

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: ANGELINA R. ESPINOSA-GUANZON, M.D.
License No.: 0101-055923

CONSENT ORDER

The Virginia Board of Medicine and Angelina Roman Espinosa-Guanzon, M.D., as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting the license of Dr. Espinosa-Guanzon to practice medicine and surgery in the Commonwealth of Virginia

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Board makes the following findings of fact and conclusions of law in this matter:

1. Dr. Espinosa-Guanzon was issued license number 0101-055923 by the Board to practice medicine and surgery in the Commonwealth of Virginia on July 1, 1997. Said license is currently active and will expire on November 30, 2008, unless renewed or otherwise acted upon.

2. Dr. Espinosa-Guanzon violated Sections 54.1-2915.A(3), (12), (13), (16), (17), and (18), Section 54.1-3303.A, and Section 54.1-3408.A of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 85-20-26(C) of the Board of Medicine General Regulations, in that:

a. On or about June 22, 2007, she prescribed Zoloft (Schedule VI) to, and dispensed three bottles containing Zoloft tablets to, Individual A, who was a prospective patient, outside of a bona-fide physician-patient relationship. Further, the medication in the three bottles provided to Individual A was medication that had been returned to Dr.

Espinosa-Guanzon by another patient of her practice, who had filled the prescriptions in 2005 and 2006 and returned the medication to Dr. Espinosa-Guanzon when he stopped taking the medication. Dr. Espinosa-Guanzon then re-dispensed these medications to Individual A.

b. On multiple occasions from approximately November 2005 to June 2006, Dr. Espinosa-Guanzon prescribed numerous controlled substances, including Ritalin (Schedule II), Adderall (Schedule II), Lortab (Schedule III), and Alprazolam (Schedule IV), to Individual B, a co-worker with whom she admits she did not have a bona-fide physician-patient relationship.

CONSENT

I, Angelina Roman Espinosa-Guanzon, M.D., by affixing my signature hereto, acknowledge that:

1. I have been advised specifically to seek the advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me, except pursuant to the Virginia Administrative Process Act, § 2.2-4000.A et seq. of the Code;
3. I have the following rights, among others:
 - a. the right to an informal conference before the Board, and
 - b. the right to appear in person or by counsel, or other qualified representative before the agency.
4. I waive all rights to an informal conference;

5. I admit the truth of the above Findings of Fact and Conclusions of Law; and
6. I consent to the following Order affecting my license to practice medicine and surgery in the Commonwealth of Virginia.

ORDER

WHEREFORE, based on the foregoing Findings of Fact and Conclusions of Law, and with the consent of the licensee, it is hereby ORDERED that, Angelina Espinosa-Guanzon, M.D., be, and hereby is, issued a REPRIMAND. It is further ORDERED that her license shall be subject to the following terms and conditions:

1. Within thirty (30) days from entry of this Consent Order, Dr. Espinosa-Guanzon shall provide the Board with a written statement certifying that she has read, and will comply with: **(i)** the laws governing the practice of medicine (Title 54.1, Chapter 29 of the Code); **(ii)** the Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic (18 VAC 85-20-10 *et. seq.*); **(iii)** Section 54.1-3303 of the Code; and **(iv)** the Drug Control Act (Title 54.1, Chapter 34 of the Code).
2. Within nine (9) months of entry of this Consent Order, Dr. Espinosa-Guanzon shall complete a Board approved continuing medical education (“CME”) course consisting of at least fifteen (15) hours in the subject of proper prescribing of controlled substances. Such CME shall be approved in advance of registration by the Executive Director of the Board, and shall be completed through face-to-face, interactive sessions (i.e., no home study, journal or Internet courses). Any CME hours obtained in compliance with this term shall not be used towards compliance with the Board’s continuing education requirements for license renewal.

3. Within 21 days of completing the required CME, Dr. Espinosa-Guanzon shall submit a certificate or other evidence, satisfactory to the Board, of completion.

4. Upon receipt of evidence that Dr. Espinosa-Guanzon has complied with the requirements of this Consent Order, the Committee authorizes the Executive Director of the Board to close this matter without further proceedings.

5. Dr. Espinosa-Guanzon shall notify the Executive Director of the Board by certified mail of any change of address within ten (10) days of such occurrence, and shall notify the Board immediately in writing should she intend to change the location of her practice.

Dr. Espinosa-Guanzon shall maintain a course of conduct in her practice of medicine commensurate with the requirements of Title 54.1, Chapter 29 of the Code and all laws of the Commonwealth.

