

APPROVED
VIRGINIA BOARD OF MEDICINE
FORMAL HEARING MINUTES SEPTEMBER 3, 2021
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 11:00 a.m.

MEMBERS PRESENT: David Archer, M.D., Chair
Amanda Barner, M.D.
Jacob Miller, D.O.
James Arnold, D.P.M.
Jane Hickey, J.D.
Joel Silverman, M.D.

BOARD COUNSEL: Erin Barrett, AAG

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

COURT REPORTER: Renee Larkin with Veteran Reporters

PARTIES ON BEHALF OF COMMONWEALTH: Erin Weaver, AAG
Shevaun Roukous, Adjudication Specialist

COMMONWEALTH WITNESSES: Jessica Vaughan (by phone)
Robin Carroll, Sr. Investigator, DHP

MATTER SCHEDULED: Kelly Sue Vandyke, M.D. License No.: 0101-048616
Case No.: 196564

DISCUSSION: The Chair noted that Dr. Vandyke was not present and the time was currently 11:03 a.m. Dr. Vandyke had been noticed to appear before the Board at 11:00 a.m. Ms. Weaver presented an affidavit attesting that the Notice had been sent to Dr. Vandyke'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. Vandyke and the formal hearing proceeded in Dr. Vandyke's absence. The Board received sworn testimony from witnesses called by the Commonwealth.

CLOSED SESSION:

Upon a motion by Ms. Hickey, and duly seconded by Mr. Miller, 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. Vandyke. Additionally, she 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. Arnold, and duly seconded by Dr. Silverman, the Board made certain findings of fact and conclusions of law and voted to revoke Dr. Vandyke's license.

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Board adjourned at 1:16 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.



David Archer, M.D., Chair

03 SEP 2021

Date



William L. Harp, M.D., Executive Director

9/3/21

Date