

DRAFT UNAPPROVED

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

Thursday, November 6, 2014 Department of Health Professions Henrico, Virginia
Perimeter Center
9960 Mayland Drive, Suite #300

CALL TO ORDER: A Special Conference Committee of the Board was called to order at 9:18 a.m.

MEMBERS PRESENT: Barbara Allison-Bryan, M.D., Chair
Deborah DeMoss Fonseca
Stuart Mackler, M.D.

STAFF PRESENT: Jennifer Deschenes, Deputy Executive Director
Jennie Wood, Discipline Case Manager
Julia Bennett, Adjudication Specialist

OTHERS PRESENT: Patient C
Dr. Husam Alathari
Dr. Mona Abu-Hamda
Dr. Deana Al-Khateeb

MATTER: **Nizar Hussain, M.D.** **License No.: 0101-225617**
Case No.: 154226

DISCUSSION: Dr. Hussain appeared before the Committee in person in accordance with a Notice of the Board dated September 26, 2014. Dr. Hussain was represented by Michael L. Goodman, Esquire and Eileen Talamante, Esquire.

The Committee fully reviewed Dr. Hussain's petition for reinstatement and discussed the allegations in the Notice with Dr. Hussain.

CLOSED SESSION: Upon a motion by Dr. Mackler, and duly seconded by Ms. DeMoss-Fonseca, 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 Dr. Hussain. Additionally, he moved that Ms. Deschenes and Ms. Wood attend the closed meeting because their presence in the closed meeting was deemed

necessary and would aid the Committee in its discussion. Mr. Goodman moved that Dr. Hussain's psychologist and psychiatrist remain in closed session to testify.

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 Dr. Hussain regarding the allegations.

CLOSED SESSION:

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

RECONVENE:

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

DECISION:

Upon a motion by Dr. Mackler, and duly seconded by Ms. DeMoss Fonseca, the Committee made certain findings of fact and conclusions of law and voted to reinstate Dr. Hussain's license on probation with terms and conditions.

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Committee adjourned at 1:32 p.m.

As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Hussain unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Hussain, within such time. If service of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.

Barbara Allison-Bryan, M.D.
Chair

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

Date

Date