

APPROVED
VIRGINIA BOARD OF MEDICINE
FORMAL HEARING MINUTES OCTOBER 30, 2025
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 1:37 p.m.

MEMBERS PRESENT: Peter Apel, M.D., Chair, President
J. Randolph Clements, D.P.M.
Hazem Elariny, M.D.
William Hutchens, M.D.
Oliver Kim, J.D.
Elliott Lucas, M.D.
Gertrude Shahady, M.D.
Mark Simcox, M.D.

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

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

COURT REPORTER: Josh Delauter, County Court Reporters

PARTIES ON BEHALF OF COMMONWEALTH: Carolann McNicol, Adjudication Specialist

COMMONWEALTH WITNESSES: Gary Bailey, Sr. Investigator, DHP
Todd Troutner, Sr. Investigator, DHP

RESPONDENT WITNESSES: Duc Tran, COO Annandale OBGYN, PC
Thomas Felder, Director of Operations Annandale OBGYN

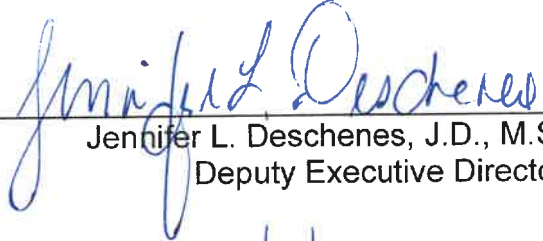
MATTER SCHEDULED: **Lino Cueto Montilla, M.D.** License No.: 0101-052618
Case No.: 239604, 250950

DISCUSSION: Dr. Montilla appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated September 30, 2025. Dr. Montilla was not represented by counsel.

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

- CLOSED SESSION:** Upon a motion by Dr. Clements, 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. Montilla. Additionally, he moved that Mr. Saunders, Ms. Deschenes 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. Simcox, and duly seconded by Dr. Lucas, the Board made certain findings of fact and conclusions of law and voted to reinstate Dr. Montilla's license with restrictions.
- VOTE:** The vote was unanimous.
- ADJOURNMENT:** The Board adjourned at 4:51 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.


Jennifer L. Deschenes, J.D., M.S.
Deputy Executive Director

11/5/2025
Date