

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: HARVEY L. NISSMAN, M.D.
License No.: 0101-039742

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Bernard L. Henderson, Jr., the Director of the Virginia Department of Health Professions, received and acted upon evidence that Harvey L. Nissman, M.D. was convicted by the U. S. District Court, Eastern District of Virginia, Norfolk Division, after a guilty plea, of one count of mail fraud, a felony in violation of Title 18, United States Code Section 1341.

A certified copy of the Judgment in a Criminal Case is attached to this Order and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the license of Harvey L. Nissman, M.D., to practice medicine in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Pursuant to Section 9-6.14:14 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.



Bernard L. Henderson, Jr., Director
Department of Health Professions

ENTERED: January 13, 1994



COMMONWEALTH of VIRGINIA

Department of Health Professions

CERTIFICATION OF DUPLICATE RECORDS

Bernard L. Henderson, Jr.
Director

6606 West Broad Street, Fourth Floor
Richmond, Virginia 23230-1717
(804) 662-9900
FAX (804) 662-9943
TDD (804) 662-7197

I, Bernard L. Henderson, Jr., Director of the Department of Health Professions, hereby certify that the attached judgment, entered December 15, 1993, regarding Harvey L. Nissman, M.D., is a true copy of the records received from the United States District Court, Eastern District of Virginia, Norfolk Division.

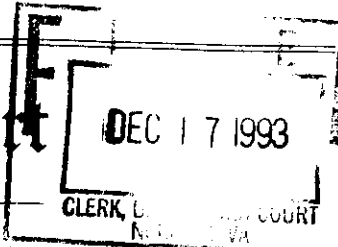
Bernard L. Henderson, Jr.

Date: January 13, 1994

Bernard L. Henderson, Jr.

United States District Court

EASTERN District of VIRGINIA
NORFOLK DIVISION



UNITED STATES OF AMERICA

V.

HARVEY L. NISSMAN

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 2:93cr134

Alan D. Albert, Esq.

Defendant's Attorney

THE DEFENDANT:

pleaded guilty to ~~count(s)~~ a **One-Count Criminal Information**

~~was found guilty of count(s)~~
~~pleaded guilty to~~

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
Title 18 U.S.C. §1341	Mail Fraud	March 1992	Ct. 1

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) -- and is discharged as to such count(s).

Count(s) -- (is)(are) dismissed on the motion of the United States.

It is ordered that the defendant shall pay a special assessment of \$ **50.00** for count(s) 1, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 071-42-4206

Defendant's Date of Birth: 1-24-50

Defendant's Mailing Address:

756 Oriole Drive
Virginia Beach, VA. 23451

Defendant's Residence Address:

--
By Marlyn B. Hall
Deputy Clerk

December 15, 1993

Date of Imposition of Sentence

John A. MacKenzie
Signature of Judicial Officer

John A. MacKenzie, U. S. District Judge

Name & Title of Judicial Officer

December 15, 1993

Date



Defendant: **HARVEY L. NISSMAN**
 Case Number: **2:93cr134**

Judgment—Page 2 of 5

PROBATION

The defendant is hereby placed on probation for a term of THREE (3) YEARS

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

The defendant shall participate in the Home Confinement Program, which shall include electronic monitoring at the defendant's expense, for a period of SIX (6) MONTHS as directed by the probation officer. During this time he will remain at his place of residence except for employment and other activities approved in advance by the probation officer.

The defendant shall perform 750 hours of community service at the direction of the probation officer, within the next year.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Defendant: **HARVEY L. NISSMAN**
Case Number: **2:93cr134**

Judgment—Page **3** of **5**

FINE

The defendant shall pay a fine of \$ **10,000.00**. The fine includes any costs of incarceration and/or supervision. **To be paid as directed by the Probation Office.**

This amount is the total of the fines imposed on individual counts, as follows:

The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- The interest requirement is waived.
- The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: **HARVEY L. NISSMAN**
 Case Number: **2:93cr134**

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
----------------------	------------------------------

The defendant shall make restitution in the amount of \$31,958.00 at the direction of the Probation Office.

Payments of restitution are to be made to:

- the United States Attorney for transfer to the payee(s).
- the payee(s).

