

**BEFORE THE WEST VIRGINIA BOARD OF MEDICINE**

**IN RE:**

**SCOTT ALLEN GILCHRIST, MD**

**Complaint No. 25-05-W**

**CONSENT ORDER**

The West Virginia Board of Medicine (the “Board”) and Scott Allen Gilchrist, MD (“Dr. Gilchrist”), freely and voluntarily enter into the following Consent Order pursuant to West Virginia Code § 30-3-14, *et seq.*

**FINDINGS OF FACT**

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

1. Dr. Gilchrist holds a West Virginia medical license, License No. 24699, which was originally issued in 2012.
2. Dr. Gilchrist’s West Virginia practice address of record with the Board is in Bridgeport, West Virginia.
3. Dr. Gilchrist’s self-designated area of specialty is psychiatry.
4. Pursuant to W. Va. Code R. § 11-5-3, to dispense or administer a controlled substance to a patient in an office-based setting in West Virginia, a practitioner must be registered with the Board as a controlled substance dispensing practitioner.
5. At all times relevant to Complaint No. 25-05-W, Dr. Gilchrist was not a registered controlled substance dispensing practitioner authorized to dispense or administer controlled substance medications to patients in an office-based setting in West Virginia.

6. On January 12, 2025, the Complaint Committee of the Board authorized Initiated Complaint No. 25-05-W against Dr. Gilchrist based upon a report from the West Virginia Board of Pharmacy which indicated that Dr. Gilchrist was flagged by a drug wholesaler as having placed a suspicious order for a controlled substance medication.

7. The report indicated that in October 2024, Dr. Gilchrist placed an order for twenty Ketamine HCl Inj MDV 5ml vials, which was flagged as a suspicious order by the drug wholesaler due to the size of the order.

8. Ketamine is classified as a Schedule III controlled substance under West Virginia law.

9. In response to the Complaint, Dr. Gilchrist stated that he has administered Ketamine to a small minority of his patients in his office for a number of years, and that the size of the order was because Dr. Gilchrist had previously experienced issues with Ketamine's lack of availability.

10. Dr. Gilchrist acknowledged that he was not registered with the Board as a controlled substance dispensing practitioner, as he was not aware that registration with the Board was required to administer Ketamine to patients at his office.

11. In April 2025, following his receipt of the Complaint No. 25-05-W, Dr. Gilchrist registered with the Board as a controlled substance dispensing practitioner.

12. The Board and Dr. Gilchrist voluntarily enter into this Consent Order to resolve Complaint No. 25-05-W.

## **CONCLUSIONS OF LAW**

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

1. Dr. Gilchrist's license to practice medicine and surgery in the state of West Virginia is subject to regulation and discipline by the West Virginia Board of Medicine, 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." W. Va. Code R. § 11-1A-12.
4. Probable cause may exist to substantiate disciplinary charges against Dr. Gilchrist pursuant to W. Va. Code § 30-3-14(c)(17) and W. Va. Code R. § 11-1A-12.1.bb, relating to the violation of any law or rule of this State which relates to or in part regulates the practice of medicine.
5. It is appropriate and in the public interest to waive the commencement of proceedings against Dr. Gilchrist and to proceed without the filing of charges, or a formal

Complaint and Notice of Hearing, subject to compliance by Dr. Gilchrist with the provisions of this Consent Order.

6. This Consent Order sets forth reasonable and appropriate discipline upon Dr. Gilchrist in the form of a fine.

### **CONSENT**

By signing his name to this Consent Order, Scott Allen Gilchrist, MD, acknowledges that he understands and agrees with the following:

1. Dr. Gilchrist has read and understands this entire Consent Order;
2. Dr. Gilchrist agrees that he has been given adequate time and opportunity to review and consider the terms set forth in this Consent Order;
3. Dr. Gilchrist understands that he has the right to legal representation in this matter, at his own expense, and agrees that he has been given adequate time and opportunity to exercise his right to consult with his attorney regarding the legal effect of this Consent Order;
4. Dr. Gilchrist 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. Gilchrist 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. Gilchrist 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. With his exception to his right to counsel, which he has exercised, Dr. Gilchrist knowingly and voluntarily waives all such legal rights, and agrees to the entry of this Consent Order relative to his practice of medicine in the state of West Virginia;

8. Dr. Gilchrist 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. Gilchrist 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 will be reported to the National Practitioner Data Bank, and 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. Gilchrist, the West Virginia Board of Medicine hereby **ORDERS** as follows:

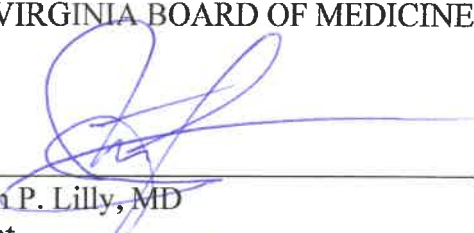
1. Dr. Gilchrist is hereby assessed a **FINE** in the amount of **\$500.00**. Dr. Gilchrist's payment of the fine must be received by the Board on or before **June 16, 2025**. Dr. Gilchrist shall pay the fine electronically, via credit or debit card, utilizing the fine payment portal on the Board's website.

2. 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: June 18, 2025

WEST VIRGINIA BOARD OF MEDICINE

  
\_\_\_\_\_  
Jonathan P. Lilly, MD  
President

Date: 6/11/25

  
\_\_\_\_\_  
Peter S. Martin, MD  
Secretary

Date: 6/18/2025

### ACCEPTANCE

I, SCOTT ALLEN GILCHRIST, 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, WHICH I HAVE EXERCISED. I HAVE BEEN PROVIDED WITH AMPLE TIME TO CONSULT WITH MY ATTORNEY AND OBTAIN 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.

  
\_\_\_\_\_  
Scott Allen Gilchrist, MD

Date: 5/30/25

STATE OF West Virginia

COUNTY OF Harrison, to-wit:

I, Bethany Stern, a Notary Public for said county and state do hereby certify that Scott Allen Gilchrist, MD, whose name is signed herein above has this day acknowledged the same before me.

Given under my hand this 30 day of May, 2025.

My Commission expires Sept 13 2028

Bethany Stern  
\_\_\_\_\_  
Notary Public





# State of West Virginia *Board of Medicine*

JONATHAN P. LILLY, MD  
PRESIDENT

PETER S. MARTIN, MD  
SECRETARY

101 Dee Drive, Suite 103  
Charleston, WV 25311  
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VICTORIA L. TAKUBO, PA-C  
VICE PRESIDENT

MARK A. SPANGLER, MA, CMBE  
EXECUTIVE DIRECTOR

June 24, 2025

Scott Allen Gilchrist, MD  
120 Professional Place  
Bridgeport, WV 26330

**Re: West Virginia Board of Medicine  
Complaint No. 25-05-W**

Dear Dr. Gilchrist:

Enclosed please find for your records a copy of the fully executed Consent Order in the above-referenced matter. This letter will confirm that the West Virginia Board of Medicine considers you to have fulfilled all obligations set forth in the Consent Order which you entered into with the Board on June 18, 2025. 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 2026 medical license renewal application.

Should you have any questions or concerns please feel free to have your counsel contact the Board's attorney, Greg S. Foster, at (304) 558-2921 Ext. 49863.

Sincerely,

Mark A. Spangler

MAS/jal

cc: Thomas P. Mannion, Esq. w/enclosure