

BEFORE THE WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE,

Complainant,

v.

Complaint No. 2023-05

CHAD WILLIAMS, D.O.,

Respondent.

CONSENT ORDER

The West Virginia Board of Osteopathic Medicine ("Board") and Chad Williams, D.O. ("Dr. Williams"), 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. Williams stipulate to the truthfulness and accuracy of the following facts:

1. Dr. Williams is a licensee of the Board, possessing Board-issued license number 3122 to practice osteopathic medicine and surgery in the state of West Virginia.
2. Certification of completion of all required Continuing Medical Education ("CME") hours is necessary to renew a license to practice osteopathic medicine and surgery in the state of West Virginia.
3. Renewal applicants who cannot certify completion of all required CME hours are ineligible for license renewal.
4. To certify compliance with all CME requirements necessary to renew a license for the period of July 1, 2022, through June 30, 2024, a licensee was required to have completed, between July 1, 2020, and June 30, 2022, a minimum of 32 hours of American Osteopathic

Association-approved CME, of which at least half were required to be category 1 or CME hours in standard heart saver courses.

5. Unless eligible for a waiver, a licensee was also required to complete a minimum of three (3) hours of Board-approved drug diversion training and best practice prescribing of controlled substances training.¹

6. On June 18, 2022, Dr. Williams submitted his license renewal application to the Board for the 2022 renewal period.

7. On his 2022 renewal application, Dr. Williams attested that he had completed all CME hours required for renewal of his license, including a minimum of three (3) hours in a Board-approved course on drug diversion training and best practice prescribing of controlled substances training.

8. Via email dated February 28, 2023, the Board notified Dr. Williams that he had been randomly selected for the Board's annual CME audit.

9. Dr. Williams was unable to produce documentation corroborating his attestation that he successfully completed the CME requirements for 2022 renewal period during the appropriate time frame.

10. In response to the Complaint, Dr. Williams notes that he completed 63 CME hours on May 1-3 and 8-10 of 2020; however, these hours were completed outside of the July 1, 2020, through June 30, 2022, timeframe preceding the 2022 renewal period.

11. Dr. Williams states that he completed those same 63 CME hours again the following August; however, the entity providing the CME later told Dr. Williams that the August session had not been sanctioned for CME credit.

¹ These three (3) hours are part of the required 32 CME hours, not an additional three (3) hours.

12. Dr. Williams also states that he believed he completed a Board-approved course on drug diversion training and best practice prescribing of controlled substances training during the appropriate timeframe, but the entity providing that course could not find documentation of his participation.

13. After learning of the CME audit, Dr. Williams completed a Board-approved course on drug diversion training and best practice prescribing of controlled substances training on March 2, 2023.

14. Dr. Williams' representation in the 2022 renewal application that he had completed the required CME during the appropriate timeframe was incorrect.

15. The Board and Dr. Williams voluntarily enter into this Consent Order to resolve Complaint No. 2023-05.

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. Pursuant to W. Va. Code § 30-1-8(c), the Board has promulgated legislative rules that establish grounds for disciplinary action against the Board's licensees. W. Va. Code R. § 24-1-18.

3. Probable cause may exist to substantiate disciplinary action against Dr. Williams pursuant to the Board's legislative rules including, but not limited to, the provisions of W. Va. Code R. § 24-1-18.1.o.

4. 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, Chad Williams, 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 have been afforded adequate time and opportunity to exercise the right to consult with counsel regarding this Consent Order.
3. I understand that, without my consent, no permanent legal action may be taken against me except after a hearing.
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 knowingly and voluntarily waive all such rights and agree to entry of this Consent Order.
6. I acknowledge that this agreement is a legally-binding Order. I also acknowledge that, if I violate any terms and conditions of this Consent Order, the Board may take further action as permitted by law.
7. I understand that this is a public document and that the Board is legally obligated to allow any person to review this Consent Order and that the Consent Order will be available on

the Board's website. I also understand that this action and Order may be reported to other jurisdictions, to the Federation of State Medical Boards, and as otherwise required by law.

8. I understand that, as a result of this Consent Order, other licensing boards and authorities may take adverse action against my licenses as allowed by the laws and regulations governing those boards and authorities.

TERMS OF ORDER

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

1. By **June 30, 2024**, Dr. Williams shall complete a total of **64 CME hours**, including **two (2) Board-approved courses on drug diversion training and best practice prescribing of controlled substances training.**²

2. The Board **FINES** Dr. Williams in the amount of **\$1,000.00**. Dr. Williams shall pay the fine within **60 days** of entry of this Consent Order.

3. If Dr. Williams fails to comply with the terms of the Consent Order by the established deadlines, the Board may elect to take any other action against Dr. Williams' license authorized by law.

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² The Board-approved course on drug diversion training and best practice prescribing of controlled substances training completed by Dr. Williams on March 2, 2023, shall count toward these CME requirements. Dr. Williams must complete one (1) more Board-approved courses on drug diversion training and best practice prescribing of controlled substances training by June 30, 2024.

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:

Chad Williams, D.O.
Chad Williams, D.O.

Date:

8/25/23

ORDERED BY THE BOARD OF OSTEOPATHIC MEDICINE:

By agreement of the West Virginia Board of Osteopathic Medicine, It is so ORDERED and entered this 30th day of AUGUST 2023.

WEST VIRGINIA BOARD OF OSTEOPATHIC MEDICINE

By:

Jimmy W. Adams, D.O.
President

West Virginia Board of Osteopathic Medicine