Restitution shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

FORFEITURE

The defendant is ordered to forfeit the following property to the United States:

Defendant: **HARVEY L. NISSMAN**
Case Number: **2:93cr134**

Judgment—Page **5** of **6**

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: _____

Criminal History Category: _____

Imprisonment Range: _____ to _____ months

Supervised Release Range: _____ to _____ years

Fine Range: \$ _____ to \$ _____

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ _____

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):



COMMONWEALTH of VIRGINIA

Department of Health Professions

Board of Medicine

John Hasty
Director of the Department

Warren W. Koontz, M.D.
Executive Director of the Board

January 10, 1995

6606 West Broad Street
4th Floor
Richmond, Virginia 23230-1717
(804) 662-9908
FAX (804) 662-9943

Harvey L. Nissman, M.D.
756 Oriole Drive
Virginia Beach, Virginia 23451

CERTIFIED MAIL
Z 100 410 465

RE: License No.: 0101-039742

Dear Dr. Nissman:

In accordance with Section 54.1-2917 and Section 9-6.14:12 of the Code of Virginia (1950), as amended ("Code"), you are hereby given notice that the Virginia Board of Medicine ("Board") will entertain your petition for the reinstatement of your license to practice medicine in the Commonwealth of Virginia, which was mandatorily suspended by Order of the Department of Health Professions entered January 13, 1994, pursuant to Section 54.1-2409 of the Code. Further, the Board will convene to receive and act upon evidence that you may be in violation of certain laws governing the practice of medicine in Virginia, as set forth in the attached Statement of Particulars.

You have been scheduled to appear before the Board on Thursday, February 9, 1995, at 2:00 p.m., in the offices of the Department of Health Professions, 6606 West Broad Street, Richmond, Virginia. Please register with the receptionist on the fourth floor, who will direct you to the exact location of your hearing. You will be called when the Board is ready to meet with you. A map of the location is enclosed for your convenience. Your presence is required thirty (30) minutes in advance of the appointed time.

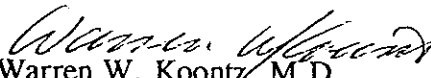
You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. Should you wish to subpoena witnesses, requests for subpoenas must be made in writing in accordance with the enclosed Instructions for Requesting Subpoenas. Should you wish to present materials at this meeting, please have twenty-five (25) copies ready for distribution.

Should you or the Assistant Attorney General wish to make prehearing motions, each of you are directed to file motions in writing, addressed to me at the Board's office, at least seven (7) business days prior to this hearing. Further, to facilitate this hearing, the Board requests that you provide to Assistant Attorney General Carol R. Russek, Office of the Attorney General, 900 East Main Street, Richmond, Virginia 23219, copies of any documents you intend to introduce into evidence, at least seven (7) business days before the hearing.

Notice of Formal Hearing - Nissman
January 9, 1995
Page 2

Please indicate, by letter to this office, your intention to be present.

Sincerely,


Warren W. Koontz, M.D.
Executive Director
Virginia Board of Medicine

LM/vh0109N1.NOTICE

cc: Thomas A. Wash, M.D., President
John W. Hasty, Director, Department of Health Professions
Carol R. Russek, Assistant Attorney General
Alan D. Albert, Esquire
Lorraine McGehee, Senior Legal Assistant
Clyde W. Mathews, Jr., Director for Administrative Proceedings
Informal Conference Committee
Division of Enforcement (94-00625)
Gloria King, Administrative Assistant

Enclosures:

Virginia Code Sections:

54.1-2917
9-6.14:12
54.1-2409
54.1-2915
54.1-2914
54.1-2916

Statement of Particulars

Map

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

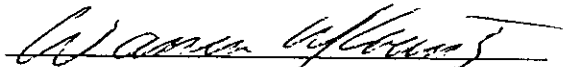
IN RE: HARVEY L. NISSMAN, M.D.
License No.: 0101-039742

STATEMENT OF PARTICULARS

The Virginia Board of Medicine alleges that Harvey L. Nissman, M.D., may have violated Section 54.1-2915.A(1) and (3), as further defined in Section 54.1-2914.A(7), (9) and (13), and Section 54.1-2916.A(1) of the Code, in that:

