

BEFORE THE WEST VIRGINIA BOARD OF MEDICINE

IN RE:

Complaint No. 21-74-W

BRUCE WALLACE LESLIE, MD

CONSENT ORDER

The West Virginia Board of Medicine (“Board”) and Bruce Wallace Leslie, MD (“Dr. Leslie”), freely and voluntarily enter into the following Consent Order pursuant to West Virginia Code § 30-3-1, *et seq.*

FINDINGS OF FACT

The Board and Dr. Leslie stipulate to the truthfulness and accuracy of the facts, as set forth herein below:

1. Dr. Leslie holds a West Virginia medical license, No. 14236, which was first issued in 1985. Dr. Leslie’s address of record with the Board is in Petersburg, West Virginia.
2. On May 19, 2020, Dr. Leslie submitted his application for medical licensure renewal to the Board for the renewal period of October 1, 2020¹ through June 30, 2022.
3. Certification of completion of all required Continuing Medical Education (“CME”) is required to renew a West Virginia medical license.
4. Renewal applicants who cannot certify that they have completed all required CME are ineligible for license renewal.
5. On his 2020 renewal application, Dr. Leslie certified to the Board that he had complied with all CME requirements for the renewal of his license, including a minimum of three (3)

¹ Due to the COVID-19 pandemic, the renewal deadline for physician licenses set to expire in 2020 was extended from June 30, 2020 until September 30, 2020.

hours in a Board-approved course on drug diversion training and best practice prescribing of controlled substances training.

6. To accurately certify compliance with all CME requirements necessary to renew licensure for the period of October 2020 through June 2022, a licensee was required to have completed, between July 1, 2018 through September 30, 2020, a minimum of three hours in a Board approved course on drug diversion training and best practice prescribing of controlled substances training (or received a waiver from the Board for this CME because the licensee did not prescribe, administer or dispense any controlled substances whatsoever between July 1, 2018 and September 30, 2020 pursuant to their West Virginia license).

7. Additionally, between July 1, 2018 through September 30, 2020, the licensee must have completed one of the following four CME Options:

- a. Successfully completed a minimum of fifty hours of CME credits designated as Category I by the American Medical Association or American Academy of Family Physicians (twenty hours of the required fifty hours may be obtained through the teaching and preceptorship of medical students); or
- b. Successfully passed a certification or recertification examination of an American Board of Medical Specialties (“ABMS”) member board and received certification or recertification; or
- c. Be ABMS board certified and possess documentation of successful involvement in maintenance of certification from the ABMS member board; or
- d. Successfully completed one full year of Accreditation Council for Graduate Medical Education (“ACGME”) approved post-graduate training.

8. On or about January 11, 2021, the Board notified Dr. Leslie that he had been randomly selected for the Board's annual CME audit.

9. Dr. Leslie was unable to produce documentation corroborating his certification that he successfully completed his CME requirements for the period of July 1, 2018 through September 30, 2020 within the requisite time frame.

10. The documentation provided by Dr. Leslie supports twenty (20) hours of CME credit earned for teaching medical students or residents between July 1, 2018 through September 30, 2020.

11. Dr. Leslie therefore had a deficiency of thirty (30) hours in CME credit, including the required three CME hours in a Board approved course on drug diversion training and best practice prescribing of a controlled substance.

12. Dr. Leslie's representation in his 2020 renewal application that he had completed all required CME for the period of July 1, 2018 through September 30, 2020 was incorrect.

13. On January 25, 2021, Dr. Leslie completed a three (3) hour Board approved course on drug diversion training and best practice prescribing of controlled substances training.

14. In February 2021, Dr. Leslie completed the remaining 27 CME hours that he was deficient during the renewal period of July 1, 2018 through September 30, 2020.

15. The Board and Dr. Leslie voluntarily enter into this Consent Order to resolve Complaint No. 21-74-W and to protect the public interest.

CONCLUSIONS OF LAW

The Board and Dr. Leslie stipulate to the following conclusions of law:

1. Dr. Leslie's license to practice medicine and surgery in the state of West Virginia is subject to regulation and discipline by the Board, the "regulatory and disciplinary body for the practice

of medicine and surgery” for physicians, podiatrists and physician assistants in West Virginia. W. Va. Code §§ 30-3-5 and 30-3-7(a).

2. The Board has a mandate to ensure “a professional environment that encourages the delivery of quality medical services” to protect the public interest. W. Va. Code § 30-3-2.

3. The West Virginia Medical Practice Act sets forth conduct which may render an individual unqualified for licensure or subject to discipline or other restrictions upon licensure. W. Va. Code § 30-3-14. Pursuant to W. Va. Code § 30-1-8(c), the Board has promulgated legislative rules that “delineate conduct, practices or acts which, in the judgment of the board, constitute professional negligence, a willful departure from accepted standards of professional conduct and/or which may render an individual unqualified or unfit for licensure, registration or other authorization to practice.” See W. Va. Code R. § 11-1A-12.

