

**THE OHIO VETERINARY MEDICAL LICENSING BOARD**  
**MEETING MINUTES**  
**March 11, 2009**

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- **Public Rules Hearing**

Dr. Roger Redman, President of the Ohio Veterinary Medical Licensing Board called the Public Rules Hearing to order at 8:30 a.m. in the Board room located at 77 South High Street, 31<sup>st</sup> Floor, Columbus, Ohio for Rule 4741-1-10; Minimum Standards. There was no public comment on the proposed rule.

Dr. Redman concluded the Public Rules Hearing at 8:34 a.m.

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- **Call to Order:**

Dr. Roger Redman, President of the Ohio Veterinary Medical Licensing Board called the March 11, 2009 meeting to order at 8:35 a.m. in the Board room located at 77 South High Street, 31<sup>st</sup> Floor, Columbus, Ohio.

- **Roll Call:**

Geoffrey Smith, Public Member	present
Dr. Janet Small, DVM	present
Dr. Darrell Gitz, DVM	present
Dr. James Hearst, DVM	present
Renee Jessen, RVT	present
Dr. Roger Redman, DVM	present

- **Acknowledge Staff, AAG & Guests:**

Dr. Redman acknowledged the attendance of Theresa Stir, Executive Director, Barry McKew, AAG and Angela Mann, Licensure Coordinator taking minutes for the Board.

- **February 2009 Minutes Approved:**

Dr. Small moved to accept the meeting minutes with one minor change. Mr. Smith seconded the motion. The motion passed by the following roll call vote: Mr. Smith, aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **President's Report:**

Dr. Redman stated that he received a letter asking for candidate recommendations for upcoming open positions for the Board of Directors, NBVME and the 2010 Nominating Committee. He told members of the Board if they were interested in being nominated for any of the positions to let him know.

- **Secretary's Report:**

There was no report from the Secretary.

- **OVMA Liaison:**

There was no report from the OVMA liaison.

- **OAVT Liaison:**

There was no report from the OAVT liaison.

- **Executive Director Report:**

Ms. Stir explained to the Board that she received a call recently from the Governor's office stating that they have an individual in mind for the vacant position on the Board. They are hoping to make a decision by April.

- A. Rules – Ms. Stir acknowledged the arrival of Michelle Holdgreve from the Ohio Veterinary Medical Association (OVMA) and began discussing new Rule 4741-1-13 OAC, Farm Management Practices. Ms. Stir stated that she did follow through with the Board's directive from the February meeting to research other state rules (such as Oklahoma, Texas, Kansas) regarding livestock management in the development of the draft rules. A copy was provided to Dr. Forshey, State Veterinarian at the Ohio Department of Agriculture and to Jack Advent and Michelle of the OVMA. Michelle informed the Board that their Legislation Committee and the Food Animal Committee will be reviewing the draft rules later in the month and will provide their suggestions to the Board. In the meantime, the Board directed Ms. Stir to obtain every state law and rule pertaining to livestock management for the Board's review.
- B. Legislation – Testimony was provided on behalf of the Board on the budget bill before the Agriculture and Development Subcommittee of the House Finance Committee on February 26, 2009. A copy of the LSC Redbook was provided. Ms. Stir further explained that she has seen the amended language regarding the consolidation of the 'back office' operations of the Boards and Commissions and she is fine with it. A copy of the amended language will be provided to the Board once available.

Senator Grendell has introduced SB 52 which would create ten agencies (such as education, health, public safety, budget and operations....) under which all of the boards and Commissions and Executive Agencies would be divided. There has been no movement on the bill.