On December 15, 1993, in the United States District Court for the Eastern District of Virginia, Norfolk Division, Dr. Nissman was convicted of one count of mail fraud, a felony, in violation of Title 18, United States Code, Section 1341. He was sentenced to three years probation, required to perform 750 hours of community service within one year, required to pay a \$10,000.00 fine to cover the costs of incarceration and supervision, and required to make restitution in the amount of \$31,958.00 to insurance carriers. Said conviction resulted from a plea agreement in which Dr. Nissman pleaded guilty to a one count criminal information which alleged that during the period from in or about October 1988, through in or about March 1992, Dr. Nissman unethically prepared and unlawfully submitted false and fraudulent claims to third party payors for reimbursement of patient services, when, in fact, psychotherapy sessions had not taken place or the length of the session was shorter than the time for which he billed.

FOR THE BOARD


Warren W. Koontz, M.D.
Executive Director
Virginia Board of Medicine

Date: Jan 10, 1995

LM/vh0109S1.SOP

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: HARVEY LEONARD NISSMAN, M.D.
License No.: 0101-039742

ORDER

In accordance with the provisions of Sections 54.1-2917 and 9-6.14:12 of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was convened before the Virginia Board of Medicine ("Board"), on February 9, 1995, in Richmond, Virginia, to act upon Dr. Nissman's petition for the reinstatement of his license to practice medicine in the Commonwealth of Virginia, which was mandatorily suspended by Order of the Department of Health Professions entered January 13, 1994, as set forth in a Notice of Hearing and Statement of Particulars from the Board dated January 10, 1995.

Pursuant to Section 9-6.14:14.1F of the Code, the hearing was held before a quorum of the Board with the Board's President presiding. The proceedings were recorded by a certified court reporter. The case was prosecuted by Clyde W. Mathews, Jr., Assistant Attorney General. Lynne R. Fleming, Assistant Attorney General, was present as counsel to the Board. Dr. Nissman appeared at the formal administrative hearing and was represented by legal counsel, Alan D. Albert, Esquire.

FINDINGS OF FACT

Now, having properly considered the evidence and testimony presented, the Board finds the following facts by clear and convincing evidence:

1. On December 15, 1993, in the United States District Court for the Eastern District of Virginia, Norfolk Division, Harvey L. Nissman, M.D., was convicted of one count of mail fraud, a felony, in violation of Title 18, United States Code, Section 1341. He was sentenced to three years probation, required to perform 750 hours of community service within one year, required to pay a \$10,000.00 fine to cover the costs of incarceration and supervision, and required to make restitution in the amount of

\$31,958.00 to insurance carriers. Said conviction resulted from a plea agreement in which Dr. Nissman pleaded guilty to a one count Criminal Information which alleged that during the period from in or about October 1988, through in or about March 1992, Dr. Nissman unethically prepared and unlawfully submitted false and fraudulent claims to third party payors for reimbursement of patient services, when, in fact, psychotherapy sessions had not taken place or the length of the session was shorter than the time for which he billed.

2. Dr. Nissman's conviction was pursuant to a Plea Agreement entered into on July 22, 1992, in which Dr. Nissman agreed to cooperate fully with the federal, state and local law enforcement officials in the investigation of fraudulent billing practices by other health care providers and institutions.

3. On October 4, 1993, Dr. Nissman advised the Department of Health Professions of his guilty plea and forthcoming conviction, and offered to voluntarily surrender his license to practice medicine in the Commonwealth of Virginia. He also advised that he had closed his practice and taken appropriate measures to effect the transfer of his patients.

4. At his sentencing hearing on December 15, 1993, the United States Government made a motion for a downward departure from the applicable sentencing guidelines due to Dr. Nissman's "substantial assistance to the government."

5. By Order of the Department of Health Professions entered on January 13, 1994, the medical license of Dr. Nissman was mandatorily suspended pursuant to § 54.1-2409 of the Code of Virginia (1950), as amended, based upon his felony conviction.

6. Since October 1993, Dr. Nissman has volunteered his services at the Beach Health Clinic, Virginia Beach, Virginia, which provides free medical care to medically indigent persons. He has worked between 25-30 hours per week, performing counselling and other duties for at least 2000 hours to date.