4. Probable cause may exist to substantiate disciplinary charges against Dr. Leslie pursuant to W. Va. Code §§ 30-3-14 (c)(1) and (17), W. Va. Code R. §§ 11-1A-12.1.e and 12.1.j, and W. Va. Code R. §§ 11-6-5.3 and 5.4.

5. It is appropriate and in the public interest to waive the commencement of proceedings against Dr. Leslie and to proceed without further investigation, the filing of charges, or a formal Complaint and Notice of Hearing, subject to compliance by Dr. Leslie with the provisions of this Consent Order.

6. This Consent Order sets forth reasonable and appropriate discipline upon Dr. Leslie in the form of an administrative fine.

7. The discipline imposed by this Consent Order does not relate to the delivery of health care services by Dr. Leslie.

CONSENT

By signing his name to this Consent Order, Bruce Wallace Leslie, MD, acknowledges that he understands and agrees with the following:

1. Dr. Leslie has read and understands this entire Consent Order;
2. Dr. Leslie agrees that he has been given adequate time and opportunity to review and consider the terms set forth in this Consent Order;
3. Dr. Leslie understands that he has the right to legal representation in this matter, at his own expense, and agrees that he has been afforded adequate time and opportunity to exercise his right to consult with counsel regarding the legal effect of this Consent Order;
4. Dr. Leslie understands that this Consent Order is a legally binding Order of the West Virginia Board of Medicine that affects his rights and privileges;
5. Dr. Leslie acknowledges that he is fully aware that, without his consent, no permanent legal action may be taken against him except after a hearing held in accordance with West Virginia Code §§ 30-3-14(h) and 29A-5-1, *et seq.*;
6. Dr. Leslie is aware of his legal rights in this matter, in addition to his right to be represented by counsel at his own expense, including: the right to a formal hearing, after reasonable notice, before the West Virginia Board of Medicine on the disciplinary charges before the Board; the right to confront and cross-examine witnesses against him; the right to present evidence and testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to appeal under Chapter 29A of the West Virginia Code in the event of a final order or decision adverse to him;
7. Dr. Leslie knowingly and voluntarily waives all such rights, and agrees to the entry of this Consent Order relative to his practice of medicine in the state of West Virginia;

8. Dr. Leslie acknowledges that if he violates any of the terms of this Consent Order, further action may be taken against his license by the Board, as permitted by law; and

9. Dr. Leslie understands that this Order is a public document which will be available for public inspection, will be accessible through the Board's website, and will be a permanent part of his historical file with the Board. Matters contained herein may be reported to other jurisdictions, the Federation of State Medical Boards and as otherwise required by law.

ORDER

WHEREFORE, on the basis of the foregoing stipulated Findings of Fact and Conclusions of Law, and with the consent of Dr. Leslie, the West Virginia Board of Medicine hereby **ORDERS** as follows:

1. Dr. Leslie is hereby assessed a **CIVIL FINE** in the amount of **three thousand dollars (\$3,000.00)** for his thirty (30) CME hour deficiency for the reporting period of July 1, 2018 through September 30, 2020. Dr. Leslie's payment of the fine must be received by the Board on or before **January 5, 2022**.

2. To satisfy his thirty (30) CME hour deficiency, Dr. Leslie: (1) on January 25, 2021, completed three CME hours in a Board approved course on drug diversion training and best practice prescribing of controlled substances training; and (2) in February 2021, completed an additional twenty-seven CME hours. The Board accepts these CMEs in satisfaction of Dr. Leslie's CME deficiency for the July 1, 2018 through September 30, 2020 reporting period.

3. Dr. Leslie may not utilize any of the thirty (30) CME hours he completed in satisfaction of his CME deficiency for the reporting period of July 1, 2018 through September 30, 2020, to satisfy any of his CME requirements for any other reporting period, including the current period of October 1, 2020 through June 30, 2022.

4. No later than twenty (20) days after the entry of this Consent Order, Dr. Leslie shall review the Board's Legislative Rule, *Continuing Education for Physicians and Podiatrists*, W. Va. Code R. § 11-6-1 *et. seq.*, to ensure that he is familiar with his CME obligations for the current reporting cycle. Within thirty (30) days of the entry of this Order, Dr. Leslie shall provide written certification, with his original and dated signature, to the Board indicating that he has read and fully understands his CME obligations for the October 1, 2020 through June 30, 2022, reporting period.


