

**WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE**  
**Conference Call Board Meeting Minutes**  
**December 16, 2014**

The West Virginia Board of Osteopathic Medicine held an emergency meeting via teleconference on Tuesday, December 16, 2014, at 3:30 PM. The meeting was called to order at 3:45 PM by Vice President, Robert Whitler. Dr. Miller, President joined the meeting at 3:50 PM.

**Members Present:**

Ernie Miller, D.O. – President  
Robert Whitler – Vice President  
Arthur Rubin, D.O. – Secretary  
Michael Muscari, D.O. – Physician Member  
Heather Jones, PA-C - PA Member  
Elizabeth Blatt, Ph.D. – Citizen Member

**Staff Members Present:**

Jennifer Akers, Esq. – Board Attorney  
Diana Shepard – Executive Director

**Excused:**

Joseph Schreiber, D.O. – Physician Member

Today's agenda consisted of two licensing issues, two policies and one contractual issue. After roll call was taken and a quorum established, the Board moved into Executive Session at 3:46 PM with all present Board members, the Board's Executive Director and Board Counsel. **(Rubin/Blatt)**

The Board moved back into Public Session at 3:55 PM. **(Rubin/Whitler)**

**A) Phillip Fisher, D.O.:**

A report of the Hearing Examiner's Findings of Fact and Recommendations from the Hearing held from July 28, 2014 through August 8, 2014, was provided to members along with copies of the transcript of the hearing. A motion was made and unanimously passed to accept the Hearing Examiner's recommendation to revoke the license of Phillip Fisher, D.O. as the licensee has engaged in unprofessional conduct, practices and acts which constitute a departure from accepted standards of the practice of osteopathic medicine and presents a danger to the public. **(Whitler/Rubin)**

**B) Roland Chalifoux, Jr., D.O.:**  
**(Complaint 2014-16)**

Judge Charles King, Jr. requested a Status Hearing on December 15, 2014, regarding Complaint 2014-16. He stated his order of August 28, 2014, never intended to interrupt the Administrative Hearing process on the complaint. He requested the Board provide a hearing for Dr. Chalifoux as soon as possible.

**C) Government Relations Consultant:**

The Board reviewed a listing of the State approved government specialists and interviewed Mr. Tom Susman, with TSG Solutions. The Board approved a contract for \$5,000 to Mr. Susman to consult with the Board during the 2015 legislative session. **(Blatt/Whitler)**

**D) Interstate Compact:**

The proposed Interstate Compact was again discussed with the understanding that if a bill is passed in the 2015 WV Legislature it will be a state mandate for both licensing boards. A consensus from the Board was received in support of an interstate compact.

**E) Telemedicine Policy:**

The Executive Director and Board Counsel were instructed to work with the new Government Relations Consultant in constructing a telemedicine policy both through a change in the WV Code and through Legislative Rule.

The meeting was adjourned at 4:25 PM. **(Blatt/Rubin)** The next scheduled meeting will be Friday, January 30, 2015, 1:00 PM, at the Embassy Suites in conjunction with the Osteopathic Mid-Winter meeting.

Respectfully submitted,



Arthur Rubin, D. O.  
Secretary