

**VIRGINIA BOARD OF OPTOMETRY
FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
OCTOBER 16, 2020**

CALL TO ORDER: The meeting of the Virginia Board of Optometry (Board) was called to order at 12:51 p.m., on October 16, 2020, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 4, Henrico, Virginia.

PRESIDING OFFICER: Lisa G. Wallace-Davis, OD, Vice President

MEMBERS PRESENT: Fred E. Goldberg, OD, President
Devon B. Cabot, Citizen Member
Steven A. Linas, OD
Clifford A. Roffis, OD

MEMBERS ABSENT: Helene Clayton-Jeter, OD

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

STAFF PRESENT: Leslie L. Knachel, Executive Director
Kelli Moss, Deputy Executive Director
Celia Wilson, Operations Administrative Assistant

BOARD COUNSEL: Charis A. Mitchell, Assistant Attorney General

COURT REPORTER: Cherryl Maddox, Cherryl Maddox Reporting

PARTIES ON BEHALF OF THE COMMONWEALTH: James E. Schliessmann, Sr. Assistant Attorney General
Claire C. Foley, Adjudication Specialist, Administrative Proceedings Division

COMMONWEALTH WITNESSES: Me-Lien B. Chung, Former Senior Investigator, Enforcement Division
Tracey Guard, MS, CSOTP, ASAT, Resident-in-Counseling

RESPONDENT WITNESSES: Ms. Guard
Kaye Dillah, OD
Joseph F. Rosana, OD

OTHERS PRESENT:

Madeline Holder, Investigator, DHP

MATTER SCHEDULED:

Joseph F. Rosana, OD, Reinstatement Applicant
License No.: 0618-001577 (Suspended)
Case No.: 188889 & 203955

Dr. Rosana appeared before the Board in accordance with a Notice of Formal Hearing dated September 18, 2020 and was represented by counsel, Michael L. Goodman, Esquire and Nora T. Ciancio, Esquire. The Board received evidence from the Commonwealth and Dr. Rosana regarding the allegations in the Notice.

CLOSED SESSION:

Ms. Cabot 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 **Joseph F. Rosana, OD**. 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 and carried unanimously.

RECONVENE:

Ms. Cabot 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 and carried unanimously.

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

DECISION:

Ms. Cabot moved to reinstate the license of Joseph F. Rosana, OD, and to place his license on probation for a period of not less than two years on certain terms and conditions; and to issue a reprimand to Dr. Rosana. The basis for this decision will be set forth in a final Board Order that will be sent to Dr. Rosana at his address of record. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Formal Hearing adjourned at 5:23 p.m.

Lisa Wallace-Davis, OD, Vice President and Chairperson

Leslie L. Knachel, M.P.H., Executive Director