



COMMONWEALTH of VIRGINIA

Department of Health Professions

Board of Medicine

October 27, 2000

John W. Hasty
Director of the Department

William L. Harp, M.D.
Executive Director of the Board
Daniel J. Noonan, M.D.
2722 Irish Creek Road
Vesuvius, VA 24483

6606 West Broad Street
4th Floor
Richmond, Virginia 23230-1717
(804) 662-9908
FAX (804) 662-9517

CERTIFIED MAIL
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RE: License No: 0101-032425

Dear Dr. Noonan:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on **Thursday, November 30, 2000, at 1:30 p.m., at the Wyndham Roanoke Hotel, 2801 Hershberger Road, Roanoke, 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 imposed upon your license to practice medicine Virginia, as set forth in a Consent Order of the Board entered December 22, 1999. Specifically, a formal administrative hearing was convened before the Virginia Board of Medicine ("Board"), on November 19, 1999, in Richmond, Virginia, to inquire into allegations that you may have violated certain laws governing the practice of medicine, as set forth in the Notice of Formal Hearing and Statement of Particulars dated September 3, 1999. The matter was resolved with a Consent Order entered December 22, 1999, which made findings of fact, but deferred conclusions of laws, issued a reprimand, and continued the matter indefinitely upon certain terms and conditions.

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, the Committee shall present to the Board in writing its findings, and the Board may proceed with a formal hearing;
2. In the event the Committee finds that you have violated the terms of the Consent Order entered December 22, 1999, the Committee may reprimand or censure you;
3. The Committee may impose a monetary penalty pursuant to Section 54.1-2401 of the Code, or;
4. The Committee may modify the previous Board Order to include placing you on 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

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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 Committee 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. I also enclose relevant sections of the Administrative Process Act, which governs proceedings of this nature, as well as laws relating to the practice of medicine and other healing arts in Virginia.

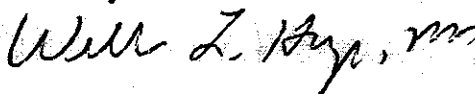
Absent good cause shown to support a request for a continuance, the informal conference will be held on November 30, 2000. A request to continue this proceeding must state **in detail** the reason for the request and must establish good cause. Such request must be made in writing to me at the address listed on this letter and must be received by 5:00 p.m. on November 10, 2000. Only one such motion will be considered. Absent exigent circumstances, such as personal or family illness, a request for a continuance after November 10, 2000, will not be considered.

You may be represented by an attorney at the informal conference. Further, it is your responsibility to provide the enclosed materials to your attorney.

To facilitate this proceeding, you must submit ten (10) copies of any documents you intend for the Committee's consideration to Reneé Dixon, Case Manager, Board of Medicine, Department of Health Professions, 6606 West Broad Street, 4th Floor, Richmond, Virginia 23230-1717, by November 16, 2000. Should you or Senior Legal Assistant Patricia L. Larimer wish to submit any documents for the Committee's consideration after November 16, 2000, such documents shall be considered only upon a ruling by the Chair that good cause has been shown for late submission.

I enclose for your reference copies of the relevant statutes and the Consent Order entered December 22, 1999. Please advise the Board 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. Should you have any questions regarding this notice, please contact Patricia L. Larimer, Senior Legal Assistant, at (804) 662-7444.

Sincerely,



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

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cc: Joseph A. Leming, M.D., President, Virginia Board of Medicine
John W. Hasty, Director, Department of Health Professions
James L. Banning, Director, Administrative Proceedings Division
Informal Conference Committee
Patricia L. Larimer, Senior Legal Assistant
Xiomara C. Apicella, Investigator (68381)
Katherine G. Wax, Probation Analyst (68381)
Renee Dixon, Discipline Case Manager
Dinah Munoz, Administrative Assistant, BOM
Trisha Henshaw, Administrative Assistant, APD

Enclosures:

Virginia Code Sections:

54.1-2914

54.1-2915

54.1-2919

9-6.14:11

Consent Order dated December 22, 1999

Informal Conference Package

Map