Violation of this Consent Order may constitute grounds for the suspension or revocation of Dr. Espinosa-Guanzon's license. In the event Dr. Espinosa-Guanzon violates the terms of this Consent Order, an administrative proceeding will be convened to determine whether her license should be suspended or revoked.

Pursuant to Section 54.1-2400.2 of the Code, the signed original of this Consent Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public inspection and copying upon request.

FOR THE BOARD:

William L. Harp, M.D.
For William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

ENTERED: 3/13/08

SEEN AND AGREED TO:

Angelina Roman Espinosa-Guanzon, M.D.
Angelina Roman Espinosa-Guanzon, M.D.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Virginia Beach, VA, TO WIT:

Subscribed and sworn to before me, the undersigned Notary Public, in and for the Commonwealth of Virginia, at large, this 10 day of Mar., 2008, by Angelina Roman Espinosa-Guanzon, M.D.

Catherine Williamson
Catherine Williamson
Notary Public
My commission expires: 8/31/2010
Registration No.: 7025407



COMMONWEALTH of VIRGINIA

Sandra Whitley Ryals
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Richmond, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

November 12, 2008

Angelina Espinosa-Guanzon, M.D.
210-A 78th Street
Virginia Beach, Virginia 23451

CERTIFIED MAIL
7160 3901 9845 1839 9379

RE: License No.: 0101-055923

Dear Dr. Espinosa-Guanzon:

The Virginia Board of Medicine ("Board") has received verification of your compliance with Terms #1, #2, and #3 of the Consent Order entered March 13, 2008.

Therefore, pursuant to the authority granted by Term #4, I have determined that the terms placed on your license should be TERMINATED effective this date. The record of the Board currently reflects that you have a full and unrestricted license in the Commonwealth of Virginia.

Pursuant to §54.1-2400.2 (F) of the *Code of Virginia*, a signed copy of this letter shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

The Board wishes you well in your future endeavors.

Sincerely,

A handwritten signature in black ink, appearing to read "William L. Harp".

William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

cc: Renée S. Dixon, Discipline Case Manager [115702]
Jennie Wood, Administrative Assistant
Susan Brooks, Office Manager, APD



COMMONWEALTH of VIRGINIA

Sandra Whitley Ryals
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

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TEL (804) 367-4400
FAX (804) 527-4475

March 5, 2010

Angelina Espinosa-Guanzon, M.D.
210-A 78th Street
Virginia Beach, Virginia 23451

CERTIFIED MAIL
7160 3901 9845 3429 9110

RE: License No. 0101-055923

Dear Dr. Espinosa-Guanzon:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on **Wednesday, April 14, 2010, at 3:30 p.m., at the offices of the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Henrico, Virginia.** The conference will be conducted pursuant to Sections 54.1-2400(10), 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code").

A Special Conference Committee ("Committee") will inquire into allegations that you may have violated certain laws governing the practice of medicine and surgery in Virginia with respect to your care and treatment of Patient A from approximately August 23, 2000 to March 18, 2003, when Patient A expired from a medication overdose. Specifically, you may have violated Sections 54.1-2915.A(4) and 54.1-2914.A(8) and (11) of the Code¹ in that, although you had diagnosed Patient A with bipolar disorder and prescribed a medication regimen for him that included Adderall 30 mg tid, Zoloft 200 mg bid, Zyprexa 20 mg bid, and Wellbutrin SR 150 mg bid:

1. You failed to take appropriate action at Patient A's last visit with you on February 26, 2003, when you provided him with a two-month supply of Zyprexa samples, quantity undocumented, and instructed him to return to you on an as needed basis, with no provision for follow-up care from yourself or other appropriate healthcare providers, even

¹ Sections 54.1-2915.A(4) and 54.1-2914.A(8) and (11), the operative Code sections in effect during the 2000 to July 2003 time period, are currently codified at Sections 54.1-2915.A(3), (13), and (16) of the Code. Section 54.1-2915.A(4) was written to include gross ignorance or carelessness in the practice, or gross malpractice, while Section 54.1-2915.A(3), effective July 1, 2003, was modified to include intentional or negligent conduct in the practice that causes or is likely to cause injury to patients.

though you documented Patient A as having questionable violent tendencies at that visit and had previously noted him to have suicidal ideations only two months earlier on December 4, 2002, and also on August 14, 2002.

