

THE OHIO VETERINARY MEDICAL LICENSING BOARD
MEETING MINUTES
October 8, 2008

- **Public Rules Hearing**

Dr. David Koncal, President of the Ohio Veterinary Medical Licensing Board called the Public Rules Hearing to order at 8:33 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio for Rule 4741-1-01; Animal technician duties, registration and continuing education requirements. There was no public comment on the proposed rule.

Dr. Koncal concluded the Public Rules Hearing at 8:36 a.m.

- **Call to Order:**

Dr. David Koncal, President of the Ohio Veterinary Medical Licensing Board called the October 8, 2008 meeting to order at 8:36 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio.

- **Roll Call:**

Dr. David Koncal, DVM	present
Dr. Darrell Gitz, DVM	present
Dr. James Hearst, DVM	present
Dr. Roger Redman, DVM	present
Dr. Janet Small, DVM	present
Renee Jessen, RVT	present
Geoffrey Smith, Public Member	absent (arrived at 9:41 a.m.)

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

Dr. Koncal welcomed Linda Heidenreich, Vice President of the OAVT. Dr. Koncal acknowledged the attendance of Theresa Stir, Executive Director, Barry McKew, AAG and Angela Mann, Licensure Coordinator taking minutes for the Board.

- **September 2008 Minutes Approved:**

Dr. Small moved to accept the minutes as presented. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **President's Report:**

Dr. Koncal thanked Theresa Stir for preparing the written reports. He also commented that he appreciates the staff mailing the Board packets in a timely manner. Receiving the Board materials a week in advance provides the Board with ample time to review and prepare for the meeting.

Dr. Koncal mentioned that he attended the American Association of Veterinary State Boards (AAVSB) annual conference, September 18 – 20, 2008 in Newport Beach, California. He will give details later in the meeting.

- **Secretary's Report:**

There was no secretary's report.

- **OVMA Liaison:**

There was no report from the OVMA liaison.

- **OAVT Liaison:**

There was no report from the OAVT liaison.

- **Executive Director Report:**

Fiscal Update – Theresa Stir, Executive Director, provided the Board with revenue and expenditure reports for the first quarter of FY 2009. Ms. Stir also attached a copy of an invoice from the Ohio Department of Agriculture as FYI for the Board. Dr. Koncal stated that he appreciates receiving this information and would like to get it quarterly. Dr. Koncal also acknowledged that the investigators are turning investigative reports around quickly compared to in the past. Ms. Stir explained to the Board that she has contracted with an outside vendor, Mayo Printing, for the newsletter to meet the Minority Business Enterprise (MBE/EDGE) requirements. The cost is approximately \$20.00 more than State Printing, but meets the statutory requirement. Additionally, Ms. Stir told the Board that the auditor's report will be mailed to each Board member's home address. She requested that the Board review the report and she will be happy to answer any questions they may have. Ms. Stir further explained that staff has already made some changes in the office to comply with suggestions made by the auditor.

Media Training – Ms. Stir told the Board that the Director of Communications and Press Secretary for the Attorney General, Mr. Gravelle, permitted her to attend an in-house media training session for the AG's legal, investigative and law enforcement staff members who may have occasion to be questioned by news reporters at hearings, trials, and crime scenes. The event took place on September 18, 2008 at the Rhodes Tower. Mr. Gravelle is a dynamic presenter and has extensive experience in the area. Ms. Stir found the training to be of great value.

Policies – At the September Board meeting, Ms. Stir was directed to find out if the Employee Manual had been previously approved by the Board. According to the Board minutes from April 10, 2002 the employee manual and Chapter V of the policy manual were approved by roll call vote. The Board concurred to leave the manual as is and may possibly review it next year.

Student Loan Repayment Program Update – Ms. Stir explained to the Board that \$140.00 will be requested from licensure renewal fees for the first quarter of FY 2009 to be transferred to the Student Loan Fund. The Board of Regent’s is scheduled to be on the agenda for the Controlling Board’s October 20th meeting to obtain access to the Student Loan fund for distribution.

