

**BEFORE THE WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE**

**WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE,**

**Complainant,**

**v.**

**Complaint No. 2022-43**

**MARK CASDORPH, D.O.,**

**Respondent.**

**CONSENT ORDER**

The West Virginia Board of Osteopathic Medicine ("Board") and Mark Casdorph, D.O. ("Dr. Casdorph"), agree to entry of the following Consent Order pursuant to W. Va. Code § 30-14-1 *et seq.*, W. Va. Code § 30-1-1 *et seq.*, and the rules of the Board.

**FINDINGS OF FACT**

The Board and Dr. Casdorph stipulate to the truthfulness and accuracy of the following facts:

1. Dr. Casdorph is a licensee of the Board, possessing Board-issued license number 1322 to practice osteopathic medicine and surgery in the state of West Virginia.
2. On November 18, 2022, the Board initiated Complaint No. 2022-43 against Dr. Casdorph after being informed of a pending investigation by the State Medical Board of Ohio.
3. The matter before the State Medical Board of Ohio has now been resolved.
4. Dr. Casdorph now wishes to retire and permanently surrender his license to practice osteopathic medicine and surgery in the state of West Virginia.
5. The Board and Dr. Casdorph voluntarily enter into this Consent Order to resolve Complaint No. 2022-43.

### **CONCLUSIONS OF LAW**

1. The West Virginia Board of Osteopathic Medicine is a board of examination and registration created for the purpose of regulating the practice of osteopathic medicine and surgery in the state of West Virginia. W. Va. Code § 30-14-1 *et seq.*

2. The Board is authorized to enter into consent orders where appropriate, and the Board finds that entry of a consent order is appropriate in this case. W. Va. Code § 30-1-8(g).

### **ACKNOWLEDGMENT OF RIGHTS**

I, Mark Casdorff, D.O., having read this document and by signing my name to it, understand and acknowledge the following:

1. This is a legally binding document that affects my rights and privileges.

2. I have the right to consult a lawyer concerning the terms of this agreement and the legal rights and remedies that may otherwise be available to me, and I have exercised that right in this case.

3. I understand that I have a right to a hearing regarding any charges against me or any action taken against my license. The West Virginia Board of Osteopathic Medicine may not suspend, revoke or take any other disciplinary action regarding my license unless one of three conditions occur: 1) I give my consent to entry of an order restricting, suspending or revoking my license, or 2) the Board conducts a hearing before imposing any restriction, suspension or revocation, or 3) the Board finds that my continuation in practice constitutes an immediate danger to the public.

4. I understand that, instead of accepting this agreement, I may demand that the Board prove the charges against me by presenting evidence in a hearing conducted under law. If I chose to have a hearing, I would not have the burden of proof. I could, however, present

evidence on my own behalf and I would have the right to cross-examine any witnesses who might testify against me. I also understand that I have the right to subpoena witnesses and records in order to compel their production at the hearing.

5. I acknowledge that this agreement is also a legally-binding Order. I also acknowledge that, if I violate any terms and conditions of this Order, my violations may constitute an immediate danger to the public and that, for such reasons, the Board may suspend or revoke my license without a prior hearing.

6. I understand that this is a public document and that the Board is legally obligated to allow any person to review this Consent Order. I also understand that this action and Order may be reported to other boards, to other jurisdictions, to the National Practitioner Data Bank, and to the Federation of State Medical Boards.

7. I understand that, as a result of this Consent Order, other licensing boards and authorities may take adverse action against my licenses, including revocation.

#### **TERMS OF ORDER**

**WHEREFORE**, based on the foregoing Findings of Fact and Conclusions of Law, and with the consent of Mark Casdorff, D.O., the West Virginia Board of Osteopathic Medicine **ORDERS** as follows:


1. Dr. Casdorff's license to practice osteopathic medicine and surgery in the state of West Virginia is **PERMANENTLY SURRENDERED**.

2. Dr. Casdorff shall be permanently ineligible for licensure and/or any other practice credential issued by the West Virginia Board of Osteopathic Medicine and shall not apply for licensure or any other practice credential in the future.

**ACKNOWLEDGMENT OF LICENSEE:**

I have reviewed the provisions of this Consent Order. I agree to abide by the terms set out herein and to be bound by them.

Signed:

  
Mark Oasdorff, D.O.

Date:

5-22-2023

**ORDERED BY THE BOARD OF OSTEOPATHIC MEDICINE:**

By agreement of the West Virginia Board of Osteopathic Medicine, it is so ORDERED and entered this 25<sup>th</sup> day of MAY 2023.

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE

By:

  
Jimmy W. Adams, D.O.

President

West Virginia Board of Osteopathic Medicine