

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: SANTIAGO NUNEZ DEVILLAVICENCI, M.D.
License No.: 0101-016405

ORDER

In accordance with Sections 54.1-2919, 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code"), an informal conference was held with Santiago Nunez DeVillavicenci, M.D., on June 2, 2004, in Williamsburg, Virginia. Members of the Virginia Board of Medicine ("Board") serving on the Informal Conference Committee ("Committee") were: Juan M. Montero, II, M.D., Chairman; Dianne L. Reynolds-Cane, M.D.; and Stephen E. Heretick, Esquire. Dr. Nunez DeVillavicenci appeared personally and was represented by legal counsel, Michael Goodman, Esquire. The purpose of the informal conference was to inquire into allegations that Dr. Nunez DeVillavicenci may have violated certain laws governing the practice of medicine in the Commonwealth of Virginia, as set forth in a Notice of Informal Conference dated May 3, 2004.

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:

1. Santiago Nunez DeVillavicenci, M.D., was issued license number 0101-016405 to practice medicine and surgery in the Commonwealth of Virginia on July 2, 1963. Said license is currently active and will expire on May 31, 2006, unless renewed or otherwise restricted.



COMMONWEALTH of VIRGINIA

Robert A. Nebiker
Director

Department of Health Professions

6603 West Broad Street, 5th Floor
Richmond, Virginia 23230-1712

www.dhp.state.va.us/
TEL (804) 662-9900
FAX (804) 662-9943
TDD (804) 662-7197

May 3, 2004

Santiago Nunez DeVillavicenci, M.D.
720 E. Tazwell's Way
Williamsburg, Virginia 23185

FEDERAL EXPRESS
8455 4788 0189

RE: License No.: 0101-016405

Dear Dr. Nunez DeVillavicenci:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on **Wednesday, June 2, 2004, at 9:00 a.m., at the Williamsburg Marriott, 50 Kingsmill Road, Williamsburg, Virginia.** The conference will be conducted pursuant to Sections 54.1-2919, 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code").

An Informal Conference Committee ("Committee") will inquire into allegations that you may have violated certain laws governing the practice of medicine in Virginia. Specifically:

1. You may have violated Sections 54.1-2915.A(1), (2) and (3), as further defined in Sections 54.1-2914.A(3), (9), (11), (12) and (5), as defined in Section 18.2-250, and Sections 54.1-3303 and 54.1-3408.A of the Code, in that on several occasions between March 6, 2002 and January 15, 2003, with the intent to evade the law with respect to the sale, use and disposition, you wrote prescriptions in the names of two of your co-workers for various controlled substances, to include Adderall, Temazepam, Alprazolam, Xanax, Clonazepam and Lomotil. After filling the prescriptions and paying for them with funds that you provided, the co-workers returned the filled prescriptions to you for your personal and unauthorized use.
2. You may have violated Section 54.1-2915.A(3), as further defined in Sections 54.1-2914.A(8), (11) and (12), Section 54.1-3303 and Section 54.1-3408.A of the Code, in that outside of a bona-fide physician-patient relationship and without performing proper