Rules – A letter to the Attorney General seeking an opinion regarding Rule 4741-1-14 OAC, was provided to the Board by Ms. Stir. A copy of the letter was also sent to the OVMA. Ms. Stir reminded the Board that Mr. Oberholtzer, Esq. representing OAVT, is expected to address the Board today and arrive at 1:30 p.m. Mr. Oberholtzer sent an additional letter to the Attorney General Opinion Section claiming that any practice by an animal aide was a violation of the Veterinary Practice Act. Ms. Stir provided the Board with a copy of this letter also.

Legislation – Ms. Stir explained to the Board that Senator Cates introduced a bill September 11, 2008 that would increase the mileage rate reimbursement for witnesses at an adjudication hearing to fifty and one half cents per mile. The witness fee for a full day is \$12.00 and \$6.00 for a half day. The change to ORC 4741.03(D)(1) would read...”Except for any officer or employee of the state or any political subdivision of the state, the treasurer of the state shall pay all witnesses in any proceeding before the board, upon certification from the board, witness fees and mileage in the ~~same~~ amount as provided ~~in section 2335.06~~ for under section 119.094 of the Revised Code.”

NBVME – Ms. Stir stated that the NBVME has requested that a representative attend one of the 2009 OVMLB Board meetings for open dialogue and to provide a one hour presentation.

Ms. Stir included with the Board packet a copy of a memo from the NBVME that requires action from the Board. The issue is whether the Board will honor the “five time” limit of retakes for the NAVLE. The Board discussed this issue and expressed concern about having an alternative pathway for those candidates who do not pass the NAVLE within the five time limit. The Board decided to table the topic until a representative from NBVME attends a Board meeting. The Board further directed Ms. Stir to notify NBVME that the representative who attends the meeting should be ready to discuss the five time retake policy and any consideration of alternative pathways.

- **FYI:** Members reviewed without discussion the following:
 - NBVME Quarterly Newsletter (August 2008)
 - OAVT Newsletter (August 2008)

- **Requests for Licensure:**

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

William J. Kolehmainen, DVM; Kathryn E. Craven, DVM; Monica U. Selent, DVM; Stephanie M. Fecht, DVM; Michael J. Henricks, DVM; Amanda M. Ness, DVM; Jacqueline A. Johnson, DVM; Suzanne R. Butler, DVM; George D. Banta, DVM; Amanda R. Kallay, DVM; Michael E. Dugan, DVM; Sarah E. Erwin, DVM; Carmen R. Petti, DVM; Alan T. Hertz, DVM

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-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.

Rebecca R. Phelps, RVT; Valerie L. Randolph, RVT; Elizabeth G. Croy, RVT; Brianne A. Daniels, RVT; Kristina M. Nahodil, RVT; Ashley N. DeFelice, RVT; Shelley S. Johnson, RVT; Wendy M. Formberg, RVT; Kathryn E. Donatella, RVT; Amanda F. Bell, RVT; Betsie M. Jones, RVT; Lindsay F. Frazier, RVT; Sherri L. Johnson, RVT; Philip J. Baumle, RVT; Amy D. Moore, RVT; Carissa N. Lester, RVT; Samantha L. Entingh, RVT; Emily J. Bishop, RVT

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

- C. Limited Licenses (addendum 3) – Ms. Jessen moved to approve the following requests for Limited Licenses.

Paula Martin, DVM (resident); Chelly G. Pinto, DVM (resident); Cristiane Rubio, DVM

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

- D. Sally C. Rodriguez, Appeal – Ms. Rodriguez submitted an application to the Board for a Veterinary Technician Registration. The application was denied on the basis that Ohio does not accept a Bachelor of Science degree in Animal Science as a requirement for registration as a veterinary technician. The Board received an appeal from Ms. Rodriguez stating that the Board should grant her a Veterinary Technician Registration, based on the fact that she is a well-skilled Veterinary Technician in the State of Maryland and has passed the VTNE. The Board reviewed Ms. Rodriguez's appeal but does not have statutory authority to approve someone who has not graduated from a veterinary technology college for registration as a veterinary technician. The Board directed Ms. Stir to inform Ms. Rodriguez of the rationale for denial and to further provide recommendations for colleges to develop a program for individuals such as herself and to perhaps contact her legislators for legislative changes.

