with this newsletter, that means your license is scheduled for renewal before March 31, 2017. Just follow the steps on www.wvbdosteo.org to renew between February 1st and March 31st, 2017.



CURRENT WV OSTEOPATHIC STATISTICS

As of the printing of this newsletter the following statistics reflect the licensing of osteopaths in the state of West Virginia:

Total Number of Physicians Licensed in West Virginia	1,263
Total Number Practicing in West Virginia:	977
Total Number of Osteopathic PA's Licensed in West Virginia:	242



CHANGES TO DEA REGISTRATION RENEWAL PROCESS BEGINNING JANUARY 1, 2017

The DEA has announced some critical changes in its registration renewal process that all prescribing health providers should be made aware and take heed.

- 1) Beginning January 1, 2017, the DEA will send only one single renewal notice to each registrant stating this his/her DEA registration is set to expire. The notice will be sent to the "mail to" address on file with the agency, will be mailed about 65 days in advance of the scheduled expiration date and NO ADDITIONAL REMINDERS will be sent.
- 2) In addition, a current DEA registrant WILL NOT BE ABLE TO RENEW their DEA after the expiration date. They will be required to go back to square one to apply for a new DEA registration with a new DEA number. The original registration WILL NOT be reinstated.
- 3) Also, paper renewals received after the expiration date will not be accepted. If the agency fails to receive a registrant's paper renewal and supporting material by the expiration date, they will be returned, and the registrant will need to submit an application for a new DEA registration.

What this will mean for prescriptions written on an expired DEA is they will not be honored and patients will not be able to receive their medications, including an emergency 72-hour supply. Then the prescription's validity comes into question, and could create unanticipated fallout for state prescription drug monitoring programs (CSMP) should reports from pharmacies that make the error and fill the prescriptions reach the CSMP.

Federation of
STATE
MEDICAL
BOARDS

IMPLEMENTATION OF UNIFORM APPLICATION

The West Virginia Board of Osteopathic Medicine has been working with FSMB and Albertson Consulting, Inc. to make the FSMB's Uniform Application (U/A) available to any and all applicants wishing to use the U/A. The go-live date is scheduled for Monday, January 9, 2017. Any new applicant after that date will be given the option to complete the U/A and have it stored at the Federation of State Medical Boards office in Euless, TX or just complete the required West Virginia application for licensure. If you have questions, please call the Board's Licensure Analyst, Melanie Horn at (304) 558-6095.

**If you have questions please contact the Board of Osteopathic
Medicine at (304) 558-6095.**

LICENSING REQUIREMENTS FOR OSTEOPATHIC RESIDENTS



Whether you are in an allopathic or osteopathic post graduate program, if you were a graduate of an Osteopathic Medical School, received a D.O. degree and are participating in a residency program anywhere in West Virginia, you MUST have an Educational Permit. If, after the first year, you decide you would rather have a full, unrestricted license, you may apply. However, if you do not want or need a full license, you MUST renew your Educational Permit every year while in training

All Educational Permits expire on June 30th like a regular license and MUST be renewed annually. There have been recent situations when the resident did not renew the ED Permit nor acquire a full license before July 1st and exposed themselves to possible disciplinary action by the WV Board of Osteopathic Medicine for practicing without a license. Once this disciplinary action is taken, that resident will have to report that action in every state thereafter in which they may apply for a license.

If you are a resident, intern or a licensed D.O. responsible for post graduate training, please make sure everyone understands the importance of this process. It is NOT required by the West Virginia Board of Medicine and, if your allopathic colleagues are telling you it is not required, that may be true for them but not for you as an Osteopath.

The Educational Permit applications for renewal can be found on our website, www.wvbdosteo.org under "Resident Applications." If you are still in a training program and have applied for a full license, but have not had your interview for licensure prior to June 1, 2017, you probably should apply for an Educational Permit Renewal to cover your practice of medicine after July 1st.

Disciplinary Actions Taken by the Board In 2016

<u>Licensee</u>	<u>Order</u>	<u>Date</u>
Steven W. Craft, D.O.	Consent Order	2/24/2016
Michael M. Kostenko, D.O.	Summary Suspension	3/4/2016
J. Derek Hollingsworth, D.O.	Five (5) Year Suspension	3/11/2016
John Paul Short, D.O.	\$1,000 Fine	4/4/2016
Felix Brizuela, D.O.	\$5,000 Fine and CME Required	4/15/2016
Richard J. Blackburn, D.O.	Surrender of License During Investigation	6/15/2016
Michael M. Kostenko, D.O.	License Revoked	6/15/2016
Sanjay R. Mehta, D.O.	Summary Suspension	7/29/2016
Carlos Valladares, D.O.	Licensed with Consent Order	8/4/2016
Connie Perkins, D.O.	Reprimand and \$2,000 Fine	11/4/2016
Jeffrey DeBord, D.O.	Consent Order	11/4/2016
William J. Earley, D.O.	Consent Order	11/16/2016
William J. Casto, D.O.	Probation Lifted	12/2/2016

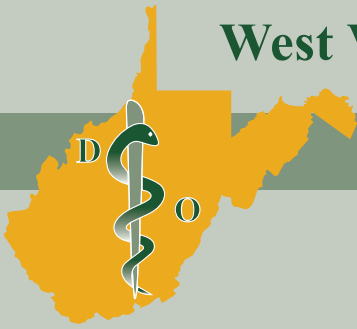
All orders are available on the Board website, www.wvbdosteo.org under the physician's profile.

COMMUNITY TO JOIN THE FIGHT IN THE OPIOID PRESCRIPTION DRUG CRISIS



Vice Admiral Viek H. Murthy was confirmed on December 15, 2014 as the 19th U.S. Surgeon General. As "America's Doctor," he is responsible for communicating the best available scientific information to the public regarding ways to improve personal and public health. Dr. Murthy also oversees operations of the U.S. Public Health Service Commissioned Corps, comprised of approximately 6,700 uniformed health officers who serve to promote, protect, and advance the health and safety of our nation and our world. Dr. Murthy is asking each practitioner to sign a pledge to help fight the opioid prescription drug crisis. If you are interested in joining this fight, go to www.TurnTheTideRx.org/join and join with clinicians across the country in a simple but powerful movement to end this epidemic.

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE
405 CAPITOL STREET, SUITE 402
CHARLESTON, WV 25301



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**If you have questions please contact the Board of Osteopathic
Medicine at (304) 558-6095.**

ENACTMENT OF ASSESSMENT FEE UPON PHYSICIANS, ATTORNEYS AND HOSPITALS

The West Virginia Legislature, during its 2016 regular session, passed Senate Bill 602 which closes the Patient Injury Compensation Fund (PICF) within the Medical Liability Act (MPLA). Governor Ear Ray Tomblin signed the bill on March 29, 2016, with an effective date of July 1, 2016.

In order to satisfy the outstanding liability of the PICF, SB 602 creates an assessment on physicians, hospitals and trial lawyers who settle malpractice claims. According to the new law, physicians must be assessed an additional \$125.00 for licenses issued or renewed for each of the next two renewal cycles. A physician cannot be granted an initial license or renewal of an existing license by the licensing board if the assessment has not been paid. Additionally, a license which expires as a result of a failure to pay the required assessment cannot be reinstated until the assessment fee has been paid in full.

The legislation specifies collection of the assessment in calendar year 2016 through calendar year 2019. However, because the West Virginia Board of Osteopathic Medicine had concluded the license renewal period in June 2016 – prior to the effective date of the legislation – the Board will extend the assessment into calendar year 2020 to achieve the required two cycles.

Those physicians exempted from the assessment include:

- 1) A resident physician who is a graduate of an osteopathic medical school and who is participating in an accredited full-time program of post-graduate medical education in this state
- 2) A physician on active duty in the U. S. armed forces and who would not be reimbursed by the armed forces:
- 3) A physician who practices solely under a special volunteer license:
- 4) A physician who practices less than 40 hours a year providing medical genetic services to patients in West Virginia

SB 602 has changed the Board of Osteopathic Medicine with the collection of this fee. All proceeds from the assessment will go directly to the West Virginia Board of Risk Management (BRIM) to satisfy the outstanding PICF liability. The Board retains no portion of this fee and will bear the costs of implementing and maintaining the fee collection. Collections began on all new licensees, as required by law, on July 1, 2016.

Physicians whose license will expire on June 30, 2017, must pay the assessment fee prior to June 30, 2017 and again prior to their June 30, 2019 renewal date. Those whose licenses expired on June 30, 2016, will be required to pay the assessment fee prior to their June 30, 2018 renewal date and again on their June 30, 2020 renewal. The assessment fee may be paid on the portal beginning in January of the same year your license expires, or you may wait to pay it at the time of renewal.

If you have questions about the assessment and when your assessment will be due, please contact the Board of Osteopathic Medicine at (304) 558-6095.

**WEST VIRGINIA OSTEOPATHIC LICENSE
2017 P.A. RENEWAL REMINDER**

This email serves as a reminder that your license will be expire on March 31, 2017. License renewal applications are processed in the order that they are received, so I urge you to complete your renewal as soon as possible if you are scheduled to work the day of April 1st, 2017. If you do not plan to renew your license this year, please notify the Board office by responding to this email or contact the office using the information below.

**THIS IS YOUR ONLY REMINDER FOR
YOUR LICENSE RENEWAL.**

If you chose not to renew your West Virginia Osteopathic license at this time, please notify the Board's office by:

Phone: (304) 558-6095, or through our

Contact Submission option on our website: www.wvbdosteo.org.

Thank you for your prompt attention to this matter,

**Diana Shepard, CMBE
Executive Director**



**WEST VIRGINIA
BOARD OF OSTEOPATHIC MEDICINE
NEWSLETTER
APRIL 2017**

Inside this issue

- Physician Licenses to Expire
- Notice of Alarming trends in Prescribing
- Current WV Osteopathic Statistics
- Interstate Medical Licensure Compact
- 2017 Legislative Changes
- Memorials
- Disciplinary Actions

**WV BOARD OF OSTEOPATHIC PHYSICIAN LICENSES
DUE TO EXPIRE JUNE 30, 2017**

If you received a postcard with this newsletter, that means your license is up for renewal before June 30, 2017. ***THIS IS YOUR ONLY REMINDER***, so go to our website, www.wvbdosteo.org after May 1, 2017 and complete your renewal(s) for license, CSL, PLLC, or Corporation.

Make sure you submit your 32 hours of CME which must include 16 AOA hours and 3 hours of a board-approved CME on Pain Prescribing. Also a \$125 PICF fee has been assessed by the Legislature over the next two renewal cycles to fund the Patient Injury Compensation Fund. And, if you have not registered with the Controlled Substance Monitoring Program the Board cannot renew your license without proof of registration provided by the licensee. You may also be fined if not registered with the CSMP.

***Please do not discard this publication!
Important License Renewal Information Enclosed!!!***

NOTICE TO STATE MEDICAL BOARDS REGARDING ALARMING TRENDS IN PRESCRIBING

Three business arrangements are being implemented throughout the United States that may violate federal and state anti-kickback and fraud laws, as well as violate provisions related to prescribing as set forth in your state's medical practice act. They are as follows:

- 1) Compounding pharmacies are hiring marketing firms to approach medical practices and/or their staff with proposals to offer "bonuses" if they prescribe through that pharmacy. However, the prescriptions are routed through call centers and these "bonuses" may be classified as kickbacks under federal and state laws.

- 2) These same call centers are being used to route prescriptions to specific pharmacies that have contracts with the patient's insurer. Drug combinations may be altered at the pharmacy to find an insurer who will reimburse for that combination. Modifications are done outside the purview of the pharmacists and result in exorbitant reimbursements of thousands for what may have been sold for dollars at the local pharmacy. This is not in reference to approved formulary changes in hospital or institution-based pharmacies.

- 3) These deceptive business practices have also been found to change labels on medications in order to provide the originally prescribed medication using a label that results in maximum reimbursement from an insurer.

CURRENT WV OSTEOPATHIC STATISTICS

As of the printing of this newsletter the following statistics reflect the licensing of osteopaths in the state of West Virginia:



***Total Number of Physicians
Licensed in West Virginia*** **1,283**

***Total Number Practicing
in West Virginia:*** **1,090**

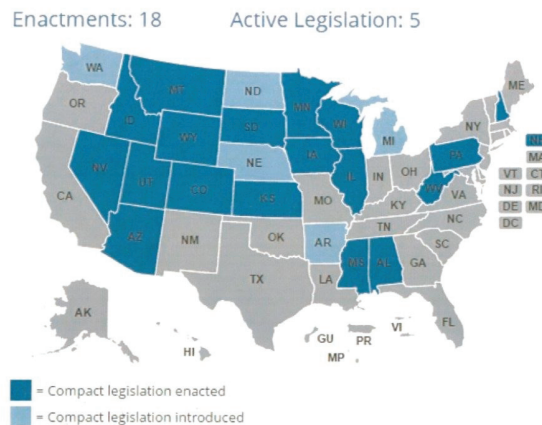
***Total Number of Osteopathic PA's
Licensed in West Virginia:*** **223**

INTERSTATE MEDICAL LICENSURE COMPACT GOES LIVE!

