

**APPROVED**

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

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**November 2, 2017    Department of Health Professions    Henrico, Virginia**  
**Perimeter Center**  
**9960 Mayland Drive, Suite #300**

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**CALL TO ORDER:**                    A Special Conference Committee of the Board was called to order at 9:12 a.m.

**MEMBERS PRESENT:**            Kenneth Walker, M.D., Chair  
Isaac Koziol, M.D.  
Jane Hickey, J.D.

**STAFF PRESENT:**                Jennie F. Wood, Case Manager, Discipline  
Carol Ann McNicol, Adjudication Specialist

**MATTER:**                         **Merdod Ghafouri, D.O.                    License No.: 0102-201022**  
**Case No.: 173536**

**PRELIMINARY MATTER:**        The Chair noted that the time was 9:15 a.m. and Dr. Ghafouri was noticed to appear before the Committee at 9:00 a.m. and was not present.

Ms. McNicol advised that the Notice had been sent to Dr. Ghafouri's address of record with the Board by overnight and 1<sup>st</sup> class mail.

**RULING:**                             Based on the information provided by Ms. McNicol, the Chair determined that proper notice had been provided to Dr. Ghafouri, therefore, the informal conference would proceed in his absence.

**DISCUSSION:**                    Dr. Ghafouri did not appear before the Committee in accordance with the Board's Notice of Informal Conference dated August 16, 2017, nor was he represented at the conference by legal counsel.

The Committee fully considered the evidence before it and received information from Ms. McNicol regarding the allegations in the Notice.

**DECISION:**

Upon a motion by Dr. Koziol, and duly seconded by Ms. Hickey, the Committee made certain findings of fact and conclusions of law and voted to issue Dr. Ghafouri a reprimand and imposed a monetary penalty of \$10,000.

**VOTE:**

The vote was unanimous.

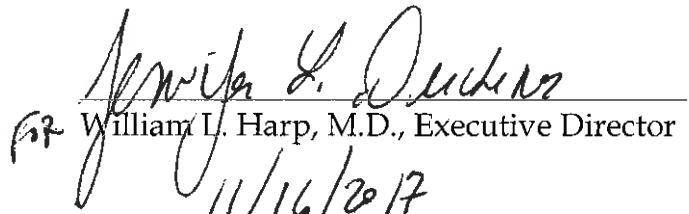
**ADJOURNMENT:**

The Committee adjourned at 9:27 a.m.

*As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Ghafouri, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Ghafouri, 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.*

  
Kenneth Walker, M.D., Chair

11-2-17  
Date

  
William L. Harp, M.D., Executive Director  
11/16/2017  
Date

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## VIRGINIA BOARD OF MEDICINE SPECIAL CONFERENCE COMMITTEE MINUTES

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November 2, 2017    Department of Health Professions    Henrico, Virginia  
Perimeter Center  
9960 Mayland Drive, Suite #300

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- CALL TO ORDER:**                    A Special Conference Committee of the Board was called to order at 11:00 a.m.
- MEMBERS PRESENT:**                Jane Hickey, J.D., Chair  
Kenneth Walker, M.D.  
Isaac Koziol, M.D.
- STAFF PRESENT:**                    Jennifer L. Deschenes, Deputy Executive Director, Discipline  
Jennie F. Wood, Case Manager, Discipline  
Lori Pound, Adjudication Specialist
- MATTER:**                                Joan M. Resk, D.O.                                License No.: 0102-050166  
Case Nos.: 156058, 175141
- DISCUSSION:**                         Dr. Resk appeared before the Committee in person in accordance with a Notice of the Board dated March 10, 2017. Dr. Resk was not represented by counsel.
- The Committee fully discussed the allegations in the Notice with Dr. Resk.
- CLOSED SESSION:**                    Upon a motion by Dr. Koziol, and duly seconded by Dr. Walker, 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. Resk. 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 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. Koziol, and duly seconded by Dr. Walker, the Committee voted to refer this matter to a formal hearing since the suspension or revocation of Dr. Resk's license may be justified which is not within the authority of the Committee pursuant to §54.1-2400(10) of the Code of Virginia.

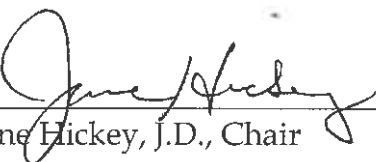
**VOTE:**

The vote was unanimous.

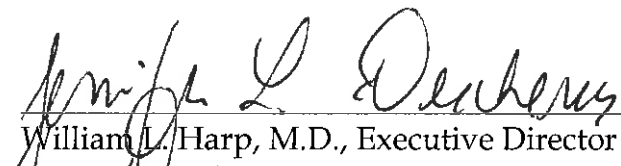
**ADJOURNMENT:**

The Committee adjourned at 2:02 p.m.

*A formal hearing will be scheduled for a future date for a final determination.*

  
\_\_\_\_\_  
Jane Hickey, J.D., Chair

11-16-2017  
Date

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

11/16/2017  
Date