- **Consideration of:**

- A. Medical Records Received:

- 1.) 07-07-056, David B. Lippert, DVM

- Dr. Gitz moved to table the case and asked Ms. Stir to retrieve the file for review. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

Ms. Jessen moved to go into Executive Session at 9:29 a.m. for the Assistant Attorney General Report. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

Dr. Koncal announced the Board meeting back in public session at 9:38 a.m.

Dr. Small moved to go back into Executive Session at 9:38 a.m. to discuss Investigative Reports. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

[Mr. Smith arrived at 9:41 a.m.]

Dr. Koncal announced the Board meeting back in public session at 10:04 a.m.

- **Investigative Reports:**

- A. 08-08-053, complainant Anonymous – Dr. Gitz moved to continue with investigation. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- B. 08-08-037, complainant Susan Cox – Dr. Gitz moved to close the case, but directed Ms. Stir to send an advisory letter to all treating veterinarians and RVT's. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- C. 08-09-081, complainant Helen Allen – Dr. Small moved to close the case. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Tabled Cases:**

- A. 08-09-079, complainant Mona Curtis – The Board received the requested records from the treating veterinarian. Dr. Redman moved to find no violation of Chapter 4741 ORC. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

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

- A. 08-09-102, complainant Anonymous – Dr. Redman moved to forward the complaint to the Pharmacy Board. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Complaint Responses Received:**

- A. 08-08-065, complainant Eleanor Hospodarsky – Dr. Koncal left the room prior to the Board discussing this case. Dr. Gitz moved to find no violation of Chapter 4741 ORC, but directed Ms. Stir to provide a letter to the veterinarian advising him/her to release records. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- B. 08-08-074, complainant Melissa Carpenter – Dr. Small moved to investigate. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- C. 08-09-087, complainant David Marion, DVM - Dr. Gitz moved to find no violation of Chapter 4741 ORC, but directed Ms. Stir to provide a letter to the veterinarian advising him/her to release records. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- D. 08-09-092, complainant Madelyn JanJanin – After review of the x-rays, Dr. Gitz moved to table the case and directed Ms. Stir to request additional information from the veterinarian. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- E. 08-09-094, complainant Irene Fry – Dr. Redman left the room prior to the Board discussing this case. Dr. Gitz moved to table the case and directed Ms. Stir to request medical records. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Redman-abstain, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

The Board determined that in the future, the Executive Director has the authority to request the medical records if they are missing in the documents submitted by the veterinarian/facility after an initial request.

[Break: 10:42 a.m. – 11:06 a.m.]

- F. 08-09-095, complainant Jacquelyn Miller – After review of the radiographs, Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- G. 08-09-096, complainant Danny Norris – After review of the x-rays, Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- H. 08-09-097, complainant Gayl Weiser – After review of the radiographs, Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- I. 08-09-099, complainant Andrew Burns – Dr. Gitz moved to close the case, but directed Ms. Stir to send an advisory letter. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.
- J. 08-09-104, complainant Susan Paylech – Dr. Redman moved to request additional records. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

Dr. Gitz moved to go into Executive Session at 11:27 a.m. to discuss a Compliance Inspection. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

Dr. Koncal announced the Board meeting back in public session at 11:35 a.m.

- **Compliance Inspection:**

The Board reviewed a Compliance Inspection performed in accordance with Section 4741.26(A) for a facility in Ironton, Ohio. The Board, at their August meeting, found many deficiencies and sent a certified letter detailing those deficiencies and provided the veterinarian thirty days in which to correct the deficiencies. Due to the veterinarian’s lack of cooperation, Dr. Gitz moved to assign this case file a complaint number and investigate. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

[Break: 11:37 a.m. – 12:06 p.m.]

- **Continuing Education Requests - Veterinarians**

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

- A. Government of the Sakha Republic (Yakutia) – “Moose in Virgin and Anthropogenic Altered Landscapes”: 08/13/08 – 08/19/08 = hour for hour
- B. Veterinary Information Network (VIN) – Veterinary Acupuncture/Fundamental Principles: 02/24/2009 – 03/31/2009 (various dates) = 10 hrs.

