

BEFORE THE VIRGINIA BOARD OF MEDICINE

IN RE: DAVID WILFRED GOULD, III, M.D.
License Number: 0101-045235
Case Number: 207538

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Medicine (“Board”) and David Wilfred Gould, III, M.D., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Dr. Gould’s license to practice medicine in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. David Wilfred Gould, III, M.D., was issued License Number 0101-045235 to practice medicine on June 1, 1990, which is scheduled to expire on October 31, 2022.
2. Dr. Gould violated Virginia Code § § 54.1-2915(A)(3), (13), (16), and (18), and 54.1-3303(A), and 18 VAC 18-20-26(C) of the Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic (“Board’s Regulations”) in the care and treatment of Patient A, a minor female, on December 24, 2019. Specifically, on this date, Dr. Gould, a child and adolescent psychiatrist who had never met or examined Patient A, met with the patient’s mother at his office to discuss the patient’s care and treatment. In Patient A’s absence, Dr. Gould documented an evaluation/mental status exam, and developed a treatment plan for the patient. Further, Dr. Gould continued Patient A on her current dose of Zoloft (C-VI) 75mg/day as recently prescribed by her pediatrician, and prescribed the patient Remeron (C-VI, a new medication for the patient) 7.5mg to 22.5 mg for sleep.
3. Dr. Gould violated Virginia Code § 54.1-2915(A)(18) and 18 VAC 18-20-26(C) of the Board’s Regulations between December 24, 2019 and February 9, 2021, in that his treatment notes (12/24/19, 12/27/19, 1/6/20, 2/12/20, 4/15/20, 5/29/20, 7/21/20, 11/2/20 and 2/9/21) for Patient A during

this period were illegible. Further, by his own admission to the Department of Health Professions' investigator on March 5, 2021, Dr. Gould failed to document in his treatment record for Patient A a telephone conversation regarding "concerns about [Patient A's] sleep," which occurred on an unknown date between May 29 and July 21, 2020, and further failed to document that pursuant to this conversation, he increased the patient's trazodone dosage from 50mg to 100 mg.

CONSENT

David Wilfred Gould, III, M.D., by affixing his signature to this Consent Order, agrees to the following:


1. I have been advised to seek advice of counsel prior to signing this document and am represented by Gerald C. Canaan, II, Esq.;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Board; and the right to representation by counsel;
4. I waive my right to an informal conference;
5. I neither admit nor deny the Findings of Fact and Conclusions of Law contained herein but waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party; and
6. I consent to the entry of the following Order affecting my license to practice medicine in the Commonwealth of Virginia.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Medicine hereby ORDERS that David Wilfred Gould III, M.D, is REPRIMANDED.

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

FOR THE BOARD


Jennifer Deschenes, J.D., M.S.
Deputy Executive Director
Virginia Board of Medicine

ENTERED: 02-25-2022

SEEN AND AGREED TO:


David Wilfred Gould, III, M.D.

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

Subscribed and sworn to before me, a notary public in and for the Commonwealth of Virginia at large, on this 22nd day of February, 2022.


Notary Public

My commission expires:

07/31/2023

Registration No.:

7847558

