

**WEST VIRGINIA BOARD OF OSTEOPATHY**  
**Board Meeting Minutes**  
**June 8, 2011**

The West Virginia Board of Osteopathy met via teleconference on Wednesday, June 8, 2011, at 9:00AM. The meeting was called to order at 9:15 AM by Vice President, Robert Whitler.

**Members Present:**

Ernie Miller, D.O. – President  
Robert Whitler – Vice President  
Arthur Rubin, D.O. – Secretary  
Joseph Schreiber, D.O. – Physician Member  
Elizabeth Blatt – Public Member

**Staff Members Present:**

Doren Burrell, Esq. – Board Attorney  
Diana Shepard – Executive Director

Today's meeting agenda consisted of seven (7) issues requiring immediate attention from the Board. The agenda listed five (5) complaint cases and two (2) licensing issues requiring review and discussion.

- Complaint #2010-04:** The Board recognized charges for unprofessional conduct by the Maryland Board. Upon confirmation that the requirements of the Maryland Order have been completed, the WV Board of Osteopathy moved no further sanctions. **(Rubin/Blatt)**
- Complaint #2009-11:** Board voted to dismiss on September 16, 2009. Complainant raised the same issue again with the Board on April 8, 2011. Motion to open a new complaint and subpoena the patient's medical records. **(Whitler/Rubin)**
- Complaint #2009-23:** The Board initially sought to file charges but decided to refer patient records to a Pain Management Specialist. Based on the specialist's findings the Board moved to file a Statement of Charges with an Order for Summary Restriction of License. **(Rubin/Whitler)**
- Complaint #2010-06:** The Board has received additional information relating to this previously dismissed complaint. After discussion, the Board chose not to take any additional action.

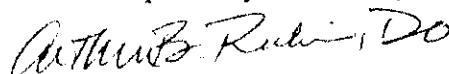
**Philip Fisher, D. O.:** Five complaints currently pending. License renewal application received. There has been difficulty scheduling a hearing with dates agreeable to all parties. The latest tentative date is not until September. Board requests the hearing be scheduled as soon as possible even if a different hearing examiner is required. The Board will proceed with license renewal.

**John Gregory Dalle, D.O.:** Dr. Dalle has applied for a WV license for the practice of teleradiology. He did not take Step III of the Comlex, but did successfully pass the Comvex in 2003. Motion to accept the Comvex, an NBOME-administered exam, in lieu of the Step III exam. **(Rubin/Blatt)** This does not set a precedent as any future cases will be reviewed based on the documentation and circumstances provided.

**Stephen Fryer, D.O.:** The Board received Dr. Fryer 2011 license renewal application and noticed that the same CME online classes had been submitted on each of Dr. Fryer's last three (3) renewal applications. While there is no rule against such action, the Board will forward a letter to Dr. Fryer suggesting that he consider other CME programs in the future to broaden his educational efforts.

The next meeting will be scheduled in August or September according to agenda items needing attention. Motion for adjournment made at 10:00 AM. **(Schreiber/Blatt)**

Respectfully submitted,



Arthur Rubin, D. O.  
Secretary