- C. Association of Ohio Health Commissioners, Inc. – 2008 Fall Conference: 10/21/07-10/24/08 = hour for hour
- D. Pfizer –
- 1.) Challenges of Pyoderma: 08/26/08 = 1.5 hrs.
 - 2.) Flea Control: Fact & Fiction: 09/04/08 = 1 hr.
- E. Veterinary Internal Medicine Clinic –
- 1.) Clinics – Pethologic Conference (CPC): 06/11/08 = 1 hr.
 - 2.) Clinics – Pethologic Conference (CPC): 08/13/08 = 1 hr.
 - 3.) Clinics – Pethologic Conference (CPC): 09/10/08 = 1 hr.
- F. MedVet Associates, Ltd. –
- 1.) “Top Ten Ophthalmologic Mistakes Made in General Practice”: 05/22/08 = 1 hr.
 - 2.) “Ears and Rears”: 05/04/2008 = 4 hrs.
 - 3.) Ophthalmic Exam in Dogs & Cats: 04/22/08 = 1 hr.
 - 4.) “MRSA”: 03/13/08 = 1 hr.
 - 5.) Stem Cell Therapy: 03/12/08 = 1 hr.
 - 6.) “The Latest in Patent Ductus Arteriosus Occlusion”: 02/28/08 = 1 hr.
 - 7.) Obstructive Ureteral Disease: 02/27/08 = 1 hr.
 - 8.) “Advancements in Diagnostic Testing”: 11/15/07 = 1 hr.
 - 9.) “Surgical Treatment of Prostatic Diseases”: 11/14/07 = 1 hr.
 - 10.) “Antifungal Lamisil & Other Antifungals”: 10/19/07 = 1 hr.
 - 11.) “Micro Total Hip Replacement”: 07/23/08 = 1 hr.
 - 12.) “Weak Old Dogs”: 07/24/08 = 1 hr.
 - 13.) “Preliminary Findings in Cats w/ Lung Tumors”: 08/13/08 = 1 hr.
 - 14.) Emergency Management: 08/21/08 = 1 hr.
 - 15.) “New Surgical Techniques in Ophthalmology”: 08/27/08 = 1 hr.
 - 16.) “Transitional Cell Carcinoma in Dogs”: 09/18/08 = 1 hr.
- G. USDA Animal & Plant Health Inspection Service – Aquaculture Liaison Training Course: 09/09/08 – 09/11/2008 = hour for hour
- H. Ultrasource, Inc. – Intermediate Abdominal & Cardiac Ultrasound Course: 09/13/08 – 09/14/08 = 16 hrs.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, 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. Cincinnati Veterinary Technician Association –
 - 1.) Feline Heartworm: 09/16/08 = 2 hrs.
 - 2.) Latest on Vaccines: 11/18/08 = 2 hrs.
- B. Metropolitan Veterinary Hospital – “Cardiopulmonary Resuscitation”: 11/13/08 = 1 hr.
- C. Veterinary Information Network (VIN) –
 - 1.) Nutritional Support for the Hospitalized & Critical Care K-9 & Feline Patient: 10/25/08 - 11/01/09 = 3 hrs.
 - 2.) Practical Review for Veterinary Technicians :F2008 VTNE Preparation: 11/3/08 – 01/21/09 = 12 hrs.
- D. Midmark Corporation –
 - 1.) Anesthesia Training: 06/18/08 & 06/19/08 = 14 hrs.
 - 2.) Anesthesia Training: 07/15/08 = 2.5 hrs.
 - 3.) Dentistry Training: 09/08/08 = 3 hrs.
 - 4.) Dentistry: 08/09/08 = 3 hrs.
- E. MedVet Associates, Ltd. –
 - 1.) “Toxins”: 04/29/08 = 1 hr.
 - 2.) “CPR”: 07/17/08 = 1 hr.
 - 3.) “Anesthesia Update – Internal Medicine”: 08/28/08 = 1 hr.
 - 4.) “Management of Polytrauma Patients”: 09/15/08 = 1 hr.
 - 5.) “Proper Clipping Technique and Clipper Care”: 09/17/08 = .5 hr.
 - 6.) New Surgical Techniques in Vet Ophthalmology: 09/17/08 = 1 hr.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, 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. MedVet Associates, Ltd. – Internal Medicine Symposium: 03/30/08 = 4 hrs.
- B. Pfizer – Challenges of Pyoderma: 08/26/08 = 1.5 hrs.

