

OHIO VETERINARY MEDICAL LICENSING BOARD

MINUTES

January 11, 2006

Dr. Darrell Gitz, President of the Ohio Veterinary Medical Licensing Board, called the January 11, 2006, meeting to order at 8:32 a.m. in the Board Room at 77 S. High Street, 31st Floor, Columbus, Ohio.

Call to Order

Dr. Burt directed the Executive Secretary to call roll:

Roll Call

Dr. Janet Small	present
Dr. Darrell Gitz	present
Dr. James Burt	present
Dr. Jerry Lahmers	absent
Dr. David Koncal	present
Renee Jessen, RVT	present
John Bentine	present

Dr. Gitz acknowledged the attendance of Heather Hissom, Executive Secretary, Donna Fickel, Secretary, Rick Jones, AAG and Dr. Robert Knapp, OVMA.

Attendance Staff, AAG, OVMA liaison

Dr. Koncal moved to approve the December 14, 2005 Minutes and to add “complainant” where appropriate in the minutes. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine-aye; Dr. Small-aye; Dr. Koncal- aye, Ms. Jessen- aye.

December 14, 2005 Minutes approved

There was no president’s report.

Pres. Rep.

There was no secretary’s report.

Sec. Rep.

Dr. Knapp reported that Dr. Burt’s article will appear in the January OVMA newsletter. The compliance inspection link is on the OVMA website. It has had 121 hits in a month. The OVMA will identify scientific vs. non-scientific programs at the Midwest Veterinary Convention. Language regarding facility licenses will be ready for PA rewrite.

OVMA Rep.

Heather Hissom, Executive Secretary, reported that the directives from the last

Exec. Sec. Report

board meeting had been completed. Ms. Hissom stated that two reports had been received from OPEP, Dr. Frizzell and Dr. Hysell. Both showed no violations. Ms. Hissom reported that the changes to the Practice Act were introduced. Mr. Bentine moved to direct Ms. Hissom to prepare proponent testimony for the Board. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine-aye; Dr. Small- aye; Dr. Koncal- aye, Ms. Jessen- aye. Ms. Hissom stated that the National Board Report was also sent with meeting materials.

OPEP report: Dr. Hysell & Dr. Frizzell

PA introduced & testimony

Dr. Burt moved to acknowledge receipt of the following new complaints and the file numbers issued: New Complaints Acknowledged

- 05-06-127 Ted Pavlik
- 05-06-128 Kimberly Caudill
- 05-06-129 Ida Wright
- 05-06-130 Katherine Maxwell
- 05-06-131 Kathye Zaper
- 05-06-132 Lucinda Best
- 05-06-133 Patricia Michaels
- 05-06-134 Melissa Hyer
- 05-06-135 Anonymous
- 05-06-136 Andre Bonnell
- 05-06-137 Andre Bonnell
- 05-06-138 Sandi Probst
- 05-06-139 Natalie Hensley

Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal- aye; Ms. Jessen- aye.

Dr. Small moved to table the case of 05-06-129, complainant Ida Wright, for additional information. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye. 05-06-129
Table

Dr. Koncal moved to table the case of 05-06-130, complainant Katherine Maxwell, for additional information. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye. 05-06-130
Table

Dr. Koncal moved to table the case of 05-06-132, complainant Lucinda Best, for additional information. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye. 05-06-132
Table

Dr. Burt moved to conduct a compliance inspection in the case of 05-06-135, complainant Anonymous. Ms. Jessen seconded the motion. The motion passed by the 05-06-135
C/I

following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Dr. Small moved to table the case of 05-06-138, complainant Sandi Probst, for additional information. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

05-06-138
Table

The Board acknowledged the 119 issued in the case of 05-05-067 Terrie Sizemore, DVM and in the case of 05-06-061 William Beavers, DVM.

Ack. 119

The Board acknowledged hearing schedules in the following cases: 05-05-024 James Harrison, DVM and 05-05-067 Terrie Sizemore, DVM.

