

**VIRGINIA BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY
FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
BOARD ROOM 4
HENRICO, VA
March 8, 2022**

CALL TO ORDER: The meeting of the Virginia Board of Audiology and Speech-Language Pathology (Board) was called to order at 12:35 p.m., on March 8, 2022, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 4, Henrico, Virginia.

PRESIDING OFFICER: Melissa McNichol, Au.D., CCC-A, Chairperson

MEMBERS PRESENT: Corliss V. Booker, Ph.D., APRN, FNP-BC
Bradley W. Kesser, M.D.
Angela W. Moss, MA, CCC-SLP
Erin G. Piker, Au.D., Ph.D., CCC-A

QUORUM: With five members of the Board present, a quorum was established.

STAFF PRESENT: Leslie L. Knachel, M.P.H., Executive Director
Heather Pote, Senior Discipline Case Specialist

BOARD COUNSEL: Charis A. Mitchell, Assistant Attorney General

COURT REPORTER: Jackie Longmire, Andrea Pegram Court Reporting Services

PARTIES ON BEHALF OF THE COMMONWEALTH: Claire Foley, J.D., Adjudication Specialist, Administrative Proceedings Division

COMMONWEALTH WITNESSES: Sarah Rogers, Regional Manager, Enforcement Division

RESPONDENT WITNESSES: None

OTHERS PRESENT: Kimberly Hyler, Enforcement Division
Renee White, Enforcement Division
Melissa Moore, Board Staff

MATTER SCHEDULED: **Richard Kalunga, Speech-Language Pathology Reinstatement Applicant**

The Board met in accordance with a Notice of Formal Hearing dated February 4, 2022. Dr. Kalunga did not appear before the Board for the Formal Hearing and was not represented by

counsel. The Chair ruled that adequate notice was given in the case, and the Board proceeded in Dr. Kalunga's absence.

CLOSED SESSION:

Ms. Moss moved that the Board convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia ("Code") for the purpose of deliberation to reach a decision in the matter of **Richard Kalunga, Speech-Language Pathology Reinstatement Applicant**. Additionally, she moved that Ms. Mitchell and Ms. Knachel attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded by Dr. Booker and carried unanimously.

RECONVENE:

Ms. Moss moved that the Board certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded by Dr. Kesser and carried unanimously.

The Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION:

Dr. Piker moved to reinstate Dr. Kalunga's license to practice Speech-Language Pathology contingent upon payment of a monetary penalty of \$1000.00 and completion of 30 hours of continuing education, 10 hours of which shall be in the subject of ethics, within 90 days. If the monetary penalty and continuing education certificates are not submitted within 90 days, the application for reinstatement shall be denied. The basis for this decision will be set forth in a final Board Order that will be sent to Dr. Kalunga at his address of record. The motion was seconded by Dr. Kesser and passed by a vote of 3-2.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions and decision of this quorum of the Board.

ADJOURNMENT:

The Formal Hearing adjourned at 2:29 p.m.