

**APPROVED**  
**VIRGINIA BOARD OF MEDICINE**  
**SPECIAL CONFERENCE COMMITTEE MINUTES MAY 2, 2019**  
*Department of Health Professions*  
*Perimeter Center*  
*9960 Mayland Drive, Suite 201*  
*Henrico, VA*

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**CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 9:05 a.m.

**MEMBERS PRESENT:** Kevin O'Connor, M.D., Chair  
Jacob Miller, D.O.

**STAFF PRESENT:** William L. Harp, M.D., Executive Director of the Board  
Jennie F. Wood, Case Manager, Discipline  
Tracy Robinson, Adjudication Specialist

**MATTER:** **Howard Mahoney, M.D.** License No.: 0101-248158  
**Case No.: 170853**

**PRELIMINARY MATTER:** The Chair noted that the time was 9:05 a.m. and Dr. Mahoney was noticed to appear before the Committee at 9:00 a.m. and was not present.

Ms. Robinson advised that the Notice had been sent to Dr. Mahoney's address of record with the Board by overnight and First class mail.

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

**DISCUSSION:** Dr. Mahoney did not appear before the Committee in accordance with the Board's Notice of Informal Conference dated March 27, 2019, nor was he represented at the conference by legal counsel.

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

**CLOSED SESSION:** Upon a motion by Dr. Miller, and duly seconded by Dr. O'Connor, 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. Mahoney. Additionally, he moved that Dr. Harp 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. Miller, and duly seconded by Dr. O'Connor, the Committee made certain findings of fact and conclusions of law and voted to issue Dr. Mahoney a reprimand; prior to practicing he must enter the Health Practitioner's Monitoring Program and obtain a clinical competency assessment.

**VOTE:**

The vote was unanimous.

**ADJOURNMENT:**

The Committee adjourned at 9:28 a.m.

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



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Kevin O'Connor, M.D., Chair  
President

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Date 6/13/19



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William L. Harp, M.D.  
Executive Director

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Date 6/13/19