2. You failed to order appropriate laboratory work and did not adequately follow-up on laboratory test results from April 16, 2001 that indicated Patient A had elevated LFT values and a low Ferritin Serum level, nor does your record for Patient A contain any lab report/results for laboratory work ordered on or about October 31, 2001 or on or about August 14, 2002.

3. You failed to maintain accurate, legible, and complete records for Patient A.

Please see Attachment I for the name of the patient referenced above.

After consideration of all information, the Committee may:

1. Exonerate you;
2. Place you on probation with such terms it deems appropriate.
3. Reprimand you;
4. Impose a monetary penalty pursuant to Section 54.1-2401 of the Code.

Further, the Committee may refer this matter for a formal administrative proceeding when it has failed to dispose of a case by consent pursuant to Section 2.2-4019 of the Code.

You have the right to information that will be relied upon by the Committee in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the Committee for its consideration when discussing the allegations with you and when deliberating upon your case. These documents are enclosed only with the original notice sent by certified mail, and must be claimed at the post office. Further, if you retain counsel, it is your responsibility to provide the enclosed materials to your attorney.

To facilitate this proceeding, you must submit eight (8) copies of any documents you wish for the Committee to consider to Reneé S. Dixon, Discipline Case Manager, Virginia Board of Medicine, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233-1463, by **March 26, 2010**. Your documents may not be submitted by facsimile or e-mail. Should you or Adjudication Specialist Julia K. Bennett wish to submit any documents for the Committee's consideration after **March 26, 2010**, such documents shall be considered only upon a ruling by the Chair of the Committee that good cause has been shown for late submission.

You may be represented by an attorney at the informal conference. If you obtain counsel, you should do so as soon as possible, because absent good cause to support a request for a continuance, the informal conference will be held on April 14, 2010. A request to continue this proceeding must state **in detail** the reason for the request and must establish good cause.

Notice of Informal Conference - Angelina Espinosa-Guanzon, M.D.

March 5, 2010

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Such request must be made, in writing, to me at the address listed on this letter and must be received by **March 16, 2010**. Only one such motion will be considered. Absent exigent circumstances, such as personal or family illness, a request for a continuance after **March 16, 2010**, will not be considered

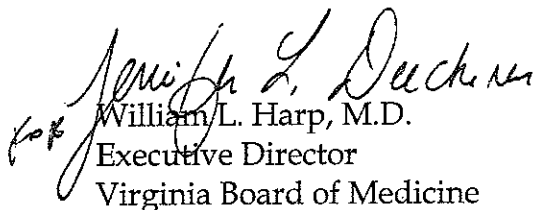
Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of medicine and other healing arts in Virginia cited in this notice can be found on the Internet at <http://leg1.state.va.us>. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

In its deliberations, the Committee may utilize the Sanction Reference Points System, as contained in the Sanction Reference Manual. The manual, which is a guidance document of the Board, may be accessed at <http://www.dhp.virginia.gov/medicine>. You may request a paper copy from the Board office by calling (804) 367-4513.

Please advise the Board, in writing, of your intention to be present. Should you fail to appear at the informal conference, the Board may proceed to a formal administrative hearing in order to impose sanctions.

If you have any questions regarding this notice, please contact Julia K. Bennett, Adjudication Specialist, at (804) 367-4427 .

Sincerely,


for William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

Enclosures:

Attachment I
Informal Conference Package
Map

cc: Jane E. Piness, M.D., President Virginia Board of Medicine
Reneé S. Dixon, Discipline Case Manager, Board of Medicine
Julia K. Bennett, Adjudication Specialist, APD
Lorraine McGehee, Deputy Director, APD
Kim Martin, R.N., Sr. Investigator [125330]

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: ANGELINA ESPINOSA-GUANZON, M.D.
License No.: 0101-055923

ORDER

In accordance with Sections 54.1-2400(10), 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code"), an informal conference was held with Angela Espinosa-Guanzon, M.D., on May 20, 2010, in Henrico, Virginia. Members of the Virginia Board of Medicine ("Board") serving on the Special Conference Committee ("Committee") were: Jane Piness, M.D., Chair; General Clara Adams-Ender, R.N., and Malcolm Cothran, M.D. Dr. Espinosa-Guanzon appeared personally and was represented by Frank Rennie, IV, Esquire. Julia K. Bennett, Adjudication Specialist, was present as a representative for the Administrative Proceedings Division of the Department of Health Professions. The purpose of the informal conference was to receive and act upon evidence that Dr. Espinosa-Guanzon may have violated certain laws governing the practice of medicine and surgery in the Commonwealth of Virginia, as set forth in a Notice of Informal Conference dated March 5, 2010.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Now, having properly considered the evidence and statements presented, the Committee makes the following Findings of Fact and Conclusions of Law in this matter:

1. Angelina Espinosa-Guanzon, M.D., was issued license number 0101-055923 by the Board to practice medicine and surgery in the Commonwealth of Virginia on July 1, 1997. Said license is currently active and will expire on November 30, 2010, unless renewed or otherwise restricted.