- C. Central Ohio Veterinary Medical Association – “Update on West Nile Virus – prevention & vaccination”: 09/10/08 = 1.5 hrs.
- D. Cleveland Academy of Veterinary Medicine – Year Round Heartworm & Internal Parasite Control in Ohio: 09/17/08 = 4 hrs.
- E. Metropolitan Veterinary Hospital – Unlocking Transfusion Medicine: 10/09/08 = 1 hr.
- F. The Ohio State University College of Veterinary Medicine – Equine Nutrition & Feeding Conference: 11/08/08 & 11/09/08 = 11 hrs.
- G. Club K-9 Doggy Daycare, Inc. – A Dog is a Terrible Thing to Waste, Common Behavior Problems & Solutions: 11/15/08 & 11/16/08 = hour for hour
- H. Veterinary Information Network (VIN) –
 - 1.) Practical Avian Medicine Module 3: 01/22/09 – 01/29/09 = 4 hrs.
 - 2.) Practical Avian Medicine Module 2: 10/21/08 – 10/28/08 = 4 hrs.
 - 3.) Running on the Lytes: 01/09/09 – 01/30/09 = 6 hrs.
- I. Lebanon Equine Clinic – Bio Security & Infectious Disease Control for the Horse: 10/23/08 = 2.5 hrs.

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

- **Consideration of:**

The Board revisited file # 07-07-056, regarding David B. Lippert, DVM. Ms. Stir provided them with the file that was requested earlier during the meeting.

- A. Medical Records Received:

07-07-056, David B. Lippert, DVM - Dr. Gitz moved to acknowledge the medical records received are marginally acceptable. He directed Ms. Stir to provide a letter explaining specific areas where Dr. Lippert can improve in regards to his documentation of patient records. Dr. Lippert must submit an additional ten records to the Board. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Correspondence Received:**

- A. The Board reviewed correspondence from Suzanne Wilcox, DVM. Ms. Stir was directed to send a Cease & Desist letter to Second Chance Cats.

- B. The Board reviewed correspondence from Michael Kail regarding file # 08-09-091. No response required.

C. The Board reviewed correspondence from Dr. Dan Wasmund, DVM seeking guidance regarding second and third party advertising for veterinarians. The Board directed Ms. Stir to provide a written response to Dr. Wasmund that based on the situation as he described, the practice would violate Section 4741.21(C) of the Ohio Revised Code. However, the situation would be different if the veterinarian were to actually pay for the advertisement. For instance, a veterinary practice might advertise in a high school sports program/booklet.

- **Old Business:**

A. Dr. Koncal asked the Board members to review Ms. Stir's evaluation one last time before it is signed and forwarded to Human Resources for her personnel file.

B. At the September Board meeting, the Board directed Ms. Stir to provide them with a list of the Executive Director's job duties. Ms. Stir provided the Board with a list of her job duties and offered to answer any questions.

C. Dr. Koncal asked Ms. Mann if she would provide a list of her job duties at the November Board meeting.

- **New Business:**

Dr. Koncal attended the AAVSB conference in Newport Beach, California and provided an update on prominent issues discussed:

- UEVHPA—emergency compact
- National Limited License not such an issue now
- AAVSB has an 8 minute video presenting AAVSB operations and personnel
- Spay and Neuter clinic requirements for legal and professional operation, and the thought that these facilities might be considered a specialty practice.

- **Directives:**

The reading of the meeting directives was deferred.

- **Public Participation:**

Mr. Oberholtzer, Esq., representing OAVT, addressed the Board regarding 4741-1-14 OAC. The Board did not have any questions and/or comments for Mr. Oberholtzer.

- **Next Board Meeting:**

Dr. Koncal acknowledged that the next Board meeting will be held November 12, 2008, 8:30 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio.

- **Adjournment:**

Ms. Jessen moved to adjourn the meeting at 1:31 p.m. Dr. Gitz seconded the motion. Dr. Koncal adjourned the meeting.

Dr. David Koncal, President

Date

Attested to by:

Theresa Stir, Esq.
Executive Director