WV Legislature passed the Interstate Medical Licensure Compact during their 2016 legislative session. The IMLC provides for an expedited license to practice in physician-selected member states within the Compact. Currently, 18 states have adopted the Compact Legislation. Please see the map to determine those states who have already passed the legislation and those who have introduced it in their 2017 state legislatures.

In June 2016, the Commission had hoped to have the expedited licensure process available on their website, IMLCC.org by January 2017. However, that date was delayed until April 3, 2017. A HRSA grant of \$250,000 has been awarded to aid in the development of this licensing process and Bylaws and Rules have been developed and approved by the Commission for this work.

All Commission meetings are public as it is an extension of all member state governments and it has received a great deal of interest from a variety of practice groups, corporations and healthcare institutions.



2017 LEGISLATIVE CHANGES AFFECTING OSTEOPATHIC PHYSICIANS & PA'S

The following is a list of some of the legislation passed during the 2017 Legislative Session which may affect your practice of Osteopathic Medicine:

- SB 4:** Changes §30-14-12b to allow Osteopathic physician in good standing to donate medical care of the indigent and needy under an arrangement with a clinic organized to provide free care. The services may be provided in a clinic setting or in the physician's office.
- SB 339:** Establishes two coalitions for responsible pain management and diabetes management respectively. Physician members will be appointed by the President of Senate and Speaker of House in consultation with co-chairs of Joint Committee on Health.
- & SB 360:** President of Senate and Speaker of House in consultation with co-chairs of Joint Committee on Health.
- SB 347:** Would have established collaborative agreements between PA's and physicians, eliminated the need for NCCPA certification for licensure, changed the reimbursement rate for PA's and given signature authority for death certificates and DNR's. Bill was vetoed by the Governor.
- SB 578:** Requires physicians to provide a requested copy of the medical record to the patient, their personal representative or authorized agent within 30 days of the request. The physician may charge a handling fee of \$30 plus \$0.40/page. An indigent patient is authorized to receive one free copy of their medical record.
- HB2219:** Approved the following legislative rule changes for Osteopathic DO, PA and Resident Licensing:
- 1) Moral Character Forms no longer required;
 - 2) Criminal Background checks required at initial licensing;
- HB2509:** Prescribing Controlled Substances via telemedicine is prohibited with the following exemptions:
- 1) When providing treatment to and keeping records for minors



who are enrolled in a primary or secondary education program and diagnosed with intellectual or developmental disabilities, neurological disease, ADD, Autism or a traumatic brain injury according to guidelines established by APA, AACAP or AAP.

- HB2518:** Allows Pharmacists and Pharmacy Interns to administer Flu and HPV vaccines with a physician order.
- HB2628:** Board may discipline a licensee that knowingly fails to report an act of gross misconduct committed by another licensee of the Board;
- HB2631:** Currently, law requires complaints be resolved within twelve months, unless an agreed upon extension has been received in writing. However, this bill turned the 12 month clock off if the licensee or their counsel were the cause for the delay.

MEMORIALS 2016

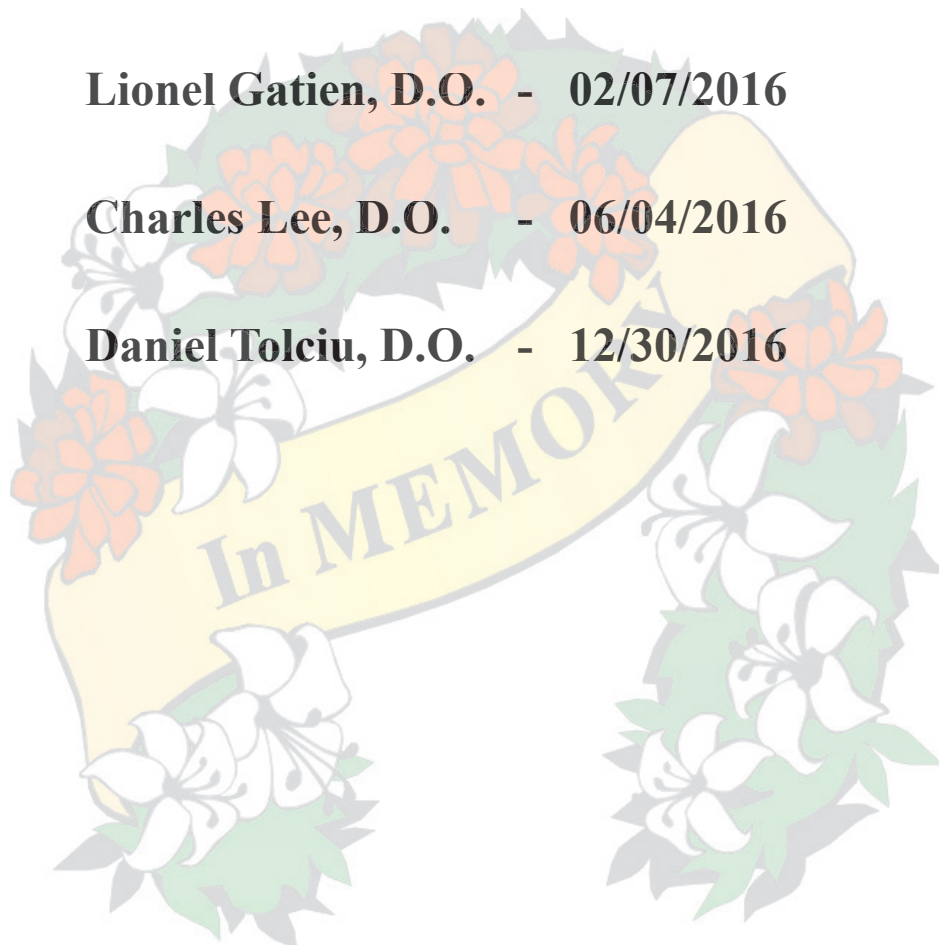
John Beard, D.O. - 10/19/2016

Rondal Boyce, D.O. - 02/25/2016

Lionel Gatien, D.O. - 02/07/2016

Charles Lee, D.O. - 06/04/2016

Daniel Tolciu, D.O. - 12/30/2016



DISCIPLINARY ACTIONS TAKEN SINCE LAST NEWSLETTER

12/15/2016: Timothy Peasak, D.O.
Reprimanded Fined

12/15/2016: Joshua Baker, PA-C
Reprimanded and Fined

2/22/2017: James Blume, D.O.
License Revoked

2/22/2017: Craig Swann, D.O.
License Suspended

3/14/2017: Brandon Cestaric, D.O.
6 Month Suspension





WEST VIRGINIA
BOARD OF OSTEOPATHIC MEDICINE
NEWSLETTER
Fall 2017

Inside this issue

- PA RENEWALS
- Fifth Annual Appalachian Addiction & Prescription Drug Abuse Conference
- Current WV Osteopathic Statistics
- 2017 Legislative Changes
- Memorials
- Disciplinary Actions

PA RENEWALS DUE BEFORE MARCH 31, 2018

All 2018 PA license renewals will be done online and will be available for completion after February 1, 2018. If you have an email address on file with the Board Office, we will send an e-blast e-mail, shortly after the first of the year, to all licensees due for renewal. When completing your 2018 license renewal just follow the following steps:

- 1) From www.wvbdosteo.org click on "PA Renewals" in left hand column;
- 2) Log in with either your last name, license number or last 4 digits of SSN;
- 3) Enter "Submit and Continue." If you get interrupted and cannot finish your application, press "Save" and it will save the information you have already entered until you are prepared to resume the application.
- 4) Continue to fill in all fields requesting information and enter "Submit and Continue;"
- 5) When answering the personal information questions, if you have a "yes" answer it will bring up a screen for you to type in your response;
- 6) The CME report allows you to link directly with the NCCPA to obtain your CME hours. But you still have to enter them into the application;
- 7) There is also a place to waive the Pain Prescribing 3 hour CME requirement if you attest to never prescribing a controlled substance during the last two year cycle;
 - 8) Lastly you check a certification box which attests to the accuracy of your information;
 - 9) The next screen is the payment screen for you to enter your credit card information. Once entered, you will see a white, processing screen. **DO NOT PRESS A KEY** until that process has completed. Otherwise, your application will not be sent to the Board. You will be given only one opportunity to print your receipt at the conclusion of the payment.

Please do not discard this publication!
Important License Renewal Information Enclosed!!!

The logo for the West Virginia Medical Professionals Health Program. It features a blue silhouette of the state of West Virginia on the left. To the right of the map, the words "WEST VIRGINIA" are written in a bold, black, serif font. Below that, "Medical Professionals" is written in a gold, cursive script font. At the bottom, "HEALTH PROGRAM" is written in a bold, black, serif font.

WEST VIRGINIA Medical Professionals HEALTH PROGRAM

At the printing of this newsletter, plans have been confirmed for the Fifth Annual Appalachian Addiction & Prescription Drug Abuse Conference. This year's conference will be held in Charleston on October 19-22, 2017, and promises to provide another superb list of speakers including DHHR Secretary Bill Crouch, Public Health Commissioner Rahul Gupta, M.D., Director of NIH and second White House Drug Chief Robert DuPont, M.D. and WV Chief Medical Examiner Allen Mock, M.D. and many other state and national experts including the Deans of all three medical schools.

The West Virginia Medical Professionals Health Program (WVMPHO) has been operational for 7+ years. It continues to be the only physician health program recognized by both West Virginia Licensing Boards. To date, there have been 169 participants of whom 80 continue under an agreement impacting 32 hospitals/medical schools and many other areas of organized medicine. WVMPHP has served an excess of 100 others who have sought assistance and guidance relative to the services provided by the WVMPHP. Less than 1/3 of signed participants were referred by their licensure boards. The vast majority have voluntarily sought assistance and guidance.

Of those who have completed the initial phase of treatment and are under contract; 90% have remained abstinent, licensed and are practicing safely. THAT FIGURE IS ASTOUNDING IN THIS REALM OF TREATMENT! 22% of current participants are medical students and/or residents reflecting on the effectiveness of early intervention and salvaging careers, individuals and families.

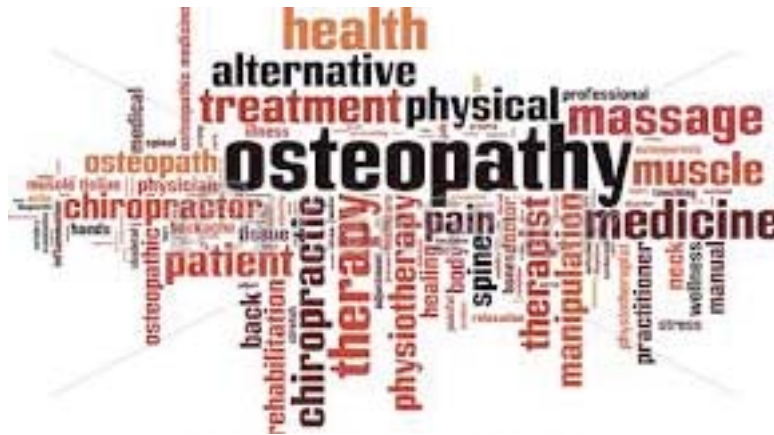
The WV Medical Health Professionals Program and its board members continue active involvement with organized medicine, legislative committees, hospitals, credentialing bodies, malpractice carriers, insurance payers and other venues where the experience and expertise is sought and beneficial. As the WV Board of Osteopathic Medicine continues to support WVMPHP through a portion of its licensing fees, we ask that others within the healthcare community who have benefited from this program, pledge their support to WVMPHP for the benefit of our healthcare providers and to the benefit of West Virginia and the public we serve.

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<i>Total Number of Osteopathic PA's Licensed in West Virginia:</i>	242
<i>Total Number of Residents with Educational Permits:</i>	219



Current Board Members

Ernest Miller, Jr., D.O.	President
Robert Whitler	Vice President
Arthur Rubin, D.O.	Secretary
Sharon Rowe	Public Member
Jimmy Adams, D.O.	Physician Member
Michael Muscari, D.O.	Physician Member
Heather Jones, PA-C	PA Member

LEGISLATIVE RULE CHANGES AFFECTING 2018 PHYSICIAN ASSISTANT RENEWALS

The 2017 WV Legislature, during the extended regular session, approved SB1014 and the Governor signed the bill with an effective date of July 1, 2017. Legislative Rules have been introduced and entered for public comment to enforce SB 1014. Please check our website, www.wvbdosteo.org for all legislative updates. The Physician Assistant rule will be identified under Series 2.

Changes affecting the licensing and practice of a Physician Assistant in West Virginia include the following:

- 1) The term “supervising” has been changed to “collaborative” in every aspect of the rule;
- 2) Physician Assistants, currently holding a license, registration or certification to practice in another jurisdiction may apply for a Volunteer License. This will allow them to volunteer, without compensation, for a charitable function for a period not to exceed ten days by submitting a board-approved application at least ten days in advance of the function. There is no application fee and only proof of license in one state is required;
- 3) NCCPA certification is only required at time of initial application for licensure. It will not be required at renewal time, however, if re-certification is obtained, it will meet the CME requirements of 100 hours for license renewal;
- 4) Physician Assistant has signature authority for the following, if included in their Practice Agreement:
 - a) Physician order for life sustaining treatment;
 - b) Physician order for scope of treatment;
 - c) DNR forms;
 - d) Disability medical evaluations/certifications for persons with disabilities in support of hunting or fishing permits;
 - e) Utility company forms /certifications requiring maintenance of utilities regardless of ability to pay.

