

**BEFORE THE WEST VIRGINIA MEDICAL IMAGING AND RADIATION THERAPY
TECHNOLOGY BOARD OF EXAMINERS**

WEST VIRGINIA MEDICAL IMAGING BOARD,
Complainant,

v.

Complaint No. 11-FY-2024

SHAWN GORE,
License No. 11227,
Respondent.

Respondent.

SUMMARY SUSPENSION ORDER

The West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners (“Board”) is the agency of the State of West Virginia responsible for the licensure and professional discipline of all medical imaging technologists in West Virginia. *See* W. Va. Code §§ 30-23-5 *et seq.* In circumstances in which the Board determines that a licensee’s continuation in practice constitutes an immediate danger to the public, the Board is authorized to temporarily and summarily suspend the medical imaging technologist’s license, prior to a disciplinary hearing, pending institution of proceedings to determine further disciplinary action. *See* W. Va. Code § 30-1-8(e)(1).

For the following reasons, the Board hereby SUMMARILY SUSPENDS Respondent’s license in the State of West Virginia, effective July 9, 2024:

1. Respondent holds a medical imaging technologist’s license in radiography issued on June 14, 2021.
2. On May 23, 2024, Teresa Simmons, Director of Radiology at WVU Medicine, notified the Board that Respondent was terminated from his employment as a radiation

technologist for placing a mobile device in the staff lounge restroom and recording co-workers while using the restroom.

3. On June 17, 2024, the American Registry of Radiologic Technologists summarily suspended Respondent's certification and registration due to unprofessional conduct while at work.

4. The Board, at its meeting on June 20, 2024, voted unanimously to find probable cause that Respondent violated W. Va. Code R. § 18-5-4.1.1 in failing to conduct himself in a professional manner in the workplace and in engaging in conduct contrary to the ethical conduct appropriate to the profession which resulted in the termination of his employment. *See* W. Va. Code R. § 18-5-5.1.5(c). The Board also voted unanimously to find probable cause that Respondent violated West Virginia Code § 30-23-24(a)(5) (violation of standard of professional conduct).

5. West Virginia Code § 30-1-8(e)(1) provides that the Board "is authorized to suspend or revoke a certificate, license, registration or authority prior to a hearing if the person's continuation in practice constitutes an immediate danger to the public..."

6. Due to the nature of Respondent's unethical conduct while at work and the American Registry of Radiologic Technologists' summary suspension of Respondent's certification and registration, the Board finds that Respondent's continuation in practice poses an immediate danger to the public. Therefore, the Board hereby ORDERS that Respondent's license be **SUMMARILY SUSPENDED** effective July 9, 2024, pending further disciplinary proceedings. Respondent shall be given the opportunity to challenge his suspension. The Board requests that the parties confer on setting a hearing date or enter into a consent agreement in a timely manner. Respondent may file a response to this summary suspension order within thirty

(30) days of receipt of this order. Respondent has the right to a hearing regarding this summary suspension order as set forth in West Virginia Code § 30-1-8(h).

The Executive Director of the Board is directed to send a copy of this order to Respondent via certified, regular mail, and via e-mail to his last known address with the Board. A copy of this order must be forwarded to the ARRT and Respondent's current employer (if he remains employed as a medical imaging technologist in West Virginia).

Entered July 9, 2024.



Tyson Judy, Chairman
West Virginia Medical Imaging and Radiation
Therapy Board of Examiners