

## **APPROVED**

### **VIRGINIA BOARD OF MEDICINE FORMAL HEARING MINUTES**

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**October 21, 2016**

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

**Henrico, Virginia**

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**CALL TO ORDER:** A panel of the Board was called to order at 9:27 a.m.

**MEMBERS PRESENT:** Barbara Allison-Bryan, M.D., Chair  
Jane Hickey, J.D.  
Isaac Koziol, M.D.  
Wayne Reynolds, D.O.  
David Archer, M.D.  
Alvin Edwards, Ph.D.  
David Taminger, M.D.  
N. Ray Tuck, Jr., D.C.  
Kenneth Walker, M.D.  
Sherry Compton, R.T.

**BOARD COUNSEL:** Erin Barrett, Assistant Attorney General

**STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline  
Jennie F. Wood, Discipline Case Manager

**COURT REPORTER:** Mary Treta, Crane Snead & Associates, Inc.

**PARTIES ON BEHALF OF  
COMMONWEALTH:** Lori Pound, Adjudication Specialist

**COMMONWEALTH  
WITNESSES:** Pamela Twombly, RN, MSHA, Deputy Director, Enforcement  
Patricia Sheehan, RN,BS, Sr. Investigator for DHP

**MATTER SCHEDULED:** **Kim Jenkins Brandveen, R.T.** License No.: 0117-002945  
Case No.: 172650

**DISCUSSION:** Ms. Brandveen appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated May 11, 2016. Ms. Brandveen was represented by Charles Davis, Esquire and Jay Perry, Esquire.

The Board received evidence and sworn testimony from witnesses called by the parties and from Ms. Brandveen regarding the allegations in the Notice and her petition for reinstatement of her license.

**CLOSED SESSION:**

Upon a motion by Dr. Archer, and duly seconded by Dr. Edwards, the Board voted to convene a closed meeting pursuant to §2.2-3711.A (27) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Ms. Brandveen. Additionally, he moved that Ms. Barrett, Ms. Deschenes and Ms. Wood attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

**RECONVENE:**

Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board re-convened in open session and announced its decision.

**DECISION:**

Upon a motion by Dr. Archer, and duly seconded by Dr. Edwards, the Board made certain findings and fact and conclusions of law and voted to reinstate Ms. Brandveen's license on probation with terms and conditions.

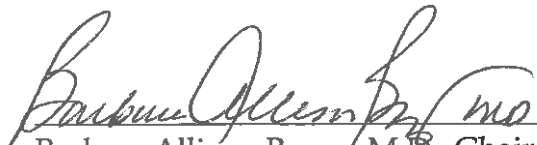
**VOTE:**

The vote was unanimous.

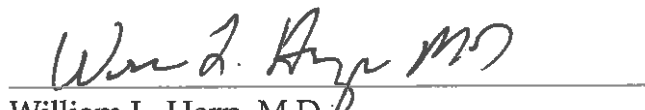
**ADJOURNMENT:**

The Board adjourned at 11:48 a.m.

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

  
Barbara Allison-Bryant, M.D., Chair  
President

2/16/17  
Date

  
William L. Harp, M.D.  
Executive Director

2/16/17  
Date

*APPROVED*

**VIRGINIA BOARD OF MEDICINE  
FORMAL HEARING MINUTES**

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October 21, 2016

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

Henrico, Virginia

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**CALL TO ORDER:** A panel of the Board was called to order at 1:02 p.m.

**MEMBERS PRESENT:** Barbara Allison-Bryan, M.D., Chair  
Jane Hickey, J.D.  
Isaac Koziol, M.D.  
Wayne Reynolds, D.O.  
David Archer, M.D.  
Alvin Edwards, Ph.D.  
David Taminger, M.D.  
N. Ray Tuck, Jr., D.C.  
Kenneth Walker, M.D.  
Sherry Compton, R.T.

**BOARD COUNSEL:** Erin Barrett, Assistant Attorney General

**STAFF PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline  
Jennie F. Wood, Discipline Case Manager  
Tamika Hines, Discipline Case Manager

**COURT REPORTER:** Mary Treta, Crane Snead & Associates, Inc.

**PARTIES ON BEHALF OF  
COMMONWEALTH:** Lori Pound, Adjudication Specialist

**COMMONWEALTH  
WITNESSES:** Gayle Miller, Sr. Investigator, DHP  
Laura Bauer, M.D. (by phone)  
Karen Peters, RN (by phone)

**RESPONDENT WITNESSES:** Karl Hess, PhD, LPC (by phone)  
Patrick Nichols (by phone)  
Marie Saunders  
Rozenia Clavon

**MATTER SCHEDULED:** Michael Clavon, R.T. License No.: 0117-003642  
Case No.: 174946

**DISCUSSION:** Mr. Clavon appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated September 15, 2016. Mr. Clavon was represented by Michael Goodman, Esquire and Eileen Talamante, Esquire.

The Board received evidence and sworn testimony from witnesses called by the parties and from Mr. Clavon regarding the allegations in the Notice and his petition for reinstatement of his license.

**CLOSED SESSION:** Upon a motion by Ms. Hickey, and duly seconded by Dr. Edwards, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(15) of the Code of Virginia, for the purpose of consideration and discussion of medical and mental health records of Mr. Clavon. Additionally, she moved that Ms. Barrett, Ms. Deschenes, Ms. Wood and Ms. Hines attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its discussion.

**RECONVENE:** Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and continued its discussion with Mr. Clavon regarding the allegations.

**CLOSED SESSION:** Upon a motion by Dr. Walker, and duly seconded by Dr. Edwards, the Board voted to convene a closed meeting pursuant to §2.2-3711.A (27) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Mr. Clavon. Additionally, he moved that Ms. Barrett, Ms. Deschenes, Ms. Wood and Ms. Hines attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

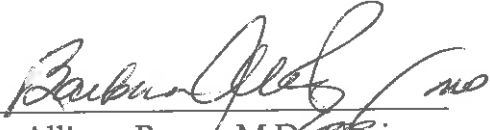
**RECONVENE:** Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board re-convened in open session and announced its decision.

**DECISION:** Upon a motion by Dr. Edwards, and duly seconded by Dr. Reynolds, the Board made certain findings of fact and conclusions of law and voted to reinstate the license of Mr. Clavon on probation for a year with terms.

**VOTE:** The vote was unanimous.

**ADJOURNMENT:** The Board adjourned at 5:45 p.m.

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



Barbara Allison-Bryan, M.D., Chair  
President

2/16/17

Date



William L. Harp, M.D.  
Executive Director

2/16/17

Date