5) Review sessions between collaborating physician and the physician assistant must be conducted and documented monthly for six months for a physician assistant that has practiced for less than one year. After that initial six month period, the regularity of the reviews should be outlined in the Practice Agreement.

6) Changes to prescriptive authority for physician assistants are as follows:

- a) Schedule III medications are limited to a 30 day supply without refill;
- b) If using electronic prescription system, the PA prescription must include name, title, practice location, telephone number, signature, license number, the collaborating physician's name, business address and business telephone number and any other information required by state and federal law.
- c) Physician assistants may administer local anesthetics;
- d) Physician assistants granted prescriptive privileges through their Practice Agreement may accept professional samples and may apply to be registered as a controlled substance dispensing practitioner as set forth in 24 CSR 7;
- e) Physician Assistant **MUST** complete the mandatory 3 hour Board Approved CME on best practice prescribing prior to receiving prescriptive authority;

7) Physician Assistants can independently bill for services rendered.

If you have questions or would like more information about the Code changes, please contact our office, (304) 558-6095.

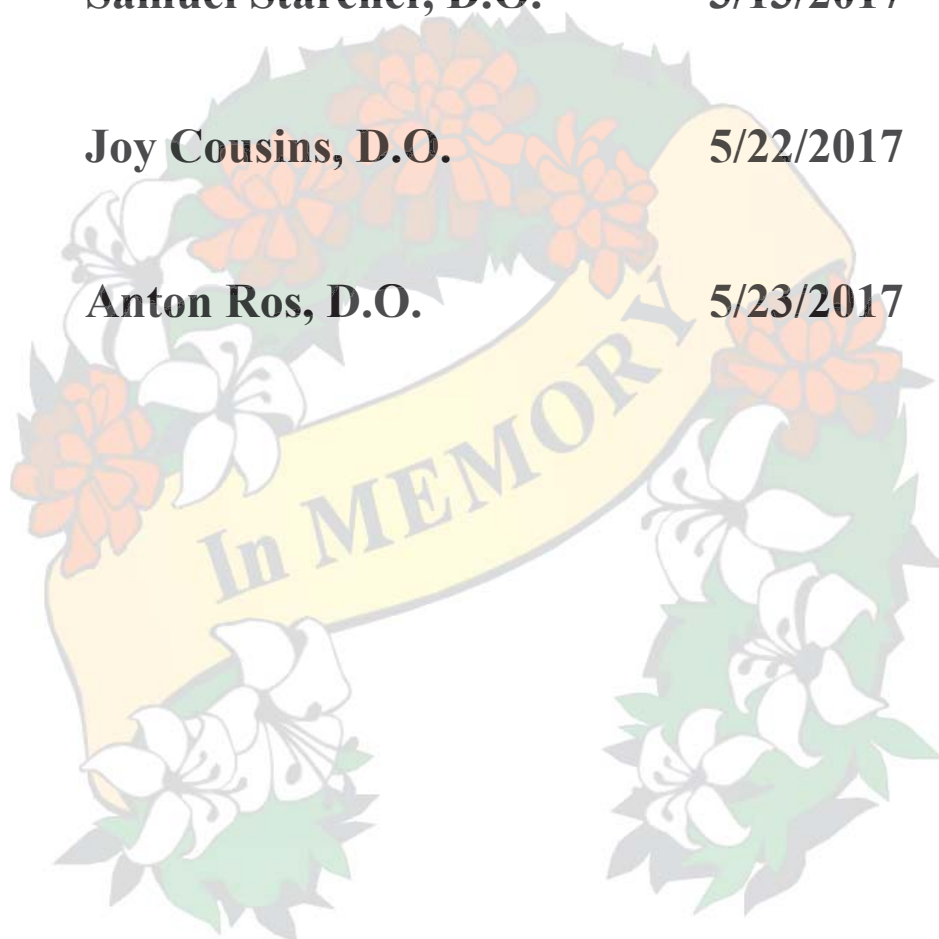
MEMORIALS 2017

Joseph Walsh, D.O. **3/11/2017**

Samuel Starcher, D.O. **3/13/2017**

Joy Cousins, D.O. **5/22/2017**

Anton Ros, D.O. **5/23/2017**





Disciplinary Actions in 2017

REVOCATIONS:

James H. Blume, D.O.

CONSENT ORDERS:

Joel Adam Smithers, D.O.

SUSPENSION:

Craig Swann, D.O.
Brandon Cestaric, D.O.
Lucy Shamblin, D.O.

CURRENT BOARD-APPROVED CME PROGRAMS FOR BEST PRACTICES ON PAIN PRESCRIBING

On-Line CME: www.wvbdosteo.org

SEE WVBDOSTEO.ORG FOR ALL UPCOMING
LIVE CME PROGRAMS APPROVED FOR 3 HOUR PAIN
PRESCRIBING/DRUG DIVERSION CME



WEST VIRGINIA
BOARD OF OSTEOPATHIC MEDICINE
NEWSLETTER
Spring 2018

Inside this issue

- LICENSE RENEWALS
- Impacts of the West Virginia Medical Professionals Health Program
- Current WV Osteopathic Statistics
- 2017 Legislative Changes
- Memorials
- Disciplinary Actions

LICENSE RENEWALS DUE BEFORE JUNE 30, 2018

Those with a June 30, 2018 license expiration date will need to complete an online renewal application which will be available on www.wvbdosteo.org after May 1, 2018. If you have an email address on file with the Board Office, we will send a blast e-mail, in May 2018, to all licensees due for renewal.

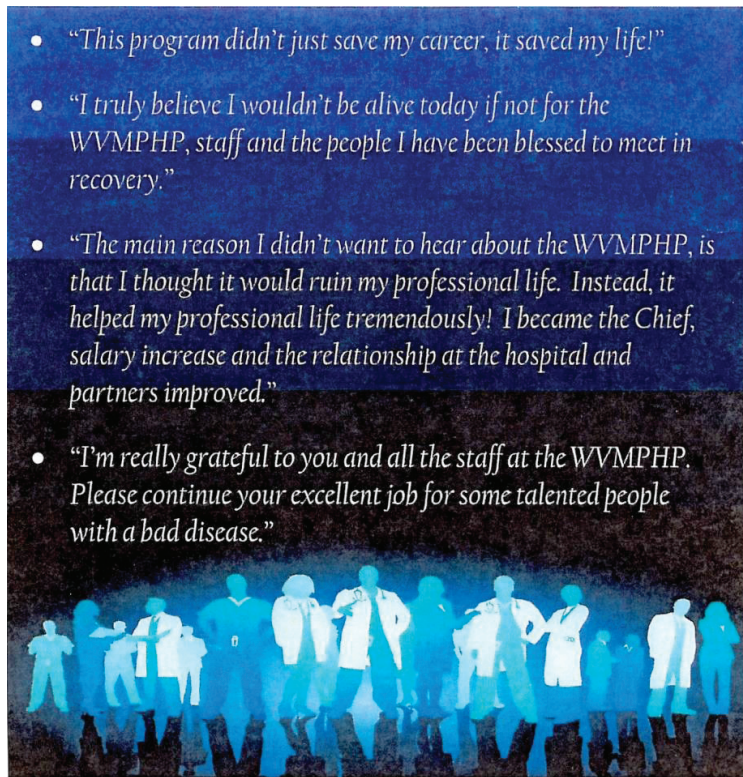
If you received a postcard with this newsletter, that means your license is up for renewal before June 30, 2018. **THIS IS YOUR ONLY REMINDER**, so go to our website, www.wvbdosteo.org after May 1, 2018 and complete your renewal(s) for license, CSL, PLLC, and/or Corporation. You will need to submit the following for license renewal:

- 1) 32 hours of CME of which 16 must be AOA hours;
- 2) Proof of a **Board Approved** 3 hour course in Pain Prescribing completed between July 1, 2016 and June 30, 2018;
- 3) Payment of the \$125 PICF assessment fee;
- 4) Proof of registration with the Controlled Substance Monitoring Program through th WV Board of Pharmacy.

Please do not discard this publication!
Important License Renewal Information Enclosed!!!

WEST VIRGINIA *Medical Professionals* HEALTH PROGRAM

Impacts of the



WEST VIRGINIA MEDICAL PROFESSIONALS
HEALTH PROGRAM

The WV Medical Professionals Health Program was founded in WV in 2007 and formed by a number of very passionate, influential physicians and organizations representing a collaborative medical community to ensure healthcare professionals had their own confidential resource when they experienced health problems. In March of 2007, Senate Bill 573 was passed as enabling legislation providing a safe avenue for assistance and guidance in a confidential and respectful manner. Since that time, WVMPHP has assisted over 700 participants and callers with some of the results listed in the above testimonials and with a 90% referral success rate.

WVMPHP...hopes to serve Physicians and Physicians Assistants for years to come!

If you, or someone you know who is a physician, a physician assistant, a medical student or a resident needs help in fighting an addiction, PLEASE call:

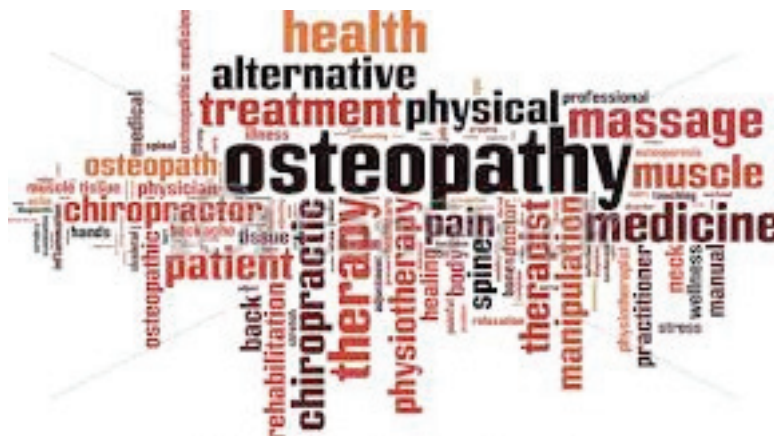
WVMPHP (304) 933-1030

CURRENT WV OSTEOPATHIC STATISTICS

As of the printing of this newsletter the following statistics reflect the licensing of osteopaths in the state of West Virginia:



<i>Total Number of Osteopathic Physicians Licensed in West Virginia</i>	1,287
<i>Total Number Practicing in West Virginia:</i>	991
<i>Total Number of Osteopathic PA's Licensed in West Virginia:</i>	262
<i>Total Number of Residents with Educational Permits:</i>	232



Current Board Members

Ernest Miller, Jr., D.O.	President
Robert Whitler	Vice President
Tiffany Thymius, D.O.	Physician Member
Sharon Rowe	Public Member
Jimmy Adams, D.O.	Physician Member
Michael Muscari, D.O.	Physician Member
Heather Jones, PA-C	PA Member

2018 LEGISLATIVE RULE CHANGES:

The 2018 WV Legislature, approved several health related bills. At the printing of this newsletter, most of the bills are in the Governor's office awaiting his signature or veto. They include the following:

- SB 46: Permitting pharmacists to inform customers of **lower-cost alternative drugs**.
- SB273: The **Opioid Reduction Act**, including provisions for placing limits on initial prescribing of opioid medications, creating the non-opioid advance directive, limiting opioids to a four-day supply in an emergency department or outpatient setting, limiting Schedule II drugs to a 30 day supply unless two additional prescriptions are written, pre-dated and the CSMP is accessed; any Schedule II prescription for greater than seven days, must have a physician/patient contract initiated, there shall be a discussion of treatment alternatives upon issuance of the third prescription for opioids and any physician receiving a referral of a patient already on opioids after January 2018, MUST access the CSMP before continuing the medication.
- SB313: **Waives the license application fee** for military, veterans or any applicant between the ages of 18 and 25.
- SB401: Requires specified coverage in **health benefit plans for treatment of substance abuse disorders**.
- SB442: Refines the process for obtaining **prior authorization for treatment**.
- SB469: Converts the **Addiction Treatment Pilot Program** to a permanent program.
- SB576: Continues the **Patient Injury Compensation Fund assessment** of \$125 to all applicants (initial and renewals) for one additional year – 2020.
- HB4027: Creation of an **Education Permit** for allopathic physicians.
- HB4068: Approved the legislative rule changes for Osteopathic Physician Assistants.
- HB4175: Terminates the requirement for an **Advanced Practice Nurse** to have a collaborative agreement to bill for reimbursement.
- HB4199: Permits a **nursing home** to use trained individuals to administer medications.
- HB4217: Permits an **attending physician to obtain a patient's autopsy report**.
- HB4336: Updates the **schedule of controlled substances**.

If you have any questions or would like more information about the Code changes, please contact our office, (304) 558-6095.