Ack. Hearing
Schedules

Dr. Burt wanted to discuss the letter sent by Terrie Sizemore, DVM and his telephone conversation with Dr. Sizemore. Dr. Burt moved to review the investigation again. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- nay; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-nay.

Review Invest.
0505-067,
Terrie Sizemore,
DVM

Mr. Bentine left the room during discussion of the following case.

The Board accepted the dates of suspension of Herbert Topp, DVM, case 03-04-101.

03-04-134
Herbert Topp,
DVM

Dr. Small moved to approve the following continuing education courses for veterinarians:

CE for Vets

Miami Valley VMA

1. Ophthalmology & Laser Surgery – 1/5/06 – 2 hrs
 2. Mystery Poisoning – 3/7/06 – 2 hrs.
 3. Lumps & Bumps Diagnostics & Treatment – 4/4/06 – 2 hrs
 4. What’s in Your Back Yard – 5/2/06 – 2 hrs
 5. Preventing Destructive Behaviors – 6/6/06 – 2 hrs
 6. Regulatory Guidelines – 9/5/06 – 2 hrs
 7. New Strain of Feline Calicivirus & Other Feline Diseases – 10/3/06 – 2 hrs
- MedVet – Advances in Small Animal Surgery & Radiation Therapy – 11/13/05 – 4 hrs

Veterinary Internal Medicine – Clinical Pathologic Conf – 12/14/05 – 1 hr.

VIN

1. Understanding Lasers – 1/29 – 2/5/ 2006 – 2 hrs
2. Veterinary Dental Techniques – Mod I – 1/9 – 2/27/ 2006 – 12 hrs
3. Small Animal Ultra Sound Lab – Basic – 1/23 – 3/20/ 2006 – 10 hrs
4. Small Animal Ultra Sound Lab – Intermediate – 1/23 – 3/20/ 2006 – 10 hrs

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Dr. Small moved to approve the following continuing education courses for registered veterinary technicians except VIN – Professional Development & Effective Utilization of RVTs – 2/15-3/31/ 2006 – 7.5 hrs and Veterinary Ophthalmic Technician Society – 11th Ann Meeting – 10/13-15/2005 – 18 hrs, which requires additional information: CE for RVTs

Michigan Veterinary Specialist –

1. Fall Technician CE – 10/18/05 – 3 hrs
2. Technician Roundtable – 4/20/05 – 3 hrs
3. 2005 CE Series – 5/11/05 – 3 hrs

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small-aye; Dr. Koncal-aye; Ms. Jessen-aye.

Dr. Small moved to approve the following continuing education courses for veterinarians and registered veterinary technicians: CE for Vets & RVT's

Miami Valley VMA – Wound Therapy & Mgt – 2/5/06 – 6 hrs for Vets; 3 hrs for RVTs

Eastern OH VMA – Diabetes Mellitus Update – 1/18/06 – 1.5 hrs
MedVet

1. Clinical Roundtable – Glucose Monitoring – 11/30/05 – 1 hr
2. Clinical Roundtable – Fungal Diseases – 11/23/05 – 1 hr

Pfizer

1. Guided Vet Dentistry – 12/6 & 12/8/ 2005 – 3 hrs ea sess
2. Advanced Periodontal Mgt – 12/7/05 – 1 hr
3. Basic Oral Surgery – 12/7/05 – 1 hr
4. Intraoral Radiology – 12/7/05 – 1 hr
5. Feline Dentistry – 12/7/05 – 1 hr
6. Clinical Parasitology – 2/6/06 – 2 hrs

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small-aye; Dr. Koncal-aye; Ms. Jessen-aye.

Dr. Small moved to issue licenses to Laura Chang, Lynetta Freeman and John Talmadge.. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye Dr. Koncal-aye; Ms. Jessen-aye. Licenses Issued

Dr. Small moved to investigate alleged violations of R.C. 4741 in the case of 05-06-121, complainant Robert Krauss. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small-aye; Invest. 05-06-121

Dr. Koncal-aye.