7. Approximately 43 patients and colleagues submitted letters to the U.S. District Court at the time of Dr. Nissman's sentencing regarding his patient care and professional competence and character.

8. According to Dr. Nissman's testimony before the Board, he began his fraudulent billing practices in 1989 and stopped in early 1991. In March and May, 1991, Dr. Nissman voluntarily made reimbursement to Blue Cross/Blue Shield and DMAS/Medicaid based upon his own self-audit.

9. Dr. Nissman has complied with all conditions of his federal probation, and has made restitution to all affected health care insurers.

CONCLUSIONS OF LAW

Based upon the foregoing Findings of Fact, the Board concludes Dr. Nissman is in violation of Section 54.1-2915.A(1) and (3), and Section 54.1-2914.A(7), (9) and (13), and Section 54.1-2916.A(1), of the Code.

ORDER

WHEREFORE, it is hereby ORDERED that the license of Harvey Leonard Nissman, M.D., to practice medicine in the Commonwealth of Virginia be, and hereby is, REINSTATED on INDEFINITE PROBATION with the following terms and conditions:

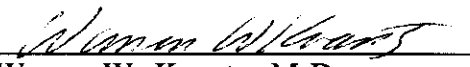
1. Dr. Nissman shall comply with all the terms of his federal probation.
2. Dr. Nissman shall submit calendar quarterly reports of his professional activities to the Board and notify the Board promptly of any change in his medical practice.
3. Within one year upon entry of this Order, Dr. Nissman shall complete 50 hours of Category I, AMA approved, continuing medical education.
4. Dr. Nissman shall make his billing records available to an agent of the Department of Health Professions upon request.
5. Dr. Nissman shall appear before an informal conference committee of the Board in approximately one year. Said committee shall be the instrument of the Board responsible for reviewing and

approving all information relative to this Order, to include any modifications, and shall determine the frequency of further appearances by Dr. Nissman before it.

As provided by Rule 2A:2 of the Supreme Court of Virginia, Dr. Nissman has thirty (30) days from the date of service (the date he actually received this decision or the date it was mailed to him, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Warren W. Koontz, M.D., Executive Director, Board of Medicine. In the event that this decision is served by mail, three (3) days are added to that period.


Pursuant to Section 9-6.14:14 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.

FOR THE BOARD


Warren W. Koontz, M.D.
Executive Director
Virginia Board of Medicine

ENTERED: Feb 15, 1995

RECEIVED: Feb 16, 1995


John W. Hasty, Director
Department of Health Professions

LM/vh021302.ORDERS

DUPLICATE COPY
VIA FIRST CLASS MAIL
DATE 02-15-96-PD



COMMONWEALTH of VIRGINIA

Department of Health Professions
Board of Medicine

John Hasty
Director of the Department

Warren W. Koontz, M.D.
Executive Director of the Board

February 15, 1996

6606 West Broad Street
4th Floor
Richmond, Virginia 23230-1717
(804) 662-9908
FAX (804) 662-9943

Harvey L. Nissman, M.D.
756 Oriole Avenue
Virginia Beach, Virginia 23451

CERTIFIED MAIL
Z 100 414 646

RE: License No.: 0101-039742

Dear Dr. Nissman:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on Friday, March 22, 1996, at 1:00 p.m. at the Marriott Hotel, 50 Kingsmill Road, Williamsburg, Virginia. The conference will be conducted pursuant to Sections 54.1-2919 and 9-6.14:11 of the Code of Virginia (1950), as amended ("Code").

An Informal Conference Committee ("Committee"), composed of three members of the Board, will review your compliance with the terms and conditions of indefinite probation imposed upon your license to practice medicine in the Commonwealth of Virginia, as set forth in an Order of the Board entered February 15, 1995.

You may be represented by an attorney at the informal conference. The following actions may be taken by this Committee:


1. If a majority of the Committee is of the opinion that a suspension or revocation of your license may be justified, or in the event of a violation of the terms of your indefinite probation, the Committee shall present to the Board in writing its findings, and the Board may proceed with a formal hearing; or
2. In the event the Committee finds that you have violated the terms of your indefinite probation, the Committee may reprimand or censure you; or
3. The Committee may modify the terms and conditions of the indefinite probation for such time as it may designate and direct that during such period you furnish the Committee or its chairman, at such intervals as the Committee may direct, evidence that you are not practicing your profession in violation of the provisions of Chapter 29, Title 54.1 of the Code, which governs the practice of medicine and other healing arts in Virginia.

