



COMMONWEALTH of VIRGINIA

Department of Health Professions

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Sandra Whitley Ryals
Director

January 28, 2010

Richard Hill, M.D.
Comprehensive Psychological Services
860 Greenbrier Circle, Suite 100
Chesapeake, Virginia 23320

CERTIFIED MAIL

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RE: **License No.: 0101-058825**

Dear Dr. Hill:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on **Wednesday, March 10, 2010, at 2:30 p.m., at the office 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 and regulations governing the practice of medicine in Virginia. Specifically:

1. You may have violated Sections 54.1-2915.A(2) and (14) of the Code, in that you are unfit for the performance of your professional obligations and duties and/or are unable to practice medicine with reasonable skill and safety because of substance abuse and/or illness. Specifically,

a. On or about April 29, 2009, you admitted to an investigator with the Virginia Department of Health Professions ("DHP investigator"), that from approximately 2006 through approximately December 2008, you self-medicated with and abused Roxicet (C-II) and Oxycontin (C-II).

b. Despite the fact that you told the DHP investigator on or about April 29, 2009, that you last abused Roxicet or Oxycontin in February 2009, a urine drug screen sample you provided on or about May 1, 2009, tested positive for oxycodone (C-II) and oxymorphone (C-II) on or about May 15, 2009.

c. On or about May 21, 2009, your attorney reported to the DHP investigator that you entered treatment for substance abuse on that date.

2. You may have violated Sections 54.1-2915.A(1), (8), (12), (13), (16), (17) and (18), 54.1-3303.A and 54.1-3408.A of the Code, and Section 54.1-2915.A(10) of the Code, as defined by Section 18.2-258.1 of the Code, and 18 VAC 85-20-25(A) and (C) and 18 VAC 85-20-29(A)(3), of the Board of Medicine General Regulations, in that, by your own admission, beginning in 2006, you fraudulently obtained Roxicet (C-II) and/or Oxycontin (C-II) by diverting those medications for your own personal and unauthorized use from prescriptions you wrote and authorized for Individual X, a family member. Further, by your own admission, beginning in approximately June 2008 through approximately November 2008, pursuant to an agreement you initiated with Patient A, you fraudulently obtained Roxicet (C-II) and/or Oxycontin (C-II) by writing and authorizing prescriptions for those controlled substances in the name of Patient A, who purchased those medications with money provided by you, and returned them to you for your own personal and unauthorized use. Furthermore, on one occasion when delivering a prescription to Patient A, you left a partial prescription pad at the residence of Patients A and B and failed to retrieve it.

3. You may have violated Sections 54.1-2915.A(12), (16) and (18) of the Code and Board of Medicine General Regulation 18 VAC 85-20-29(A)(3), in that, by your own admission, in November 2008, you paid a total of approximately \$10,000.00 to Patients A and B to remain silent about your illegal and unethical conduct regarding prescription writing.

4. You may have violated Sections 54.1-2915.A(1) and (16) of the Code and 54.1-2915.A(10) of the Code, as further defined in Section 18.2-260.1 of the Code, in that in or around November 2008, after Patient B confronted you regarding your excessive prescribing of Adderall (C-II) for Patient A and your fraudulent prescribing activities with Patient A, you fraudulently created after-the-fact medical records for Patients A and B, and subsequently, submitted those records to the Board.

5. You may have violated Sections 54.1-2915.A(3), (12), (13), (16) and (18) of the Code and Board of Medicine General Regulation 18 VAC 85-20-26(C), in that you failed to manage the treatment of Patients A and B within acceptable standards. Specifically:

a. You provided samples of antidepressants and prescribed amphetamines, benzodiazepines, and opioids to Patient A from approximately June 2008 through November 2008 and to Patient B from approximately August 2008 through November 2008; however, you failed to: consistently document many of those prescriptions in the medical records of Patients A and B; require Patients A and B present for an office visit prior to your prescribing controlled substances; perform and/or document adequate evaluations, assessments, diagnoses, or physical findings prior to prescribing. Further, you failed to: document a discussion of the risks/benefits of the