05-06-122

Ms. Jessen moved to find no violation of R.C. 4741 in the case of 05-06-122, complainant Sheri Kacsandy. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

No Vio.

05-06-124

Dr. Koncal moved to find no violation of R.C. 4741 in the case of 05-06-124, complainant Bonnie Kajganich. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

No Vio.

05-06-125

Dr. Koncal moved to find no violation of R.C. 4741 in the case of 05-06-125, complainant Dennis Thompson. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

No Vio.

05-06-127

Dr. Koncal moved to investigate alleged violations of R.C. 4741 in the case of 05-06-127, complainant Ted Pavlik. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Invest.

05-06-128

Dr. Small moved to investigate alleged violations of R.C. 4741 in the case of 05-06-128, complainant Kimberly Caudill. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Invest.

05-06-133

Dr. Small moved to find no violation of R.C. 4741 in the case of 05-06-133, complainant Patricia Michaels. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-no; Ms. Jessen-aye.

No Vio.

Exec. Session

Dr. Burt moved to go into executive session at 10:20 a.m. for the purpose of reviewing the investigative reports. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Dr. Gitz declared the board out of executive session at 10:35 a.m.

05-05-055

Dr. Burt moved to refer the case of 05-05-055, complainant OVMLB, to the prosecutor. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-abstain.

Refer to Pros.

05-05-076

Dr. Koncal moved to issue a cease & desist letter in the case of 05-05-076,

Cease & desist

complainant OVMA. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

05-05-067

The Board did not take any action in the matter of Terrie Sizemore, DVM, case 05-05-067.

No action

Executive Session

Dr. Koncal moved to go into executive session at 10:40 a.m. for the purpose of hearing the AAG report. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Dr. Gitz declared the board out of executive session at 10:50 a.m.

05-05-042

Mr. Bentine moved to accept the settlement agreement in the case of 05-05-042, Jorge Rosario Paris, DVM. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Settlement Agr.

05-05-047

Settlement Agr.

Dr. Koncal moved to accept the settlement agreement in the case of 05-05-047, Danielle Rastetter, DVM. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye

05-05-023

Settlement Agr.

Dr. Koncal moved to accept the settlement agreement in the case of 05-05-023, Ann Greenwald, DVM. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye

04-04-068

Settlement Agr.

Ms. Jessen moved to accept the settlement agreement in the case of 04-04-068, Diane Trubov, DVM. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye

05-05-023

Settlement Agr.

Dr. Koncal moved to accept the settlement agreement in the case of 05-05-023, Dennis MacDonald, DVM. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

05-06-116

No jurisdiction

Dr. Koncal moved to find no jurisdiction in the case of 05-06-116, complainant Donald Fleming. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Small- aye; Dr. Koncal-aye; Ms. Jessen-aye.

Committee Assignments

Dr. Gitz assigned the following committees:

Patient records: Dr. Koncal

CE review: Dr. Small and Ms. Jessen

Review 119's: Dr. Gitz and Dr. Burt

Directives

Rule review: Dr. Small, Dr. Gitz, Dr. Burt and Dr. Koncal

Ms. Hissom read the board directives.

Next meeting

The board signed licenses.

Adjournment

Dr. Gitz acknowledged that the next meeting will be held February 8, 2006, 8:30 a.m. on the 31st Floor.

Dr. Burt stated that he would not be able to attend the February meeting.

Dr. Burt moved to adjourn the meeting at 11:10 a.m. Dr. Small seconded the motion. Dr. Gitz adjourned the meeting.

Dr. Gitz reconvened the meeting to review additional evidence submitted in the case of 05-06-107, complainant Heather Novak.

The Board did not make a motion to change their earlier decision in case 05-06-107, complainant Heather Novak.

Dr. Burt moved to adjourn the meeting at 11:20 a.m. Ms. Jessen seconded the motion. Dr. Gitz adjourned the meeting.

Dr. Darrell Gitz, President

Date

Attested to by:

Heather Hissom
Executive Secretary