State of West Virginia

West Virginia Board of Osteopathic Medicine
405 Capitol Street, Suite 402
Charleston, WV 25301
Telephone: 304.558.6095 Fax: 304.558.6096
Website: www.wvbdosteo.org

CME Waiver Request:

Completion of Drug Diversion Training and
Best Practice Prescribing of Controlled Substances Training
As Required By West Virginia Code § 30-1-7a and 24 CSR 1

Name: _____
Profession _____
License No.: _____ (D.O. or PA)
Address: _____

(City) (State) (Zip)
Telephone No: _____ Email: _____

I received my initial West Virginia license on _____ (month/day/year).

This Waiver Request should be submitted to the Board at the time of biennial license renewal, if you, as a practitioner, have not prescribed, administered, or dispensed a controlled substance during this 2 year renewal period, as established by this Board under rule 24 CSR 1.

ATTESTATION: I have not prescribed, administered, or dispensed a controlled substance* during this license renewal period.

I understand that my continuing license is based on the truth of this statement above, and that should I furnish false information, such act constitutes good cause for the revocation of my West Virginia license.

Licensee's Signature _____ Today's Date _____

*Pursuant to West Virginia Code § 60A-1-101, a "controlled substance" means a drug, substance or immediate precursor in Schedules I through V.

MEMORIALS 2018

Frank Poland, D.O. 1/5/2018



Disciplinary Actions in 2018

CONSENT ORDERS:

Scott Rose, PA-C

Elisabeth Wang, D.O.

Jason P. Smith, D.O.



CURRENT BOARD-APPROVED CME PROGRAMS FOR BEST PRACTICES ON PAIN PRESCRIBING

On-Line CME: www.wvbdosteo.org

SEE WVBDOSTEO.ORG FOR ALL UPCOMING
LIVE CME PROGRAMS APPROVED FOR 3 HOUR PAIN
PRESCRIBING/DRUG DIVERSION CME

WEST VIRGINIA OSTEOPATHIC LICENSE 2018 P.A. RENEWAL REMINDER

This email serves as a reminder that your license will be expire on March 31, 2018. License renewal applications are processed in the order that they are received, so I urge you to complete your renewal as soon as possible if you are scheduled to work the weekend of April 1st, 2018. If you do not plan to renew your license this year, please notify the Board office by responding to this email or contact the office using the information below.

THIS IS YOUR ONLY REMINDER FOR YOUR LICENSE RENEWAL.

If you chose not to renew your West Virginia Osteopathic license at this time, please notify the Board's office by:

Phone: (304) 558-6095, or through our

Contact Submission option on our website: www.wvbdosteo.org.

Thank you for your prompt attention to this matter,

Diana Shepard, CMBE

Executive Director

WEST VIRGINIA OSTEOPATHIC LICENSE 2018 D.O. RENEWAL REMINDER

This email serves as a reminder that your license will be expire on June 30, 2018. License renewal applications are processed in the order that they are received, so I urge you to complete your renewal as soon as possible if you are scheduled to work the weekend of July 1st, 2018. If you do not plan to renew your license this year, please notify the Board office by responding to this email or contact the office using the information below.

THIS IS YOUR ONLY REMINDER FOR YOUR LICENSE RENEWAL.

If you chose not to renew your West Virginia Osteopathic license at this time, please notify the Board's office by:

Phone: (304) 558-6095, or through our

Contact Submission option on our website: www.wvbdosteo.org.

Thank you for your prompt attention to this matter,

Diana Shepard, CMBE

Executive Director

WEST VIRGINIA OSTEOPATHIC LICENSE 2018 CORPORATION RENEWAL REMINDER

The records at the West Virginia Board of Osteopathic Medicine office, indicate that your license will expire on June 30, 2018. No renewal applications were mailed to licensees this year, as all renewals are being completed on our website, www.wvbdosteo.org.

THIS IS YOUR ONLY REMINDER FOR YOUR LICENSE RENEWAL.

If you chose not to renew your West Virginia Osteopathic license at this time, please notify the Board's office by:

Phone: (304) 558-6095, or through our

Contact Submission option on our website: www.wvbdosteo.org.

Thank you for your prompt attention to this matter,

Diana Shepard, CMBE

Executive Director

WEST VIRGINIA OSTEOPATHIC LICENSE 2018 P.L.L.C. RENEWAL REMINDER

The records at the West Virginia Board of Osteopathic Medicine office, indicate that your license will expire on June 30, 2018. No renewal applications were mailed to licensees this year, as all renewals are being completed on our website, www.wvbdosteo.org.

THIS IS YOUR ONLY REMINDER FOR YOUR LICENSE RENEWAL.

If you chose not to renew your West Virginia Osteopathic license at this time, please notify the Board's office by:

Phone: (304) 558-6095, or through our

Contact Submission option on our website: www.wvbdosteo.org.

Thank you for your prompt attention to this matter,

Diana Shepard, CMBE

Executive Director

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE C.S.M.P. INTEGRATION ANNOUNCEMENT

Greetings,

Please see the attached document regarding the West Virginia Board of Pharmacy's announcement of statewide electronic health record integration of prescription data.

Best regards,

West Virginia Board of Osteopathic Medicine

www.wvbdosteo.org

WEST VIRGINIA BOARD OF PHARMACY ANNOUNCES STATEWIDE ELECTRONIC HEALTH RECORD INTEGRATION OF PRESCRIPTION DATA

The West Virginia Board of Pharmacy has partnered with Appriss Health to utilize, analyze, and present information from West Virginia's Controlled Substances Monitoring Program (CSMP) into the clinical workflow of both prescribers and pharmacists via the comprehensive platform NarxCare. All practitioners who dispense Schedule II, III, IV and V controlled substances or opioid antagonists to residents of West Virginia, must provide the dispensing information to the West Virginia Board of Pharmacy CSMP each 24-hour period.

RxDataTrack/CSAPP is the online CSMP software (Mahantech Corp.) used by the Board to track these substances. NarxCare will integrate this CSMP information, as well as additional data sources, into Electronic Health Records or Pharmacy Management Systems to empower clinicians to identify patients that may be at risk for prescription drug addiction, overdose and death, and equips those clinicians and care teams with the advanced analytics, tools and technology they need to help those patients. These invaluable insights and tools can be presented and accessed within clinical workflow, up front, for every patient, every time.

NarxCare provides machine learning and artificial intelligence-based patient risk scores, prescription data, patient safety alerts and other information in a visually interactive format to help prescribers and pharmacists quickly identify potential signs of addiction/overdose. NarxCare also helps clinicians connect patients with additional resources within their community if needed, such as medication-assisted treatment. By obtaining CSMP prescription information through PMP Gateway, which can include data from neighboring states, this one-click workflow process eliminates the need for prescribers and pharmacists to manually log into the WV CSMP website separately and then enter a patient's name and demographics to search for them.

The new NarxCare platform will be made available at no cost to all West Virginia healthcare providers via their electronic health record and pharmacy management system vendors. (It is important to note that not all vendors are currently integrated. Your integration process and duration time is dependent upon your vendor). For more detailed information about the integration process, please visit:

<https://info.apprisshealth.com/wvehrintegrationrequest>

PROVIDERS MUST ENROLL TO PRESCRIBE TO MEDICAID MEMBERS

On and after October 17, 2018, West Virginia Medicaid will begin to deny all claims for prescriptions written by any prescriber not enrolled with West Virginia Medicaid. This includes hospital residents and interns, advanced practice nurse practitioners, physician assistants and pharmacists who administer vaccines. Even though the facility you are employed by (clinic, hospital or pharmacy) is currently enrolled, individual prescribers must also be enrolled. Failing to enroll with West Virginia Medicaid as a prescribing provider could cause serious consequences for your patients.

The requirement for prescribers to enroll is a provision of the Patient Protection and Affordable Care Act of 2010. All prescribers serving Medicaid patients **MUST** enroll and their name and national provider identifier (NPI) must be recorded on claims for prescription medications submitted for Medicaid members on and after October 17, 2018. Providers may enroll as a billing provider or an “ordering, referring, or prescribing” (ORP) provider.” “ORP only provider” is a category for prescribers who write orders, refer, or prescribe medications, but do not actually submit claims to Medicaid for their services.

“ORP only providers” may not bill Medicaid for services.

If you are not already enrolled, you may **go to the website of the West Virginia Medicaid claims processor, Molina Medicaid Solutions, at <https://www.wvmmis.com> and enroll online as a billing provider** or as an **“ORP only provider.”** The quickest enrollment option is the ORP-only online application process, if applicable. Provider application approval is 5 days from receipt of a completed paper applicatoion, which can be requested by calling **Molina Provider Enrollment at 888-483-0793.**

To prevent interruptions in Medicaid members’ access to needed prescription medications, prescribers must make sure they are enrolled with West Virginia Medicaid.

For questions, please contact **Molina Provider Enrollment at 888-483-0793** or the **Molina Pharmacy Help Desk at 888-483-0801.**

Year-End Information of Financial Statements

2018 ANNUAL REPORT
JULY 1, 2016 TO JUNE 30, 2018

<u>REVENUE</u>	<u>6-1-2017 thru 6-30-2017</u>	<u>2017 MTD</u>	<u>2017 YTD</u>	<u>2016 YTD</u>
Cash Balance	6/1/2017	300,153.14	7/1/2016 475,275.24	367,241.90
Receipts		<u>170,520.34</u>	<u>437,917.34</u>	<u>415,727.51</u>
Total Receipts & Balances		470,673.48	913,192.58	782,969.41
<u>DISBURSEMENTS</u>				
1200	Personal Services	11,109.38	143,053.48	135,794.15
1201	Personal Services (Per Diem)	750.00	4,200.00	2,700.00
1202	Payroll Reimbursement	0.00	0.00	0.00
1206	Annual Increment	0.00	540.00	300.00
2200	PEIA Fees	0.00	150.00	150.00
2201	Personnel Division	0.00	0.00	0.00
2202	Social Security	861.84	10,719.61	10,075.26
2203	Public Employees Ins.	1,454.38	17,808.83	14,831.97
2205	Worker's Comp.	445.00	445.00	484.00
2206	Unemployment Compensation	0.00	0.00	0.00
2207	Retirement	1,333.12	17,311.16	18,355.95
2208	WV OPEB Contribution	373.86	5,958.03	5,879.00
3200	Office Expenses	360.93	5,125.35	4,483.03
3201	Printing & Binding	415.98	588.22	1,565.98
3202	Rent	2,812.40	18,280.60	14,062.00
3203	Utilities	0.00	0.00	75.75
3204	Telecommunications	244.74	3,110.55	2,732.65
3206	Contractual Expense	0.00	3,496.95	6,238.80
3207	Professional Expense	8,125.58	104,971.02	6,238.80
3208	Professional Contract Expense	0.00	0.00	0.00
3211	Travel	1,073.52	6,297.14	2,750.89
3213	Computer Services (ISC)	188.40	4,266.50	3,767.70
3214	Computer Services (External)	0.00	0.00	0.00
3218	Association Dues	0.00	3,400.00	3,400.00
3219	Fire, Auto, & Other Ins.	0.00	4,292.00	2,616.00
3220	Food Products	13.86	173.25	188.85
3224	Advertising and Promotional	0.00	0.00	0.00
3229	Routine Maintenance Contracts	310.12	5,812.12	12,950.00
3233	Hospitality	0.00	429.54	533.06
3241	Miscellaneous	0.00	0.00	0.00
3242	Training and Development (In-State)	0.00	150.00	405.00
3243	Training and Development (Out-State)	500.00	1,110.00	0.00
3244	Postal	522.43	1,315.48	1,510.95
3245	Freight	29.00	46.00	48.58
3246	Supplies - Computer	0.00	34.97	0.00
3247	Software Licenses	0.00	10,000.00	0.00
3248	Computer Supp/Equip (Less \$5,000)	0.00	0.00	300.00
3249	Office Equipment - Current	0.00	1,300.00	0.00
3251	Attorney Reimbursable Expense	0.00	0.00	0.00
3252	Misc. Equipment (Not computers)	0.00	0.00	0.00
3255	Payment of Claims	0.00	39,500.00	20,000.00
3256	Grants, Awards, Scholarships & Loans	0.00	1,053.84	0.00
3263	Bank Costs	0.00	0.00	0.00
3267	Other Interest and Penalties	0.00	0.00	0.00
3271	Legislative Directed Funds	0.00	57,000.00	29,350.00
3272	Public Employee Ins. Reserve Transfer	0.00	1,444.00	1,385.00
3293	Medical Service Payments	0.00	0.00	0.00
Total Expenditures June 2017		<u>30,924.54</u>	<u>473,443.64</u>	<u>420,342.38</u>
CASH BALANCE		439,748.94	439,748.94	362,627.03