5. Dr. Leslie agrees to comply fully with the requirements of the West Virginia Medical Practice Act and the legislative rules of the Board at all times while he is licensed to practice medicine in West Virginia, and further agrees to comply with the terms of this Consent Order. In the event that Dr. Leslie fails to comply with the terms of this Order by the established deadlines, the Board may elect to take any other action with regard to Dr. Leslie's license which is authorized by law.

6. This Consent Order imposes disciplinary action upon Dr. Leslie's West Virginia medical license which he is obligated to disclose in association with his 2022 medical license renewal application.


7. This Consent Order shall be deemed entered on the date that this Order, with all required signatures affixed hereupon, is received in the Board's 101 Dee Drive, Charleston, West Virginia, office. The Executive Director of the West Virginia Board of Medicine is hereby authorized to denote the date of entry on behalf of the Board in accordance with this paragraph.

ENTERED ON: January 19, 2022

WEST VIRGINIA BOARD OF MEDICINE


Kishore K. Challa, MD, FACC
President

Date: 1/6/22


Quartel-Ayne Amjad, MD, MPH
Secretary

Date: 1/10/2022

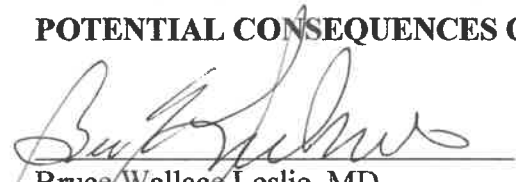
ACCEPTANCE

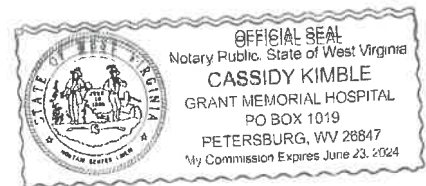
I, BRUCE WALLACE LESLIE, MD, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT ORDER. I HAVE BEEN GIVEN SUFFICIENT TIME AND OPPORTUNITY TO CONSIDER THIS CONSENT ORDER, AND I UNDERSTAND THE EFFECT IT WILL HAVE UPON MY LICENSE TO PRACTICE MEDICINE AND SURGERY IN WEST VIRGINIA.

BY SIGNING THIS CONSENT ORDER, I HAVE WAIVED CERTAIN RIGHTS, BUT I DO SO KNOWINGLY AND VOLUNTARILY, AND I DO NOT WISH TO ASSERT THOSE RIGHTS IN THIS MATTER.

I UNDERSTAND THAT I HAVE THE RIGHT TO LEGAL COUNSEL, AND I HAVE BEEN PROVIDED WITH AMPLE TIME TO SEEK LEGAL ADVICE REGARDING MY ACCEPTANCE OF THIS CONSENT ORDER.

I AM SIGNING THIS CONSENT ORDER VOLUNTARILY, AND I UNDERSTAND THE POTENTIAL CONSEQUENCES OF VIOLATING THIS CONSENT ORDER.


Bruce Wallace Leslie, MD
Date: 12/10/2021



STATE OF West Virginia
COUNTY OF Grant, to-wit:

I, Cassidy Kimble, a Notary Public for said county and state do hereby certify that Bruce Wallace Leslie, MD, whose name is signed herein above has this day acknowledged the same before me.

Given under my hand this 10th day of December, 2021.

My Commission expires June 23, 2024


Notary Public



State of West Virginia *Board of Medicine*

KISHORE K. CHALLA, MD, FACC
PRESIDENT

QUARTEL-AYNE AMJAD, MD, MPH
SECRETARY

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ASHISH P. SHETH, MD
VICE PRESIDENT

MARK A. SPANGLER, MA
EXECUTIVE DIRECTOR

February 7, 2022

Bruce Wallace Leslie, MD
PO Box 158
Petersburg, WV 26847

**Re: January 19, 2022 Consent Order
West Virginia Board of Medicine**

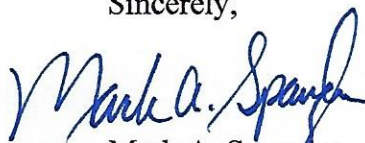
Dear Dr. Leslie:

This letter will confirm that the West Virginia Board of Medicine ("Board") considers you to have fulfilled all obligations set forth in the Consent Order which you entered into with the Board on January 19, 2022. As of the date of this letter, the Board considers the above-referenced matter to be closed.

In accordance with the statute, the Consent Order, with a copy of this letter attached, remains a permanent part of your historical record maintained by the Board. As a reminder, this Consent Order imposed discipline upon your West Virginia medical license which makes you obligated to disclose on your 2022 medical license renewal application.

Should you have any questions or concerns please feel free to contact me at (304) 558-2921 Ext. 49862.

Sincerely,



Mark A. Spangler

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