- C. Policies – Ms. Stir provided the Board with revised Section 3 of the Policy Manual for their review. She consolidated the various policies of Chapter 3 into one policy to mirror Section 1 and 2. There was approval by consensus for the revision.
- D. RVT Renewal – Ms. Mann provided the Board with an update regarding RVT renewals. She stated that she is very pleased with the online renewal process and has received positive feedback from licensees who have utilized the new online renewal feature. One negative comment that the office has received is in regards to the limited amount of space provided to enter CE hours. This is a feature that cannot be changed by this staff, but is one that IT would need to look into. Ms. Mann further explained that out of 2,000+ registered veterinary technicians, 810 have renewed online. There are 432 that still remain in “Active in Renewal” status.
- E. Student Loan Repayment Program – As required by ORC 4741.47, Ms. Stir submitted an annual progress report to the Governor, the Speaker of the House and the Senate President regarding the veterinary student loan repayment program. A copy of the report was provided to the Board members. In addition, the report was also provided to Tom McPherson of the AVMA who is doing a story on veterinary loan programs around the country.

Ms. Stir told the Board that only one application has been received so far for the May deadline. Efforts to promote the program are being provided by OVMA and the Ohio State University School of Veterinary Medicine.

- **FYI:**

The Board reviewed the following with no comment:

- A. Ohio Association of Veterinary Technicians Newsletter: Winter 2009

- **Requests for Licensure:**

- A. Veterinarians (addendum 1) – Dr. Small moved to approve the following requests for veterinarian licenses.

Amy Mohr Strabala, DVM; Naomi J. Dean, DVM; Darcy Brittain Adin, DVM.

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- B. Registered Veterinary Technicians (addendum 2) – Ms. Jessen moved to approve the following requests for registered veterinary technician licenses.

Heather Lansdell Betts, RVT; Jan M. Whittaker, RVT; Lauren K. Capatosto, RVT; Terri L. Wallace, RVT; Staci N. Bush, RVT; Debra G. Charles, RVT; Karly R. Thomas, RVT; Laura E. McColl, RVT; Rhea L. Weimer, RVT; Nicole L. Windon, RVT; Dristen L. Carman, RVT; Marie A. Pinney, RVT; Heidi M. Henry, RVT; Tiffany L. Yatsko, RVT.

Dr. Hearst seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- C. Specialty License (addendum 4) – Ms. Jessen moved to approve the following requests for Specialty Licenses.

Eileen Heldmann, DVM, Small Animal Surgery; Anne M. Dalby, DVM, Small Animal Internal Medicine; Pedro A. Boria, DVM, Oncology; Kirstin N. Boddy, DVM, Cardiology.

Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Renewals – Veterinarians:**

The Board reviewed correspondence from Dr. John Charos, DVM explaining that his Ohio license expired in 2002 and he is seeking consideration from the Board to allow him to renew his lapsed license. The Board directed Ms. Stir to provide a letter to Dr. Charos stating that the Board does not have statutory authority to deviate from the law, Section 4741.16(E) of the Ohio Revised Code.

- **Consideration of:**

Response to Investigation –

- A. 06-07-124, Dr. Cobb – The Board reviewed and found the response to the investigation acceptable.

Hearings Scheduled –

- A. 08-09-153, Susan Burgin, DVM – The Board acknowledged the Hearing Scheduled.

- **Executive Session:**

Dr. Small moved to go into Executive Session at 9:28 a.m. for the Assistant Attorney General Report and to discuss Investigative Reports. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

Dr. Redman announced the Board meeting back in public session at 10:18 a.m.

- **Investigative Reports:**

- A. 08-08-053, complainant Anonymous – Dr. Gitz moved to close the case and directed Ms. Stir to send a strong Advisory Letter. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- B. 08-08-074, complainant Melissa Carpenter – Dr. Gitz moved to find no violation of Chapter 4741 ORC but directed Ms. Stir to send an Advisory Letter. Dr. Small seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- C. 08-09-094, complainant Irene Fry – [Dr. Redman left the room prior to discussing this case.] Ms. Jessen moved to issue a Notice of Opportunity for a Hearing for violation of Section 4741.22(Y) ORC and Rule 4741-1-21 OAC. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- D. 08-09-107, complainant Officer Debra Woods – Ms. Jessen moved to forward the complaint to the Pharmacy Board and directed Ms. Stir to check with the Ohio Department of Health regarding current radiology certification. Dr. Small seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

[Break: 10:19 a.m. – 10:46 a.m.]