<u>REVENUE</u>	<u>6-1-2018 thru 6-30-2018</u>	<u>2018 MTD</u>	<u>2018 YTD</u>	<u>2017 YTD</u>
Cash Balance	6/1/2018	290,771.32	7/1/2017 439,748.94	300,153.14
Receipts		145,887.40	381,567.90	437,917.34
Total Receipts & Balances		436,658.72	821,316.84	738,070.48
<u>DISBURSEMENTS</u>				
1200	Personal Services	17,905.08	204,482.29	143,053.48
1201	Personal Services (Per Diem)	900.00	10,441.63	4,200.00
1202	Payroll Reimbursement	0.00	0.00	0.00
1203	Overtime	0.00	44.88	0.00
1206	Annual Increment	0.00	660.00	540.00
2200	PEIA Fees	0.00	50.00	150.00
2201	Personnel Division	0.00	0.00	0.00
2202	Social Security	1,379.35	15,805.74	10,719.61
2203	Public Employees Ins.	1,615.80	18,640.80	17,808.83
2207	Retirement	1,969.56	22,604.94	17,311.16
2208	WV OPEB Contribution	708.00	7,788.00	5,958.03
3200	Office Expenses	206.41	965.03	5,125.35
3201	Printing & Binding	0.00	295.46	588.22
3202	Rent	1,406.20	16,874.40	18,280.60
3204	Telecommunications	0.00	2,204.62	3,110.55
3206	Contractual Expense	1,347.92	2,800.31	3,496.95
3207	Professional Expense	936.00	46,769.02	104,971.02
3211	Travel Employee	3,350.68	5,260.30	6,297.14
3213	Computer Services (ISC)	0.00	4,599.94	4,266.50
3214	Computer Services (External)	0.00	0.00	0.00
3218	Association Dues	0.00	3,900.00	3,400.00
3219	Fire, Auto, & Other Ins.	0.00	5,100.00	4,292.00
3220	Food Products	0.00	62.37	173.25
3229	Routine Maintenance Contracts	0.00	1,502.01	5,812.12
3233	Hospitality	0.00	424.45	429.54
3242	Training and Development (In-State)	0.00	500.00	150.00
3243	Training and Development (Out-State)	0.00	1,080.00	1,110.00
3244	Postal	225.00	1,122.64	1,315.48
3245	Freight	0.00	9.52	46.00
3246	Supplies - Computer	0.00	0.00	34.97
3247	Software Licenses	0.00	10,000.00	10,000.00
3248	Computer Supp/Equip (Less \$5,000)	0.00	1,963.95	0.00
3249	Office Equipment - Current	0.00	0.00	1,300.00
3251	Attorney Reimbursable Expense	0.00	0.00	0.00
3252	Misc. Equipment (Not computers)	0.00	0.00	0.00
3255	Payment of Claims	0.00	0.00	39,500.00
3256	Grants, Awards, Scholarships & Loans	0.00	0.00	1,053.84
3263	Bank Costs	0.00	0.00	0.00
3265	Reimbursement	0.00	127.82	0.00
3271	Legislative Directed Funds	0.00	28,200.00	57,000.00
3272	Public Employee Ins. Reserve Transfer	0.00	2,328.00	1,444.00
3293	Medical Service Payments	0.00	0.00	0.00
Total Expenditures June 2018		32,547.00	417,205.12	473,443.64
CASH BALANCE		404,111.72	404,111.72	264,626.84

Osteopathic Physician Information

List Organized by Physician Specialties by County

2018 ANNUAL REPORT
JULY 1, 2016 TO JUNE 30, 2018

West Virginia Board of Osteopathic Medicine DO with Specialties By County

	Office County	Primary Specialty	Count
1.	Aberdeen Proving Ground	OCM	1
2.	Albemarle County	FM	1
3.	Allegheny	AN	1
4.	Allegheny	C	1
5.	Allegheny	DR	1
6.	Allegheny	FM	1
7.	Allegheny	IM	2
8.	Allegheny County	AN	1
9.	Barbour	EM	1
10.	Beaufort County	FM	1
11.	Berkeley	FM	1
12.	Berkeley	GE	1
13.	Berkeley	IM	2
14.	Berkeley	PM&R	1
15.	Boone	EM	1
16.	Boone	FM	3
17.	Braxton	EM	2
18.	Braxton	FM	1
19.	Bronx	FM	1
20.	Brooke	FM	1
21.	Broward	AN	1
22.	Cabell	C	1
23.	Cabell	EM	2
24.	Cabell	FM	2
25.	Cabell	GP	1
26.	Cabell	IM	5
27.	Cabell	NEP	2
28.	Cabell	ORT	1
29.	Cabell	P	1
30.	Cabell	PMR	1
31.	Cabell	PSY	1
32.	Cabell	PTH	1
33.	Cabell	PUL	1
34.	Calhoun	FM	1
35.	Centre County	N	1
36.	Coös	EM	1
37.	Cumberland	OCM	1
38.	Cuyahoga	END	1
39.	Davidson	N	1
40.	Denver County	FM	1
41.	Doddridge	FP	1
42.	Fayette	FP	1
43.	Fayette	GP	1
44.	Franklin	FM	1
45.	Frederick	OB/GYN	1
46.	Gallia	FM	1
47.	Garrett	CVD	1
48.	Grady	GS	1
49.	Greenbrier	C	1
50.	Greenbrier	EM	1
51.	Greenbrier	END	1
52.	Greenbrier	FM	15

53.	Greenbrier	IM	3
54.	Greenbrier	NEP	1
55.	Greenbrier	OMM	3
56.	Greenbrier	PM&R	1
57.	Greenbrier	PSY	1
58.	Greenbrier	R	1
59.	Greenbrier County	OMM	1
60.	Hancock County	AN	1
61.	Harnett	IM	1
62.	Harrison	FM	5
63.	Harrison	FP	1
64.	Harrison	IM	2
65.	Harrison	PM	1
66.	Hillsborough	GVS	1
67.	Indiana	OB/GYN	1
68.	Jackson	FM	1
69.	Jackson	IM	1
70.	Jefferson	EM	1
71.	Jefferson	PLR	1
72.	Jefferson	SM	1
73.	Kanawha	AN	3
74.	Kanawha	Abdominal Surgery	1
75.	Kanawha	CCM	1
76.	Kanawha	EM	1
77.	Kanawha	FM	4
78.	Kanawha	FP	1
79.	Kanawha	GE	1
80.	Kanawha	IM	6
81.	Kanawha	P	1
82.	Kanawha	PD	1
83.	Kanawha	PM	1
84.	Kanawha	PUL	1
85.	Kanawha	RHU	1
86.	Kanawha County	P	1
87.	Lane	EM	1
88.	Lewis	FM	2
89.	Logan	EM	1
90.	Logan	FM	2
91.	Logan	FP	1
92.	Logan	IM	2
93.	Logan County	FM	1
94.	Marion	EM	1
95.	Marshall	GP	1
96.	Marshall	NS	1
97.	Mason	FM	1
98.	Mason	IM	1
99.	McDowell	EM	1
100.	Mercer	EM	1
101.	Mercer	FM	3
102.	Mercer	FP	1
103.	Miami County	PSY	1
104.	Monongalia	C	1
105.	Monongalia	CVD	1
106.	Monongalia	GS	1
107.	Monongalia	IM	7
108.	Monongalia	OCM	1
109.	Monongalia	P	1
110.	Monongalia	PD	2

111. Monongalia	PTH	1
112. Monongalia County	EM	1
113. Monongalia County	NEP	1
114. Montgomery	FM	2
115. Montgomery	ORS	1
116. Montgomery	PD	1
117. Montgomery	PTH	1
118. Morgan	S	1
119. Navajo	FM	1
120. Nicholas	OPH	1
121. Ohio	EM	3
122. Ohio	FM	6
123. Ohio	GE	1
124. Ohio	IM	2
125. Ohio	NEP	1
126. Ohio County	C	1
127. Ohio County	EM	3
128. Ohio County	FM	1
129. Ohio County	IM	1
130. Philadelphia	FM	1
131. Pondera	FM	1
132. Preston	EM	1
133. Preston	FM	1
134. Pulaski	FM	1
135. Putnam	GP	1
136. Putnam	IM	1
137. Raleigh	C	1
138. Raleigh	FM	2
139. Raleigh	GER	1
140. Raleigh	IM	3
141. Raleigh	PM	1
142. Raleigh	PSY	1
143. Randolph	FM	1
144. Randolph	FP	1
145. Scioto	FP	1
146. Summers	IM	1
147. Summit	IM	1
148. Taylor	EM	1
149. Taylor	FM	1
150. Tazewell	GP	1
151. Travis County	CLP	1
152. Tucker	OBG	1
153. Washington	AN	1
154. Washington	NEP	1
155. Wayne	FM	1
156. Webster	EM	1
157. Webster County	IM	1
158. Westmoreland	EM	1
159. Wetzel	FM	1
160. Wetzel	IM	1
161. Wood	EM	1
162. Wood	FM	1
163. Wood	FP	1
164. Wood	GP	1
165. Wood	IM	3
166. Wyoming	FM	1
167. Wyoming	FP	3
168. Wyoming	IM	1

169. York	FM	1
170. berkeley	IM	1
171. marshall	ORS	1
172. roanoke	AP	1
173. suffolk	DR	1
174. washington	PMR	1

West Virginia Board of Osteopathic Medicine

Physician Assistants By County 2018

Office County Count		
1.	Barbour	3
2.	Berkeley	1
3.	Boone	6
4.	Braxton	4
5.	Brooke	2
6.	Cabell	3
7.	Fayette	6
8.	Greenbrier	16
9.	Hancock	3
10.	Harrison	15
11.	Jackson	6
12.	Kanawha	44
13.	Lewis	6
14.	Logan	3
15.	MERCER	1
16.	Marion	3
17.	Marshall	8
18.	Mercer	21
19.	Mingo	2
20.	Monongalia	8
21.	Monroe	6
22.	Ohio	12
23.	Pocahontas	2
24.	Preston	3
25.	Putnam	6
26.	Raleigh	22
27.	Randolph	2
28.	Summers	2
29.	Upshur	6
30.	WV	2
31.	Webster	5
32.	Wetzel	1
33.	Wood	4
34.	Wyoming	11

License & Registration Information

Granted between the Dates of July 1, 2016 and June 30, 2018

West Virginia Board of Osteopathic Medicine
Physicians Licensed Between July 1, 2016 and June 30, 2018

