



COMMONWEALTH of VIRGINIA

David E. Brown, D.C.
Director

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October 27, 2015

William G. Fitzhugh, M.D.
112 N Blvd.
Richmond, Virginia 23220

RE: License No.: 0101-017922

Dear Dr. Fitzhugh:

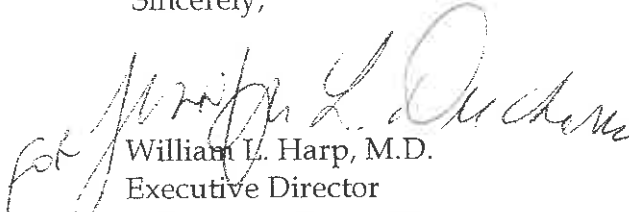
The Virginia Board of Medicine ("Board") has received verification of your compliance with the Consent Order entered September 25, 2015.

Therefore, I have determined that this matter should be CLOSED effective this date. Our records have been updated to reflect that you have a full and unrestricted license to practice in the Commonwealth of Virginia.

Pursuant to §54.1-2400.2 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,


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

cc: Jennie Wood, Case Manager, Discipline [158378]
Lynn Taylor, Sr. Administrative Assistant
Susan Brooks, Administrative Proceedings Division

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: WILLIAM G. FITZHUGH, M.D.
License No.: 0101-017922

CONSENT ORDER

The Virginia Board of Medicine ("Board") and William G. Fitzhugh, M.D., as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting Dr. Fitzhugh's license to practice medicine and surgery in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Board adopts the following findings and conclusions in this matter:

1. William G. Fitzhugh, M.D., was issued license number 0101-017922 by the Board to practice medicine and surgery in the Commonwealth of Virginia on July 1, 1966. Said license is currently active and will expire on March 31, 2016, unless renewed or otherwise restricted.
2. Dr. Fitzhugh violated Sections 54.1-2915.A(3), (16), and (17), and 54.1-3408.B of the Code of Virginia (1950), as amended ("Code"), in that for several years until approximately mid-July 2014, he permitted an unlicensed employee to administer fentanyl (C-II) and Versed (midazolam, C-IV) to patients intravenously during procedures performed at his Charlottesville clinic.
3. Dr. Fitzhugh violated Section 54.1-2915.A(3), (16), and (17) of the Code in that between approximately October 1, 2012 and September 22, 2014, he treated patients, including administering medications and writing prescriptions, at his Charlottesville clinic without a current DEA registration number for that practice location, as required by Title 21 of the Code of Federal Regulations, Section 1301.12.
4. Dr. Fitzhugh violated Sections 54.1-2915.A(3), (16), and (17) and 54.1-3404 of the

Code, in that for several years until approximately mid-July 2014, he failed to maintain a record of all drugs administered or otherwise disposed of at his Charlottesville clinic.

5. Dr. Fitzhugh violated Section 54.1-2915.A(3), (13), (16), and (18) of the Code and 18 VAC 85-20-26.C of the Board of Medicine General Regulations, in that a review of 17 records of patients treated at his Charlottesville clinic in 2014 revealed multiple recordkeeping deficiencies, such as: failure to document vital signs; lack of documentation of medication names and/or amounts administered to each patient; lack of complete progress notes for each patient encounter; failure to document the date and/or time that procedures were performed; missing or inadequate documentation of informed consent; and illegible handwritten notes.

6. Dr. Fitzhugh provided evidence to the Board that in February 2015 he attended a continuing education course in the subject of medical recordkeeping for 21 Category I credits, and in April 2015 he attended a course in the subject of opioid prescribing for 21 Category I credits.

7. Dr. Fitzhugh stated that he had not been aware of the statutory requirements regarding medication administration, but that he personally trained the staff member who had been administering medications at the clinic, and that she had done so only while he was present in the treatment room. He further stated that from 2012 through 2014, he maintained active DEA registration numbers for multiple practice locations, and had been unaware that his DEA registration for the Charlottesville clinic had expired. Dr. Fitzhugh admitted that, in retrospect, he had not stayed as current as he should have with the laws and regulations governing the practice of medicine, including the Drug Control Act. He stated that following the Board's investigation, he reviewed the applicable laws and regulations, and that the clinic's policies have been revised to

be compliant. He further stated that he feels he provides quality patient care.

CONSENT

I, William G. Fitzhugh, 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 and am represented by Michael L. Goodman, Esquire;
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 of Virginia;
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 contained herein and agree not to contest the Findings of Fact, Conclusions of Law or any sanction in any future judicial or administrative proceedings where the Board is a party; and
6. I consent to the following Order affecting my license to practice medicine 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 William G. Fitzhugh, M.D., is issued

a REPRIMAND.

It is further ORDERED that the within thirty (30) days from entry of this Order, Dr. Fitzhugh shall provide the Board with a written statement certifying that he has read and will comply with: (i) the laws governing the practice of medicine and other healing arts (Title 54.1, Chapter 29 of the Code); (ii) the Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, and Chiropractic (18 VAC 85-20-10 *et seq.*); and (iii) the Drug Laws for Practitioners.


Upon receipt of evidence that Dr. Fitzhugh has complied with the terms of this Order, the Committee authorizes the Executive Director to close this matter, or refer it to a special conference committee for review.

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

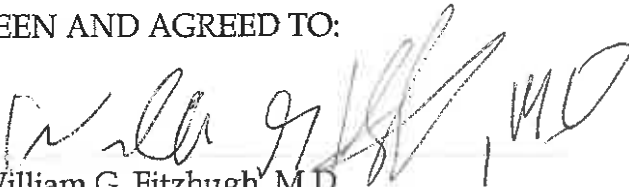
Violation of this Order may constitute grounds for suspension or revocation of Dr. Fitzhugh's license. In the event that Dr. Fitzhugh violates this Order, an administrative proceeding may be convened to determine whether such action is warranted.

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:

For

William L. Harp, M.D.
Executive Director
Virginia Board of Medicine
9/25/2015
ENTERED

SEEN AND AGREED TO:


William G. Fitzhugh, M.D.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Richman, TO WIT:

Subscribed and sworn to before me, the undersigned Notary Public, in and for the Commonwealth of Virginia, at large, this 22nd day of September, 2015, by William G. Fitzhugh, M.D.


Notary Public

Registration Number: 332984

My commission expires: 1-31-19

