

APPROVED
VIRGINIA BOARD OF MEDICINE
FORMAL HEARING MINUTES FEBRUARY 15, 2024

*Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 201
Henrico, VA*

CALL TO ORDER: A panel of the Board was called to order at 12:17 p.m.

MEMBERS PRESENT: L. Blanton Marchese, Chair
David Archer, M.D.
J. Randolph Clements
Deborah DeMoss Fonseca
Elliott Lucas, M.D.
Pradeep Pradhan, M.D.

BOARD COUNSEL: Jim Rutkowski, Senior Assistant Attorney General

STAFF PRESENT: William L. Harp, M.D., Executive Director of the Board
Tamika Hines, Case Manager, Discipline

COURT REPORTER: Austin Fridenberg, Veteran Reporters

PARTIES ON BEHALF OF COMMONWEALTH: Anne Joseph, Adjudication Consultant


COMMONWEALTH WITNESSES: Scott Dillon, Senior Investigator, DHP
Rose DeMatteo, Compliance Case Manager, Board of Pharmacy

MATTER SCHEDULED: **Jordan Le Tran, M.D.** License No.: 0101-256096
Case No.: 220246

DISCUSSION: The Chair noted that Dr. Tran was not present and the time was currently 12:20 p.m. Dr. Tran had been noticed to appear before the Board at 11:00 a.m. Ms. Joseph presented an affidavit attesting that the Notice had been sent to Dr. Tran's address of record with the Board by overnight and first class mail. The Chair opined proper notice of the proceeding had been provided to Dr. Tran and the formal hearing proceeded in Dr. Tran's absence. The Board received sworn testimony from witnesses called by the Commonwealth.

- CLOSED SESSION:** Upon a motion by Dr. Pradhan, and duly seconded by Dr. Lucas, 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 Dr. Tran. Additionally, he moved that Mr. Rutkowski, Dr. Harp 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. Lucas, and duly seconded by Dr. Clements, the Board made certain findings of fact and conclusions of law and voted to issue Dr. Tran a reprimand and subject his license to certain terms and conditions.
- VOTE:** The vote was unanimous.
- ADJOURNMENT:** The Board adjourned at 1:27 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.



William L. Harp, M.D.
Executive Director
2/16/24

Date

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VIRGINIA BOARD OF MEDICINE
FORMAL HEARING MINUTES FEBRUARY 15, 2024

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 201
Henrico, VA

CALL TO ORDER: A panel of the Board was called to order at 12:18 p.m.

MEMBERS PRESENT: Peter Apel, M.D., Chair
Thomas Corry
Hazem Elariny, M.D.
Patrick McManus, M.D.
Karen Ransone, M.D.
Jennifer Rathmann, D.C.

BOARD COUNSEL: M. Brent Saunders, Senior Assistant Attorney General

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

COURT REPORTER: Cheryl Lane, Veteran Reporters

PARTIES ON BEHALF OF COMMONWEALTH: Tracy Robinson, Adjudication Consultant

COMMONWEALTH WITNESSES: Ann Hardy, Compliance & Case Adjudication Manager, BON
Katie Land, Senior Investigator, DHP

MATTER SCHEDULED: **Kyle Compton, M.D.** License No.: 0101-251589
Case Nos.: 232379, 162743

DISCUSSION: Dr. Compton appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated January 12, 2024. Dr. Compton was not represented by counsel.

The Board received evidence and sworn testimony from witnesses called by the parties and from Dr. Compton regarding the allegations in the Notice.

CLOSED SESSION: (1:15 pm-1:24 pm) Upon a motion by Dr. Ransone, and duly seconded by Dr. Elariny, the Board voted to convene a closed meeting pursuant to §2.2-3711.A (16) of the Code of Virginia, for the purpose of consideration and discussion of medical and mental health records of Dr. Compton. Additionally, she moved that Mr. Saunders, 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.

CLOSED SESSION: (2:07 pm-2:28 pm) Upon a motion by Dr. Apel, and duly seconded by Dr. Elariny, the Board voted to convene a closed meeting pursuant to §2.2-3711.A (16) of the Code of Virginia, for the purpose of consideration and discussion of medical and mental health records of Dr. Compton. Additionally, she moved that Mr. Saunders, 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.

CLOSED SESSION: Upon a motion by Dr. Ransone, and duly seconded by Dr. Elariny, 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 Dr. Compton. Additionally, she moved that Mr. Saunders, 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.

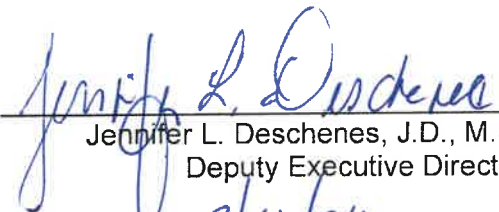
RECONVENE: Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board re-convened in open session and announced its decision.

DECISION: Upon a motion by Mr. Corry, and duly seconded by Dr. McManus, the Board made certain findings of fact and conclusions of law and voted to deny the reinstatement petition and continue Dr. Compton's license on indefinite suspension.

VOTE: The vote was 4 to 2 with Drs. Elariny and Rathmann voting No.

ADJOURNMENT: The Board adjourned at 3:07 pm.

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.


Jennifer L. Deschenes, J.D., M.S.
Deputy Executive Director
2/16/24
Date