Last Name	First Name	License Number	License Original Issue Date	Office Address	Office Address 2	Office County	Office City	Office State	Office Zip Code	
30	Ellison	John	3211	7/1/2017	1464 Jefferson Street North	Greenbrier	Lewisburg	WV	24901	
56	Kerenick	Dean	3212	7/1/2017	112 Pinell St	Jackson	Ripley	WV	25271	
70	Meadows	Richard	3213	7/1/2017	2157 Ritter Dr.	Raleigh	Daniels	WV	25832	
106	Ural	Eren	3210	7/1/2017	1320 Maplewood Ave	Greenbrier	Ronceverte	WV	24970	
54	Katrajian	Ruba	3216	7/13/2017	4422 Third Ave	Bronx	Bronx	NY	10457	
64	LoVerde	Bianca	3215	7/13/2017	1432 Towson St	Baltimore	Baltimore	MD	21230	
65	Logan	Kelly	3214	7/13/2017	3200 MacCorkle Ave SE	Kanawha	Charleston	WV	25304	
83	Patel	Bhavin	3217	7/17/2017	2500 Hospital Drive	berkeley	Martinsburg	WV	25401	
29	Edwards	Christopher	3218	7/19/2017	252 Rural Acres Drive	Raleigh	Beckley	WV	25801	
10	Bosley	Zachary	3219	7/25/2017	2605 Jackson Ave.	Mason	Pt. Pleasant	WV	25550	
15	Calafato	Jennifer	3220	7/25/2017	100 Jackson pike	Gallia	Gallipolis	OH	45631	
18	Chapaton-Rivard	Elisabeth	3221	7/25/2017	Avera eCARE	4500 N Lewis Ave	Minnehaha County	Sioux Falls	SD	57104
81	Orlosky	Aaron	3222	8/9/2017	3151 Johnson Rd	Suite 2	Jefferson	Stuebenville	OH	43952
26	Davis	Tracie	3224	8/14/2017	329 Brandon Dr.		Tazwell	Bluefield	VA	24605
28	Dev	Nimret	3226	8/14/2017	1751 Earl Core Rd.		Monongalia	Morgantown	WV	26505
68	Martin	Jeffery	3225	8/14/2017	319 Deskins Hollow		Pike	Pikeville	KY	41501
98	Stratton	Ronald	3223	8/14/2017	1140 Monroe Avenue NW		Kent	Grand Rapids	MI	49503
17	Chan	Alex	3230	8/15/2017	27575 Watts Ln		Fall River	Hot Springs	SD	57747
67	Mader	Jason	3229	8/15/2017	1249 15th Street, Stuite 4000		Cabell	Huntington	WV	25701
95	Schroering	Kyle	3227	8/15/2017	55 Black Willow Lane	Apt. 3	Kanawha	Charleston	WV	25306
104	Trull	Devan	3228	8/15/2017	1340 Hal Greer blvd	Attn: Josh Sovo	Cabell	Huntington	WV	25701
4	Asuquo	John	3231	8/16/2017	P.O. BOX 74462		Chesterfield	North Chesterfield	VA	23236
74	Mills	Isaac	3232	8/16/2017	6600 Van Aalst Blvd		Muscogee	Fort Benning	GA	31905
9	Blunck	Joshua	3233	8/22/2017	9290 NW 36th Street		Polk	Polk City	IA	50226
66	Lyles	Maggie	3234	8/22/2017	120 Medical Park Dr		Harrison	Bridgeport	WV	26330
3	Amory	Robert	3235	8/23/2017	502 Cabela Drive		Ohio	Triadelphia	WV	26059
60	Krick	James	3236	8/28/2017	5170 US RT 60 East		Cabell	Huntington	WV	25705
72	Miles	John	3237	9/7/2017	300 S Preston Street		Jefferson	Ranson	WV	25438
87	Rees	Joseph	3238	9/11/2017	4500 N Lewis Ave		Minnehaha	Sioux Falls	SD	57104
103	Titone	Alexandra	3239	9/29/2017	102 N. State Rd. 7		Palm Beach County	Royal Palm Beach	FL	33411
77	Morgan	Andrew	3240	10/3/2017	Dept of Emergency Medicine	3200 Maccorkle Ave SE	Kanawha	Charleston	WV	25304
118	Zavodchikov	Natalia	3241	10/3/2017	1 Medical Park		Ohio	Wheeling	WV	26003
2	Ainsworth	Kalah	3244	10/5/2017	171 Taylor Street		Jefferson County	Harpers Ferry	WV	25425
12	Brockett	Colin	3243	10/5/2017	401 Matthew St.		Washington	Marietta	OH	45750
63	Linberg	Vincent	3242	10/5/2017	2000 Eoff St.		Ohio County	Wheeling	WV	26003
107	Vicars	Holly	3245	10/13/2017	800 Garfield Ave		Wood County	Parkersburg	WV	26101
21	Childers	Raechal	3247	10/26/2017	103 Cardinal Ln		Raleigh	Beckley	WV	25801
80	Onuoha	Patience	3246	10/26/2017	St Francis Hospital	333 Laidley Street	Charleston	Charleston	WV	25322
119	test	jana	0061T	11/1/2017	21 s main		ward	minot	ND	58701
102	Teubert	Justin	3248	11/2/2017	527 Medical Park Dr. Suite 500		Harrison	Bridgeport	WV	26330
41	Grinberg	Svetlana	3249	11/13/2017	252 Rural Acres Drive		Raleigh	Beckley	WV	25801-3503
84	Peppers	Brian	3250	11/21/2017	27100 CHARDON RD		Cuyahoga	Richmond Heights	OH	44143
51	Joseph	Luke	3251	11/22/2017	425 west 5th street		Columbiana	East Liverpool	OH	43920
92	Ruda	Stephen	3252	12/1/2017	1 Medical Park		Ohio	Wheeling	WV	26003
6	Bauer	Yisrael	3253	12/4/2017	1 Medical Park		Ohio	Wheeling	WV	26003
58	Knight	Jordan	3254	12/6/2017	550 N University Blvd	UH 2440	Indiana	Indianapolis	IN	46202
5	Austin	Jennifer	3255	12/20/2017	3048 N Sanders, B		Lewis and Clark County	Helena	MT	59601
38	Gaal	Jordan	3256	12/21/2017	1115 20th Street		Cabell	Huntington	WV	25703
112	Winfrey	Sean	3257	12/21/2017	400 True Apple Way		Berkeley	Inwood	VA	25428
46	Hohman	Paul	3258	12/22/2017	1 Medical Park		Ohio County	Wheeling	WV	26003
90	Richards	Marc	3259	12/26/2017	PO Box 227		Geauga	Chardon	OH	44024-0227
73	Miller	Lauren	3260	1/9/2018	400 North Lee Street		Greenbrier County	Lewisburg	WV	24901
34	Fancher	Gail	3261	1/11/2018	85 Mechanic St	Suite A1-1		Lebanon	NH	3766
52	Karkavandian	Habib	3262	1/22/2018	12069 East Lake Circle		Arapahoe	Greenwood Village	CO	80111
11	Brinley	Brittany	3264	1/26/2018	2900 First Ave		Cabell	Huntington	WV	25702
24	Coleman	Kennith	3263	1/26/2018	PO Box 9238	7700 HSS	Monongalia	Morgantown	WV	26506
89	Rhody	Christopher	3265	1/29/2018	3158 West Street	3158 West Street	Hancock	Weirton	WV	26062
8	Bentley	Meredith	3268	2/1/2018	1115 20th Street		Cabell County	Huntington	WV	25703
19	Charbonniez	Pierre	3266	2/1/2018	Pierre Charbonniez	3110 MacCorkle Ave SE	Kanawha	Charleston	WV	25304
36	Fischer	John	3270	2/1/2018	1 Medical Center Dr		Monongalia	Morgantown	WV	26506
49	Hostetter	Janice	3267	2/1/2018	1115 20th Street	Suite 205	Cabell	Huntington	WV	25703

109	Wang	Elisabeth	3269	2/1/2018	500 Cherry Street		Mercer County	Bluefield	WV	24701
116	Yount	Jodelle	3271	2/1/2018	1510 Winchester Ave		Boyd County	Ashland	KY	41101
117	Zarraga	Christopher	3272	2/8/2018	517 Kings Highway Ext		Sussex	Milford	DE	19963
23	Coatney	Ann	3273	2/22/2018	6 135th St SE			Kent	WA	98042
45	Hoffman	Michael	3274	2/23/2018	10800 Knights Road		Philadelphia	Philadelphia	PA	19114
85	Petersen	Kayla	3275	2/26/2018	128 E Maple Ave		Fayette	Fayetteville	WV	25840
69	Matyasik	Stanley	3276	3/1/2018	LUNGCENTER, INC.	P.O. BOX 6244	OHIO	WHEELING	WV	26003
1	Adams	Russell	3277	3/8/2018	1 Medical Park		Ohio County	Wheeling	WV	26003
93	Salyers	James	3278	3/8/2018	454 McDowell Street		McDowell County	Welch	WV	24801
88	Renz	Paul	3279	3/12/2018	1 Medical Center Drive	WVU Medicine Rad. Onc.	Monongalia	Morgantown	WV	26506-9234
13	Bullock	Matthew	3280	3/13/2018	1600 Medical Center Drive	Suite G500	Cabell	Huntington	WV	25701
14	Bullock	Melissa	3283	3/15/2018	1340 Hal Greer Blvd		Cabell	Huntington	WV	25701
91	Rimmer	Gregory	3284	3/15/2018	4294 Birkshire Hts		York	Fort Mill	SC	29708
31	Emdur	Joshua	3282	3/19/2018	SteadyMD Physician Group	P.O Box 8070	St. Louis	ST. LOUIS	MO	63156
94	Savage	Jonathon	3281	3/19/2018	5600 S. Quebec Street	Suite 312A	Adams County	Greenwood Village	CO	80011
37	Fleming	Jameson	3285	3/21/2018	2 Kit Road		Kanawha	Charleston	WV	25304
76	Mora	Michelle	3286	3/22/2018	336 22nd Avenue North		Davidson	Nashville	TN	37203
71	Milam	Daniel	3287	3/28/2018	150 Memorial Drive		Preston	Kingwood	WV	26537
86	Petersen	Andrew	3288	3/29/2018	211 W Maple Avenue	Suite A	Fayette	Fayetteville	WV	25840
43	Herron	Robert	3289	3/30/2018	3110 MacCorkle Ave.	Room 3032	Kanawha	Charleston	WV	25304
						Department of Medicine House Staff 4th Floor HSCN				
53	Kasson	Lindsay	3290	4/2/2018	PO Box 9168		Monongalia	Morgantown	WV	26501
59	Krepps	Benjamin	3291	4/5/2018	36 West Main Street		Washington	Hancock	MD	21750
100	Taylor	Roger	3292	4/11/2018	501 Morris Street		Kanawha	Charleston	WV	25301
40	Gizersky	Yakov	3293	4/13/2018	PO Box 1866		Harris County	Bellaire	TX	77401
97	Shakuri-Rad	Jaschar	3294	4/16/2018	5731 W Grove Dr SE		Kent	Kentwood	MI	49512
25	Craddock	Ryan	3295	4/17/2018	500 Cherry Street		Mercer	Bluefield	WV	24701
48	Holstein	Allison	3297	4/18/2018	830 Pennsylvania Avenue	Suite 102	Kanawha	Charleston	WV	25302
114	Wiziecki	Lara	3296	4/19/2018	14139 Selva Lane		Cook County	Orland Park	IL	60462
7	Beckett	Jordan	3299	5/2/2018	2231 Three Bridges Road		Wirt	Palestine	WV	26160
16	Caslow	Renee	3300	5/2/2018	807 Farson Street Suite 203A		Washington	Belpre	OH	45714
42	Harman	James	3298	5/2/2018	415 Morris Street	Suite 400	Kanawha	Charleston	WV	25301
47	Hollis	Nicole	3302	5/4/2018	3017 Highpoint Drive		Allegheny	McDonald	PA	15057
55	Kelner	Jessica	3301	5/4/2018	1525 Raleigh Street	Suite 2100	Denver County	Denver	CO	80204
44	Ho	John	3303	5/14/2018	107 gamma drive	suite 210	Allegheny County	Pittsburgh	PA	15238
113	Winkler	Clay	3304	5/14/2018	2000 Eoff St		ohio	Wheeling	WV	26003
						Department of Anesthesiology - Attn: Brittany Arruda				
108	Vu	Michelle	3305	5/15/2018	1 Medical Center Drive		Monongalia	Morgantown	WV	26505
50	Hwang	Jason	3306	5/21/2018	130 Summit Woods Dr		Monongalia	Morgantown	WV	26508
27	DeMino	Mary	3307	5/23/2018	171 TAYLOR STREET		Jefferson	HARPERS FERRY	WV	25425
75	Mohan	Olivia	3315	5/25/2018	500 Cherry Street		Mercer	Bluefield	WV	24701
82	Palumbo	Joseph	3308	5/25/2018	584 Clinton Lane		Cuyahoga County	Highland Heights	OH	44143
22	Childers	Weston	3313	5/30/2018	101 Bill Baker Way		Raleigh	Beckley	WV	25832
32	Enyart	Joshua	3310	5/30/2018	1050 2nd Avenue		Northampton	Hellertown	PA	18055
105	Turek	Barry	3312	5/30/2018	10150 S Centennial Parkway	Suit 120	Salt Lake County	Sandy	UT	84070
39	Galamaga	Robert	3311	5/31/2018	8915 W. Golf Road		Cook County	Niles	IL	60714
61	Lamonde	Michaela	3314	5/31/2018	1 Medical center drive	Dept of OB/GYN	Monongalia	Morgantown	WV	26505
20	Chaudhry	Mansi	3317	6/4/2018	1008 Caroline Court		Dupage County	Naperville	IL	60565
110	Werrell	Bradley	3316	6/4/2018	75 State Street		Suffolk County	Boston	MA	2109
35	Farnsworth	Ryan	3318	6/11/2018	1 Medical Center Dr		Monongalia	Morgantown	WV	26505
101	Taylor	Kimberly	3319	6/18/2018	3311 E. Murdock Street		Sedgwick County	Wichita	KS	67203
					CAMC Family Medicine Clinic 3200 MacCorkle Ave SE 5th floor Vascular Building		Kanawha	Charleston	WV	25304
57	Kijewski	Melissa	3320	6/25/2018			Monongalia	Morgantown	WV	26505
33	Estes	Hallisey	3322	6/26/2018	1 Medical Center Drive		Monongalia	Morgantown	WV	26506
79	Myers	Jordan	3321	6/26/2018	1 Medical Center Drive		Monongalia	Morgantown	WV	24970
62	Larson	Seth	3324	6/27/2018	1320 Maplewood Ave		Greenbrier	Ronceverte	WV	26505
96	Scott	Mark	3326	6/27/2018	930 Chestnut Ridge Rd		Monongalia	Morgantown	WV	24901
99	Ta	Luke	3327	6/27/2018	1464 N Jefferson St		Greenbrier	Lewisburg, WV	WV	25705
111	White	Jerry	3328	6/27/2018	102 Ricketts Rd		Cabell	Huntington	WV	24970
115	Yost	Mark	3329	6/27/2018	1320 Maplewood Ave		Greenbrier	Ronceverte	WV	26505
78	Murray	Julia	3325	6/28/2018	1 Medical Center Dr		Monongalia	Morgantown	WV	26505