- **Tabled Cases:**

- A. 08-09-083, complainant Linda Quinn – After the Board reviewed the X-rays, Mr. Smith moved to send an Advisory Letter to Dr. A and Dr. B. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- B. 08-09-140, complainant State Medical Board of Ohio – Dr. Hearst moved to send a Cease and Desist letter. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **New Complaints (no responses yet requested):**

- A. 09-09-008, complainant Stephanie Combs – Dr. Hearst moved to close the case stating the Board does not have jurisdiction. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- B. 09-09-010, complainant Tim Rucker – Dr. Gitz moved to close the case stating the Board does not have jurisdiction. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- C. 09-09-012, complainant Anonymous – Dr. Gitz moved to find no violation of Chapter 4741 ORC as the allegations were not specific and too vague. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Complaint Responses Received:**

- A. 09-09-002, complainant Sandy Paris – Dr. Gitz moved to send the case to investigation. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- B. 09-09-004, complainant Christinia Ferguson – After the Board reviewed the X-rays, Dr. Gitz moved to find no violation of Chapter 4741 ORC. Dr. Small seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- C. 09-09-006, complainant Kathleen Loomis – Dr. Gitz moved to find no violation of Chapter 4741 ORC. Dr. Hearst seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-oppose.
- D. 09-09-011, complainant Russ & Kim Pennekamp – [Dr. Hearst left the room prior to discussing this case.] Dr. Small moved to send the case to investigation. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-abstain, Ms. Jessen-aye.

- **Continuing Education Requests - Veterinarians**

Ms. Jessen moved to approve the following continuing education requests for veterinarians as follows:

- A. Merial, Ltd. – What Every Veterinarian Needs to know about Vaccines: 5/6/09 = 1.5 hours
- B. Ledgewood Equine Veterinary Hospital – 5<sup>th</sup> Annual Conference: 2/28/09 & 3/1/09 = hour for hour
- C. The Visiting Vet, Inc. – Practical Equine Dentistry: 3/21/09-3/23/09 = 18 hours
- D. MedVet Associates, Ltd. –
  - 1.) Tumor Rounds; discussion from diagnosis to therapy, involving medical, radiation & surgical oncologists: 1/15/09 = 1 hour
  - 2.) Treating Traumatic Spinal Cord Injury: 1/28/09 = 1 hour
  - 3.) ECG Interpretation: 2/4/09 = 1 hour

Dr. Hearst seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Continuing Education Requests – RVT’s**

Ms. Jessen moved to approve the following continuing education requests for registered veterinarian technicians as follows:

- A. MedVet Associates, Ltd. –
  - 1.) Medical Oncology; General Chemotherapy Side Effects: 1/21/09 = 1 hour
  - 2.) Surgery Rounds; Discuss importance of explaining medications, home care and expectations for recovery with owners: 1/21/09 = 1 hour
  
- B. Ethicon Endo-Surgery, Inc. –
  - 1.) Pharmacology: 1/5/09 = 5 hours
  - 2.) Fluid Therapy, Electrolyte & Acid-Base Balance: 1/6/09 = 2 hours
  - 3.) Anesthetic Emergencies: 1/8/09 = 1 hour
  - 4.) Anesthesia Machine Overview: 1/8/09 = 2 hours

Dr. Hearst seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Continuing Education Requests – Veterinarians and RVT’s:**

Ms. Jessen moved to approve the following continuing education requests for veterinarians and registered veterinarian technicians as follows:

- A. Association of Zoos & Aquariums – Crocodilian Biology & Captive Management Professional Training Course: 5/15/09-5/22/09 = hour for hour
  
- B. Eastern Ohio Veterinary medical Association – Advances in Medical Oncology, What’s Old, What’s New?: 3/11/09 = 1.5 hours
  
- C. Cincinnati Animal Referral & Emergency Center – Neurological Emergencies: 2/11/09 = 2 hours
  
- D. Midwest Regional Veterinary Ski Week – Cardiology: 1/25/09-1/30/09 = 10 hours
  