2. Dr. Espinosa-Guanzon addressed allegation #1 in the Notice of Informal Conference regarding Patient A's last visit to Dr. Espinosa-Guanzon, her treatment decisions at that time, and the lack of documentation of her decision-making in the patient's medical record.

3. Dr. Espinosa-Guanzon reviewed allegation #2 in the Notice of Informal Conference regarding her monitoring of Patient A's essential studies. The Committee noted that Patient A's liver function studies and electrocardiograms appeared to be monitored adequately given his diagnoses and medications.

4. Dr. Espinosa-Guanzon violated Section 54.1-2915(4) of the Code of Virginia (2003) in that her record-keeping for Patient A was significantly incomplete, and the Committee noted that Dr. Espinosa-Guanzon's recounting of Patient A's care differed from the written record. Significant omissions included history, vital signs, full mental status exam, medications, allergies, orders, and treatment plan.

ORDER

WHEREFORE, based on the foregoing findings of fact and conclusions of law, it is hereby ORDERED that Angelina Espinosa-Guanzon, M.D., be issued a REPRIMAND.

It is further ORDERED that Dr. Espinosa-Guanzon's license be subject to the following terms and conditions:

1. Within nine (9) months of entry of this Order, Dr. Espinosa-Guanzon shall submit evidence satisfactory to the Board verifying that she has completed twelve (12) hours of continuing medical education ("CME") in the subject of medical recordkeeping. Such CME shall be approved in advance of registration by the Executive Director of the Board, and

shall be completed through face-to-face, interactive sessions (i.e., no home study, journal or Internet courses). Any CME hours obtained in compliance with this term shall not be used towards compliance with the Board's continuing education requirements for license renewal.

2. Upon completion of the foregoing, the Committee authorizes the Executive Director of the Board to close this matter without further action or, in his discretion, to refer this matter to a special conference committee for its review and consideration.

Violation of this Order may constitute grounds for the suspension or revocation of Dr. Espinosa-Guanzon's license. In the event Dr. Espinosa-Guanzon violates this Order, an administrative proceeding may be convened to determine whether such action is warranted.

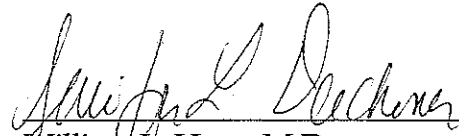
Dr. Espinosa-Guanzon shall maintain a course of conduct in her practice of medicine commensurate with the requirements of Title 54.1, Chapter 29 of the Code and all laws of the Commonwealth.

Pursuant to Sections 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Sections 54.1-2400(10) of the Code, Dr. Espinosa-Guanzon may, not later than 5:00 p.m., on July 1, 2010, notify William L. Harp, M.D., Executive Director, Board of Medicine, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

Therefore, this Order shall become final on July 1, 2010, unless a request for a formal administrative hearing is received as described above.

FOR THE BOARD

For 

William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

ENTERED: 5/26/2010



COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367-4400
FAX (804) 527-4475

November 24, 2010

Angelina Espinosa-Guanzon, M.D.
210-A 78th Street
Virginia Beach, Virginia 23451

RE: License No.: 0101-055923

Dear Dr. Espinosa-Guanzon:

The Virginia Board of Medicine ("Board") has received verification of your compliance with Term #1 of the Order entered May 26, 2010.

Therefore, pursuant to the authority granted by Term #2, I have determined that the terms placed on your license should be TERMINATED effective this date. The record of the Board currently reflects that you have a full and unrestricted license in the Commonwealth of Virginia.

Pursuant to §54.1-2400.2 (F) of the *Code of Virginia*, a signed copy of this letter shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

The Board wishes you well in your future endeavors.

Sincerely,

A handwritten signature in black ink, appearing to read "William L. Harp M.D.", written in a cursive style.

William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

cc: Renée S. Dixon, Discipline Case Manager [125330]
Susan Brooks, Office Manager, APD
Administrative Assistant