West Virginia Board of Osteopathic Medicine

Physician Assistants Licensed Between July 1, 2016 to June 30, 2018

Last Name	First Name	WPA ID	Office Address	Office Address 2	Office County	Office City	Office State	Office Zip Code
1	Adkins	Benjamin	779 20 Hospital Drive		Logan	Logan	WV	25601
2	Beeson	Kaitlyn	769 1 Amalia Drive		Upshur	Buckhannon	WV	26201
3	Bobbitt	Anna	773 10003 Webster Road		Webster	Camden-on-Gauley	WV	26208
4	Cales	Sara	768 115 Summers Hospital Road		Summers	Hinton	WV	25951
5	Carter	Christopher	687 256 Skidmore Ln.		Braxton	Sutton	WV	26601
6	DeCanio	Janet	777 1445 Senseny Road		Frederick	winchester		22602
7	DiDonato	Lindsay	776 3197 Canterbury Drive		Allegheny	Allison Park		15101
8	Dillon	Randi	763 PO Box 6		Boone	Whitesville	WV	25209
9	Golden	Gavriela	775 9023 Alcott St	#302	Los Angeles	Los Angeles		90035
10	Hartman	Robert	758 620 National Rd.	#300	Ohio	Wheeling	WV	26003
11	Javins	Mark	778 610 Chestnut St		Kanawha	South Charleston	WV	25309
12	Jewell	Brittany	756 PO Box 887		Raleigh	Beckley	WV	25802
13	Key	Brooke	760 2000 Mon Health Medical Park Drive	Suite 2300	Monongalia	Morgantown	WV	26505
14	Kidd	Jason	772 65 Professional Place	Suite 102	Harrison	Bridgeport	WV	26330
15	McGann	Vanessa	767 700 Oakmond Rd.		Harrison	Clarksburg	WV	26301
16	Miller	Ronald	771 1320 Maplewood Avenue		Greenbrier	Ronceverte	WV	24970
17	Pritchard	Mintie	761 1709 Harper Rd		Raleigh	Beckley	WV	25801
18	Ramsey	Derek	762 607 Chestnut Street		Kanawha	Charleston	WV	25309
19	Richards	Shelley	764 956 Woodward Dr.		Kanawha	Charleston	WV	25387
20	Rivera	Cristobal	412 Bridgeport Express Care Inc.	1370 Johnson Ave	Harrison	Bridgeport	WV	26330
21	Saunders	Erika	765 701 Madison Ave		Boone	Madison	WV	25130
22	Shehane	Ashley	766		Claiborne	Cumberland Gap		37724
23	Sherman	Tracey	770 65 Professional Place	Suite 102	Harrison	Bridgeport	WV	26330
24	Smith	Abigail	757 10502 State Route 152		Jefferson	Toronto		43964
25	Smith	Julie	774 VEP HealthCare	1001 Galaxy Way, Suite 400	Contra Costa	Concord		94520
26	Whittaker	Andrew	759 800 Grand Central Mall	Suite #6	Wood	Vienna	WV	26105

West Virginia Board of Osteopathic Medicine

PLLC's Licensed Between July 1, 2016 to June 30, 2018

PLLC Number	Name of PLLC	Physical Address	Physical Address 2	Physical City	Physical State	Physical Zip Code
1	166 Cornerstone Anesthesia, PLLC	32 Cedar Drive		Hurricane	WV	25526

West Virginia Board of Osteopathic Medicine

Corporations Licensed Between July 1, 2016 to June 30, 2018

Corporation Number	Name of Corporation	Physical Address	Physical Address 2	Physical City	Physical State	Physical Zip
1 C-186	Harron Neurosurgery, P.C.	1478 Maplewood Avenue		Ronceverte	WV	24970
2 0581T	My VeinCare, Inc.	111 Morning Star Lane		Beckley	WV	25801
3 0541T	MyCare Inc.	111 Morningstar Lane		Beckley	WV	25801
4 C-188	Occupational & Forensic Medical Solutions, Inc.	940 Fourth Ave	Suite 400	Huntington	WV	25701
5 C-187	Oye Global Medical Foundation, Inc.	250 Stanaford Road		Beckley	WV	25801
6 C-183	PINNACLE HEALTH, INC.	3157 Robert C Byrd Dr		Beckley	WV	25801

Provider Complaints & Investigation Information

2018 ANNUAL REPORT
JULY 1, 2016 TO JUNE 30, 2018

Disciplinary Actions

Provider Name	License Number	Effective Date of Action	Type of Action	Length of Discipline
Mehta, Sanjay R. D.O.	1754	7/29/2016	Summary Suspension	Summary Suspension
Mehta, Sanjay R. D.O.	753.030303	7/29/2016	Summary Suspension	Summary Suspension
Valladares, Carlos A., D.O.	3117	8/4/2016	Consent Order	Consent Order to Continue in PHP
Valladares, Carlos A., D.O.	625.5862471	8/4/2016	Consent Order	Consent Order to Continue in PHP
Murillo, Jeffrey D., D.O.	2652	10/4/2016	Consent Order	Consent Order to Continue in PHP
Murillo, Jeffrey D., D.O.	498.1421911	10/4/2016	Consent Order	Consent Order to Continue in PHP
Pellegrini, John H., D.O.	1627	10/21/2016	Revocation	Permanent Revocation
Pellegrini, John H., D.O.	370.6981352	10/21/2016	Revocation	Permanent Revocation
Perkins, Connie M., D.O.	1710	11/4/2016	\$2,000 Fine and Reprimand	Providing False Information on License Application
DeBord, Jeffrey B., D.O.	1177	11/4/2016	Consent Order	Consent Order to Continue in PHP
Perkins, Connie M., D.O.	243.2540793	11/4/2016	\$2,000 Fine and Reprimand	Providing False Information on License Application
Earley, William J., D.O.	970	11/16/2016	Consent Order	Consent Order to Allow Board Inspection of Charts every Six months
Casto, William J., D.O.	1246	12/2/2016	Probation Stayed	Requirements of Consent Order met and Probation Lifted
Baker, Joshua S., P.A.-C.	468	12/15/2016	\$1,000 Fine and Reprimand	Practicing Medicine without a completed application for licensure.
Peasak, Timothy M., D.O.	1942	12/15/2016	\$2,000 Fine and Reprimand	Allowing a PA to practice without an approved license.
Blume, James H., D.O.	1096	2/22/2017	Revocation	Permanent Revocation
Gorby, Bruce, D.O.	1218	2/22/2017	Release from Probation and Termination of Consent Order	Met all requirements of Consent Order and Released from Probation.
McDevitt, Brian, D.O.	1665P	2/28/2017	Reinstatement of License on Probation	License reinstated with Consent Order
Swann, Craig S., D.O.	1524	3/8/2017	License suspended	License suspended while undergoing treatment for addiction

Cestaric, Brandon A., D.O.	1905	3/14/2017	Consent Order with Six (6) Month Suspension	Six Month Suspension While under Consent Order
Shamblin, Lucy K., D.O.	2473	6/5/2017	Summary Suspension	Summary Suspension
Smithers, Joel A., D.O.	2913	9/1/2017	Consent Order with Licensing Restrictions	Consent Order requiring HIPAA training and Controlled Substance Prescribing
Williams, Carol M., P.A.-C.	415	9/30/2017	Reprimand and \$5,000 Fine	Consent Order with Fine, Reprimand and Required Continuing Education in HIPAA and Ethics
Rose, Scotty R., P.A.-C.	624	12/7/2017	Reprimand and \$1,000 Fine	Reprimand, Fine for felony conviction for witness tampering in a methamphetamine trafficking federal case.
Wang, Elizabeth Z., D. O.	3269	2/1/2018	License Issued with Restrictions	Had been licensed in previous post grad training but had not completed first year internship.
Smith, Jason P. D.O.	2366	3/3/2018	Consent Order	Consent Order Requiring alcohol treatment
Pendleton, Angela M., D.O.	2771	3/21/2018	Reprimand and \$1,000 Fine	Practicing for 28 days without a renewed license.
O'Donnell, Patrick, D.O.	2773	4/12/2018	Consent Order Requiring PHP Participation	Consent Order Requiring PHP Participation
Fanning, Robert J., D.O.	1431	4/25/2018	Consent Order for PHP Participation, Fine and Reprimand	Consent Order, Fine and Reprimand
Kelley-Tallman, Jane, D.O.	1770	5/17/2018	Consent Order requiring COMVEX, additional CME and physician supervision	Consent Order requiring COMVEX, CME and Physician Supervision
Cestaric, Brandon A., D.O.	1905	5/17/2018	Suspension Stayed with Consent Order to Remain in PHP	Suspension Stayed with Consent Order to Remain in PHP

Complaint Information

Complaint Number	Provider	Reason	Actions Taken
2016-12	Ashley Bainbridge, D.O.	Improper Treatment	Charges Dismissed 09/15/2016
2016-11	Jeffrey D. Murillo, D.O.	WVMPHP	Consent Order Signed 10/4/2016, Mailed on 10/5/2016
2016-13	Connie Perkins, D.O.	Lack of Reporting of Malpractice Case on 2014 & 2016 License Renewal Application	Mailed Consent Order 10/7/2016
2016-14	Joshua Baker, PA-C	Practicing Without a License	Consent Order & Fine \$1000.00 12/15/2016
2016-15	Timothy Peasak, D.O.	Allowing PA to practice w/o a License	Mailed Consent Order 10/7/2016
2016-16	William Boyd, D.O.	Improper Treatment	Charges Dismissed 09/15/2016
2016-17	Roland Chalifoux, D.O.	Improper Treatment	Dismissal Mailed 10/5/2016
2016-18	Brandon Cestaric, D.O.	non-compliance with WVMPHP	Consent Order with 6 Month Suspension 3/14/2017
2016-19	Thomas Lauderman, D.O.	Improper Treatment	Dismissal mailed 1/30/2017
2016-20	Carol Williams, PA-C	Unprofessional Conduct	Consent Order with Reprimand, Fine and CE Requirements Order signed 9/30/2017 emailed 10/2/2017
2016-21	Tara Ray, D.O.	Refusal to Treat Patient	Letter of Concern/ Dismissal mailed 12/05/2016
2016-22	Mikhail, Samer, D.O.	False Reporting on application	Dismissal w/ letter of concern 06/16/2017
2016-23	James Tierney, D.O.	Improper Treatment	Dismissal Mailed 02/28/2017
2016-24	Michael Cheshire, D.O.	Improper Treatment	Dismissal mailed 11/17/2016
2016-25	Craig Oser, D.O.	Unprofessional Conduct	Dismissal/ letter of concern mailed 1/30/2017
2016-26	John Tabit, D.O.	Surrendering Clinical Privileges while under investigation	Active Complaint in Process
2016-27	Craig Swann, D.O.	WVMPHP	Consent order with Suspension signed 03/08/2017
2016-28	Michael Cheshire, D.O.	Improper Treatment	Dismissed 05/15/2017

2016-29	Scott Ciaccia, D.O.	Medical Records Discrepancy	Dismissal mailed 1/30/2017
2016-30	Stephen Mascio, D.O.	Failure to Treat	Dismissal mailed 1/30/2017
2016-31	Sanjay Mehta, D.O.	Prescribing Practices	Active Complaint in Process
2016-32	Michael Kostenko, D.O.	Prescribing Practices	Dismissal Signed 8/9/2017 mailed 8/17/2017
2016-33	Jeanette Jackson, D.O.	Failure to Treat	Dismissal/ letter of concern mailed 1/30/2017
2016-34	Marilyn Horaeck, D.O.	Failure to Treat	Dismissal mailed 1/30/2017
2017-01	Jennifer Dotson, D.O.	Failure to Renew ED Permit	Dismissal Signed 5/15/2017
2017-02	Angelina Sprewell, D.O.	Failure to Renew ED Permit	Dismissal/ letter of concern mailed 6/16/2017
2017-03	Jane Kelley-Tallman, D.O.	Professionalism	Consent Order for COMVEX and CME
2017-04	Lucy Shamblin, D.O.	Unprofessional Conduct	Consent Order Requiring PHP Participation
2017-05	Randy Brodnik, D.O.	Failure to report CME	Dismissed with Letter of Concern
2017-06	Chris Howard, D.O.	Failure to report CME	Dismissal Signed 5/15/2017
2017-07	Maurer, James, D.O.	CME Hours	Dismissal Signed 5/15/2017
2017-08	Duane Berry, D.O.	Need medical Records	Dismissal signed 05/15/2017
2017-09	Proctor, David, D.O.	Failure to treat	Dismissal signed 05/15/2017
2017-10	Alexis Tracy, D.O.	Failure to treat	Dismissal signed 9/14/2017
2017-11	Andrew Butcher, D.O.	Failure to treat	Dismissal Signed 8/9/2017 mailed 8/17/2017
2017-12	Adam Dann, D.O.	Failure to Treat	Dismissal Signed 8/9/2017 mailed 8/17/2017
2017-13	John Manchin, D.O.	Unprofessional Conduct	Dismissal Signed 8/9/2017 mailed 8/17/2017
2017-14	Brandon Cestaric, D.O.	Noncompliance	Suspension 09/14/2017
2017-15	Michaela Kessler, D.O.	Failure to release medical records	Complainant withdrew complaint
2017-16	Mark Casdorff, D.O.	Failure to Treat	Dismissal Signed 8/9/2017 mailed 8/17/2017
2017-17	Jaclyn Adkins, PA-C	Unprofessional Conduct	Dismissal Signed 9/14/2017 mailed 9/15/2017
2017-18	Penny DiVita, D.O.	Failure to Treat	Dismissal Signed 11/3/2017 Mailed 11/6/2017
2017-19	Victor Wood, D.O.	Unprofessional Conduct	Dismissal Signed 8/9/2017 mailed 8/17/2017
2017-20	John Lackey, D.O.	Failure to Treat	Dismissal Signed 5/17/2018