You have the right to information which will be relied upon by the Board in making a decision. Therefore, I enclose a copy of the documents which will be distributed to the members of the Committee and will be considered by the Committee 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. If you have additional documents for review which are not contained in this package, please bring at least six copies with you to the hearing.

Should you fail to appear at the informal conference, the Committee may proceed to a formal administrative hearing in order to impose sanctions. Please inform this office whether you intend to appear at the conference at least ten (10) days prior to the scheduled date above. Also, please provide the Board with a telephone number where you may be reached.

I enclose for your reference copies of relevant statutes and the Board's Order. Should you have any questions regarding this notice, please contact Karen W. Perrine, Deputy Executive Director, Discipline, at (804) 662-7693.

Sincerely,


Warren W. Koontz, M.D.
Executive Director
Virginia Board of Medicine

LM/vh0125N1.NOTICE

cc: Charles H. Crowder, Jr., M.D., President
John W. Hasty, Director, Department of Health Professions
James L. Banning, Director, Administrative Proceedings Division
Lorraine McGehee, Senior Legal Assistant
Informal Conference Committee
Anthony Blow, Inspector (94-00625)
Kelli Moss, Senior Administrative Assistant

Enclosure:

Virginia Code Sections:
54.1-2919
9-6.14:11
Order dated February 15, 1995
Informal Conference Package
Map

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: HARVEY L. NISSMAN, M.D.
License No.: 0101-039742

ORDER

In accordance with Sections 54.1-2919 and 9-6.14:11 of the Code of Virginia (1950), as amended ("Code"), an informal conference was held with Harvey L. Nissman, M.D., on March 22, 1996, in Williamsburg, Virginia. Members of the Virginia Board of Medicine ("Board") serving on the Informal Conference Committee ("Committee") were: Clarke Russ, M.D., Chairman; Thomas A. Wash, M.D.; and Michael L. Stutts, Ph.D. Dr. Nissman appeared personally and was not represented by legal counsel. The purpose of the informal conference was to review Dr. Nissman's compliance with the terms and conditions of the Board's Order entered February 15, 1995, as set forth in the Board's Notice of Informal Conference dated February 15, 1996.

FINDINGS OF FACT

Now, having considered the evidence and testimony presented, the Committee finds that Dr. Nissman is in compliance with Terms One and Two of the Board's February 25, 1995 Order; however, he has not provided evidence that he has completed 50 hours of Continuing Medical Education ("CME"), as required by Term Three of the Order.

CONCLUSIONS OF LAW

The Committee concludes that Dr. Nissman is properly before it and that the Committee is responsible for reviewing and approving all information relative to the aforementioned Order.

Dr. Nissman


ORDER

WHEREFORE, it is hereby ORDERED that upon receipt of documentation from Dr. Nissman substantiating his completion of 50 hours of CME, the INDEFINITE PROBATION imposed upon his license will be TERMINATED and his license will be reinstated to a full and unrestricted status. On March 25, 1996, the Board received the required documentation. Therefore, it is hereby ORDERED that the license of Harvey L. Nissman, M.D. be, and is hereby reinstated to a full and unrestricted status.

Pursuant to Section 54.1-2919 of the Code of Virginia, 1950, as amended, any request for a hearing before the Board must be filed within 30 days upon receipt of this Order.

Pursuant to Section 9-6.14:14 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.

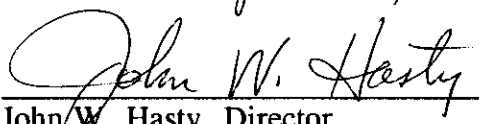
FOR THE BOARD:



Warren W. Koontz, M.D.
Executive Director
Virginia Board of Medicine

Entered: April 4, 1996

RECEIVED: April 8, 1996



John W. Hasty, Director
Department of Health Professions

LM/vh040102.Order