- E. Ethicon Endo-Surgery, Inc. –
  - 1.) Capnography & Ventilation: 1/6/09 = 2 hours
  - 2.) Euthanasia In Lab Animals: 1/8/09 = 1 hour
  - 3.) Applied Anesthesia: 1/9/09 = 2 hours
  - 4.) Anesthesia Case Problems: 1/9/09 = 2 hours
  
- F. Lima Area Academy of Small Animal Medicine –
  - 1.) Convenia: 9/9/08 = 1.5 hours
  - 2.) Feline Lower Urinary Tract Disease & Adverse Reactions to Food: 10/14/08 = 1.5 hours
  - 3.) Zoonosis: 11/11/08 = 1.5 hours

- G. Pfizer –
  - 1.) Update on Dentistry: 2/5/09 = 1 hour
  - 2.) Cardiology: 2/11/09 – 1.5 hours
  
- H. MedVet Associations, Ltd. –
  - 1.) Acupuncture – Ancient Art to Modern Medicine: 2/11/09 = 1 hour
  - 2.) Dermatology: 1/19/09 = 1 hour
  
- I. Merial, Ltd. –
  - 1.) Heartworm Disease; Prevention, Infection & Treatment: 4/7/09 = 1 hour
  - 2.) What Every Veterinarian Needs to know about Vaccines: 5/7/09 = 1 hour
  - 3.) Feline Leukemia Virus Vaccines & Vaccine Safety: 5/13/09 = 1.5 hours

Dr. Hearst seconded the motion. The motion passed by the following roll call vote: Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Correspondence Received:**

- A. The Board reviewed and acknowledged correspondence forwarded by the State Medical Board of Ohio regarding an inquiry they received from Helen Hooks.
  
- B. The Board reviewed correspondence from Dale Briggs regarding the use of Telazol. The Board directed Ms. Stir to provide a letter to Mr. Briggs explaining that veterinarians use many different drugs for off label purposes and without having the medical records, the Board is unable to determine if Telazol was used appropriately. They also suggested that Mr. Briggs seek input from a board certified anesthesiologist to address his issue.
  
- C. The Board reviewed correspondence from Chris Baker and Giovanni Bendetta requesting a letter of support to the State Board of Cosmetology stating that customers should be able to take their animals into salons. The Board directed Ms. Stir to provide them with a letter stating that the Board does not have jurisdiction to write such a letter.

- **Matters Tabled at Previous Meeting:**

Anonymous letter regarding unlicensed veterinarians. The Board decided to table this discussion due to lack of quorum.

- **Old Business:**

- A. The Board reviewed correspondence from NBVME regarding the Board’s request for Ross University’s NAVLE score reports. The Board directed Ms. Stir to send a letter to Ross University requesting their approval to receive their score report from the NBVME.
  
- B. The Board reviewed correspondence regarding the AAVSB and VTNE policy for retaking the exam with no comment.

- **New Business:**

Dr. Redman explained to the Board that he contacted his local health department regarding an animal that was presented to him to be euthanized after being in a fight with another family dog and then attacking the owner. The owner wanted to refuse to allow Dr. Redman to decapitate the animal and have it tested for rabies. Under State law, Dr. Redman felt he had no choice. However, when he contacted his local and state health department, they told him that he did not have to have the animal decapitated and tested for rabies if the owners wished not to as “the law was vague”. The Board agrees that animals that have bitten their owners and are being euthanized, the law states that the animal must be decapitated and tested for rabies. The Board directed Ms. Stir to review the law and request written guidance from the Ohio Department of Health.

- **Directives:**

The reading of the meeting directives was deferred.

- **Next Board Meeting:**

Dr. Redman acknowledged that the next Board meeting will be held April 8, 2009, 8:30 a.m. in the Board room located at 77 South High Street, 31<sup>st</sup> Floor, Columbus, Ohio.

- **Adjournment:** 12:22 p.m.

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Dr. Roger Redman, President

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Date

Attested to by:

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Theresa Stir, Esq.  
Executive Director