2017-21	Victor Wood, D.O.	Unprofessional Conduct	Dismissal Signed 8/9/2017 mailed 8/17/2017
2017-22	Mark Waddell, D.O.	Failure to properly diagnose	Dismissal Signed 9/14/2017 mailed 9/15/2017
2017-23	Lucy Shamblin, D.O.	Failure to disclose pending disciplinary action	Consent Order signed 7/5/2018, Issued \$1,000 Fine
2017-24	Robert Fanning, D.O.	Unprofessional Conduct	Active Complaint in Process
2017-25	Lori Tucker, D.O.	Unprofessional Conduct	Dismissal Signed 5/17/2018
2017-26	Vinson DiSanto, D.O.	Malpractice	Consent Order signed 7/5/2018, \$2500 Fine
2017-27	Lamonde, Michaela, D.O.	Failure to Renew ED Permit	Dismissal Signed 11/3/2017 Mailed 11/6/2017
2017-28	Farnsworth, Ryan, D.O.	Failure to Renew ED Permit	Dismissal Signed 11/3/2017 Mailed 11/6/2017
2017-29	Khan, Musharaf, D.O.	Failure to Renew ED Permit	Dismissal Signed 11/3/2017 Mailed 11/6/2017
2017-30	Pendleton, Angela, D.O.	Practicing Without a License	Consent Order Signed 3/21/2018.
2017-31	Nzeogu, Ikenna, D.O.	CME Hours	Mailed Proposed Consent Order 3/7/2018
2017-32	O'Donnell, Patrick	non-compliance with PHP	Active Complaint in Process
2017-33	Kennedy, Chris, D.O.	Dismissal of patient	Dismissal Signed 11/3/2017 Mailed 11/6/2017
2017-34	Gherman, Jil, D.O.	excessive medical testing	Dismissal Signed 1/26/2018, Mailed 1/29/2018
2017-35	Smith, Jason, D.O.	NPDB	Consent Order Signed 3/3/2018
2017-36	Myles, Wayne, D.O.	Falsifying Application	Consent Order issuing \$2,500 Fine
2017-37	Moore, Franklin Scott, D.O.	Failure to treat	1690
2017-38	Molinari-Frye, Katryn, D.O.	Sharing Patient Information with CPS	Active Complaint in Process
2018-01	Kelby Faulkner, D.O.	Unprofessional Conduct	Active Complaint in Process
2018-02	Felix Brizuela, D.O.	Opening WV Office without notification to the Board. PA license suspended, and federal indictments issued in WV.	Active Complaint in Process
2018-03	Chad Poage, D.O.	Substance Abuse	Active Complaint in Process
2018-04	Audrey Plummer, D.O.	Inappropriate Prescribing Practices	Active Complaint in Process

2018-05	Adam Howerton, D.O.	Inappropriate Prescribing Practices	Active Complaint in Process
2018-06	Atul Singh, D.O.	Ceased prescribing patient's morphine	Active Complaint in Process
2018-07	Matthew Sisson, D.O.	Impromper Prescribing Practices in Residency Program - Dismissed from Program	Active Complaint in Process
2018-08	Felix Brizuela, D.O.	Improper Diagnosis and Treatment	Active Complaint in Process
2018-09	Jeffrey Mullen, D.O.	Relapse from PHP with Alcohol	Active Complaint in Process
2018-10	Kyle McCammon, D.O.	Failure to Diagnose Causing Death	Active Complaint in Process
2018-11	Freddie Persinger, D.O.	Prescribing Practices and Drug Diversion	Active Complaint in Process
2018-12	Jessica Irvine, D.O.	Unprofessional Conduct	Active Complaint in Process
2018-13	Maury Witkoff, D.O.	Standard of Care with Diet Clinic	Active Complaint in Process
2018-14	Luke McElwain, D.O.	HIPAA Violations & Inappropriate use of CSMP	Dismissed

WV Board of Osteopathic Medicine

Terry L. Thomas	DO	2201220G4	Completed WV Consent Order on March 3, 2018.
Bruce A. Gorby	DO	2217L	Released from consent order and probation 2-22-2017; Successfully completed CRCA requirements 2/22/2017.
Robert T. Hogan	DO	218208N6	Signed contract with PA PHP 4-11-2018, Reciprocal with WVMPHP 4-5-2018.
Michael Richmond	DO	213418X6	Consent Order. Compliant w/ Reciprocal Agreement.
Jeffrey DeBord	DO	21024E6	Consent Order November 4, 2016. Compliant w/ CRCA.
Carlos Valladares	DO	23122A8	Consent Order August 4, 2016. Compliant w/ Reciprocal Agreement.

Jeffrey Murillo	DO	210413D7	Consent Order October 4, 2016. Compliant w/ CRCA.
Brandon Cestaric	DO	2213E7	Consent Order and License reinstated May 31, 2018. Compliant w/ CRCA.
Craig Swann	DO	231919R6	Consent Order August 23, 2017 Stayed Suspension. Compliant w/ CRCA.
Lucy 'Kara' Shamblin	DO	2121119R8	In the process of licensure reinstatement and RTW clearance. Compliant w/ CRCA.
Patrick O'Donnell	DO	216615J6	Consent Order Issued April 12, 2018. Compliant w/Reciprocal agreement.

Robert Fanning	DO	218106S8	Consent Order April 25, 2018. w/ WVMPHP MHRCA.	Compliant
Jeffrey Mullen	DO	2101313G8	Level 2 relapse reported to the board April 18, 2018; in treatment. Open complaint.	Currently
Brittany N. West	DO -PG3	62-21423Z8	Disclosed issues to board through licensure application; will keep training license until August 2018 at which time will be actively licensed as per WVBOOM process.	
Freddie D. Persinger	DO	26416E9	Complaint filed with the WV Board of Osteopathic Medicine April 26, 2018. Open Board complaint.	
Chad H. Poage	DO	23816G9	Self reported to WV Board of Osteopathic Medicine. Board complaint	Open

Osteopathic Physician Retirement Information

2018 ANNUAL REPORT
JULY 1, 2016 TO JUNE 30, 2018

**West Virginia Board of Osteopathic Medicine
Physician Retirement Information**

	Sex	Office County	Retirement Date
1	F	Alameda	12/15/2060
2	M	Allegheny	2040
3	M	Allegheny	not determined
4	M	Allegheny	2038
5	F	Allegheny	2048
6	F	Allegheny	2040
7	M	Allegheny	2049
8	M	Allegheny	to be determined
9	M	Allegheny	2020
10	M	Arapahoe	unknown 2030-2035 estimate
11	F	Baltimore	2047
12	M	Berkeley	2050
13	M	berkeley	2046
14	F	Berkeley	Jan-70
15	M	Berkeley	6/13/2036
16	M	Berkeley	2057
17	F	Boyd	I don't plan to retire I will work till I am unable
18	M	Brevard	TBD
19	F	Bronx	2055
20	F	Cabell	1/1/2048
21	F	Cabell	9/16/2054
22	M	Cabell	1/1/2049
23	M	Cabell	7/1/2047
24	F	Cabell	7/11/2059
25	M	Cabell	7/1/2050
26	M	Cabell	2048
27	M	Cabell	2029
28	F	Cabell	Year 2065
29	F	Cabell	2045
30	F	Cabell	12/31/2055
31	F	Charleston	12/31/2032
32	M	Chesterfield	2023
33	M	Columbiana	2057
34	M	Cumberland	2044
35	F	Cuyahoga	2047
36	M	Cuyahoga	2050
37	M	Cuyahoga	20+ years

38	F	Davidson	2048
39	M	Erie	2040
40	M	Erie	2050
41	F	fayette	6/1/2040
42	F	Fayette	2045
43	F	Fayette	2036
44	M	Fayette	65
45	M	Fayette	2048
46	M	franklin	2032
47	F	Franklin	2047
48	M	Franklin	1/20/1947
49	F	Frederick	12/31/2057
50	M	Gallia	2050
51	F	Gallia	1/9/2057
52	M	Geauga	12/31/2042
53	M	Greenbrier	1/1/2045
54	M	Greenbrier	1-Jul-45
55	M	Greenbrier	1/1/2054
56	F	Greenbrier	2048
57	M	Greenbrier	1/1/2060
58	M	Greenbrier	2050
59	M	Greenbrier	6/1/2058
60	F	Greenbrier	2047
61	M	Greene	6/1/2049
62	F	Greenup	2038
63	M	Hancock	unknown
64	M	Harrison	6/1/2048
65	F	Harrison	2050
66	F	Harrison	2054
67	F	Harrison	2055
68	F	Harrison	2051
69	M	Harrison	2048
70	M	Harrison	7/1/2050
71	F	Hennepin	4/15/2033
72	F	Hennepin	Unknown
73	M	Indiana	2047
74	M	Jackson	2050
75	M	Jackson	2033
76	F	Jackson	2048
77	F	Jasper	7/18/1949
78	M	Jefferson	1/1/2037
79	M	Jefferson	2045

80	M	Jefferson	2045
81	M	Jefferson	2023
82	F	Jefferson	1/1/2053
83	M	Kanawah	6/30/2044
84	F	Kanawha	5/1/2057
85	F	Kanawha	2050
86	M	Kanawha	2055
87	M	Kanawha	6/23/2047
88	M	Kanawha	2038
89	M	Kanawha	1/1/2050
90	M	Kanawha	1/1/2050
91	M	Kanawha	2047
92	M	Kanawha	2050
93	F	Kanawha	1/1/2050
94	M	Kanawha	2045
95	M	Kanawha	just starting my career, maybe in 30 to 40 years
96	M	Kanawha	2068
97	F	Kanawha	1/1/2050
98	F	Kanawha	3/11/2048
99	M	Kanawha	7/1/2045
100	F	Kanawha	undecided
101	M	Kanawha	2050
102	M	Kanawha	2030
103	M	Kanawha	2045
104	M	Kanawha	2035
105	F	Kanawha	6/1/2060
106	M	Kanawha	1/1/2077
107	M	Kent	2050
108	M	Lancaster	unknown
109	M	Lewis	2052
110	M	Logan	2045
111	F	Logan	2048
112	M	Marion	2030
113	M	Mason	1/1/2100
114	M	McDowell	August 1st 2038
115	F	Mercer	9/6/2053
116	M	Mercer	2058
117	F	Mercer	12/1/2052
118	F	MI	1/1/2050
119	M	Mingo	2040
120	F	Minnehaha	2040

121	M	Minnehaha	2035
122	M	Minnehaha	2040
123	M	Minnehaha	2040
124	F	Monongalia	2046
125	M	Monongalia	2035
126	M	Monongalia	6/30/2055
127	F	Monongalia	2050
128	M	Monongalia	11/4/2035
129	M	Monongalia	1/1/2068
130	F	Monongalia	2046
131	M	Monongalia	2048
132	F	Monongalia	2048
133	M	Monongalia	6/302021
134	M	Monongalia	january 1st, 2035
135	M	Monongalia	2040
136	F	Monongalia	7/1/2050
137	M	Monongalia	2050
138	F	Monongalia	1/1/2047
139	M	Monongalia	1/1/2058
140	F	Monongalia	1/1/2055
141	M	Monongalia	9/11/2040
142	F	Montgomery	2055
143	M	Montgomery	2055
144	M	Montgomery	2025
145	F	New York	unknown
146	M	Newport News	2055
147	F	none	2050
148	M	Northampton	2057
149	F	Ohio	2056
150	M	Ohio	12302045
151	F	Ohio	N/A
152	M	Ohio	8/5/2055
153	M	Ohio	2055
154	M	Ohio	12/31/2037
155	M	Ohio	12/31/2040
156	M	ohio	11/19/2057
157	M	ohio	2050
158	F	Ohio	3/23/2053
159	M	OHIO	1/1/2027
160	M	Ohio	2055
161	M	Ohio	7/1/2055
162	M	Ohio	2035

163	M	Ohio County	2043
164	F	Ohio County	1/1/2053
165	M	Ohio County	6/12/2057
166	M	Ohio County	1/1/2055
167	F	Palm Beach	2066
168	M	Philadelphia	2030
169	M	Philadelphia	2066
170	M	Philadelphia	7/19/2040
171	M	Pike	2047
172	M	Pinellas	7/25/2048
173	M	Preston	Unknown
174	M	Putnam	N/A
175	F	Raleigh	2047
176	M	Raleigh	2069
177	F	Raleigh	2050
178	M	Raleigh	2060
179	M	Raleigh	6/30/2060
180	F	Raleigh	2045
181	M	Raleigh	1/1/2050
182	F	Raleigh	2040
183	M	Raleigh	5/23/2042
184	M	Raleigh	6/1/2050
185	F	Raleigh	6/30/2045
186	F	Roane	2050
187	M	Ross	2054
188	M	Salt Lake	12/31/2055
189	M	San Diego	12/31/2050
190	M	San Francisco	2043
191	F	Spotsylvania	2055
192	F	St. Clair	2050
193	M	Sussex	1012057
194	M	Washington	1/1/2060
195	M	Washington	2037
196	F	Westmoreland	7/2/2048
197	F	Wirt	6/30/2058
198	M	Wood	12/11/2045
199	M	Wood	Never
200	F	Wood	7/1/2047
201	M	wood	6/1/2037
202	F	Wood	7/1/2057
203	M	Wood	2050
204	F	Wood	2050

205	M	Wood	9/22/2055
206	M	Wood	7/1/2045
207	M	Wood	2050
208	F	Wood	2030
209	M	Wood	1/1/2040
210	M	Wood	2055
211	M	York	Year 2037