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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

WILLIAM D. BROWN, M.D., C.M.T.
Certificate No.: 0019-011849

CONSENT ORDER

The Virginia Board of Nursing ("Board") and William D. Brown, M.D., C.M.T., as evidenced by his signature hereto, enter into the following Consent Order affecting Dr. Brown's certificate to practice massage therapy in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. William D. Brown, M.D., C.M.T. was issued Certificate No. 0019-011849 to practice as a massage therapist by the Virginia Board of Nursing on September 27, 2013. Said certificate is set to expire on October 31, 2015
2. Pursuant to an Order of the Board of Nursing entered April 3, 2013 ("Board's Order"), Dr. Brown was granted certification as a massage therapist conditioned upon his entry into and compliance with the Health Practitioners' Monitoring Program ("HPMP"). Dr. Brown entered into a Participation Contract on April 25, 2013, and he entered into a Recovery Monitoring Contract on June 3, 2013.
3. On January 27, 2014, Dr. Brown was dismissed from the HPMP for multiple infractions, including failure to call into the drug hotline for screens, missing drug screens, failure to submit reports on time, working in a health care setting without prior approval, and failing to re-attend orientation. His discharge diagnosis included alcohol dependency.
4. Dr. Brown stated to the Department of Health Professions Investigator that he no longer wished to participate in HPMP and that he no longer wished to keep his massage therapy certification.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 3 constitutes a violation of Term 2(a) of the Board's Order.

CONSENT

William D. Brown, M.D., C.M.T., by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against him;
4. He waives all such right to an informal conference;
5. He admits to the Findings of Fact and Conclusions of Law contained herein and waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. He consents to the entry of the following Order affecting his right to practice as a massage therapist in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The Board ACCEPTS the VOLUNTARY SURRENDER for INDEFINITE SUSPENSION of William D. Brown, M.D., C.M.T.'s certificate to practice as a massage therapist in the Commonwealth of Virginia.
2. The certificate will be recorded as suspended and no longer current.

3. At such time as Dr. Brown shall petition the Board for reinstatement of his certificate, an administrative proceeding will be convened to determine whether he is capable of resuming the safe and competent practice of massage therapy. Dr. Brown shall be responsible for any fees that may be required for the reinstatement and renewal of the certificate prior to issuance of the certificate to resume practice.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD

Jane Ingalls
Jane Ingalls, R.N., Ph.D.
President, Virginia Board of Nursing

ENTERED: July 15, 2014

SEEN AND AGREED TO:

William D. Brown M.D. C.M.T.
William D. Brown, M.D., C.M.T.

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

Subscribed and sworn to before me, William D. Brown, a Notary Public, this 2 day of June, 2014

Jenny Reynolds

My commission expires 6/30/15

Registration Number 7111277

Jenny L Reynolds
NOTARY PUBLIC

Certified True Copy

By [Signature]
Virginia Board of Nursing

