



The Ohio Veterinary Medical Licensing Board

77 South High Street, 16th Floor, Columbus, Ohio 43215-6108



MEETING MINUTES November 4, 2020

1. Call to Order: Teams Conference Meeting

After opening the meeting with the reading of the Board mission statement, Dr. Verbsky, President of the Ohio Veterinary Medical Licensing Board called the November 4, 2020 conference call meeting to order at 08:38 a.m.

2. Roll Call:

Dr. Matthew Verbsky, DVM	present
Dr. Craig Miesse, DVM	present
Dr. Cynthia Kidd, DVM	present
Ms. Dianne Jones, RVT	absent
Dr. Nancy O' Connor, DVM	present
Dr. Kimberly Riker-Brown, DVM	present at 9:03 a.m.
Ms. Susan Pohler, JD	present

3. Acknowledge Staff, AAG & Guests:

Dr. Verbsky acknowledged the attendance of Theresa Stir, Executive Director, Lydia Arko-Zigler, Assistant Attorney General, Joseph McClain, Licensure Coordinator.

Adjudication Hearing: Case#19-19-074 *OVMLB vs Erika Nase, RVT*

Ms. Arko-Zigler, Assistant Attorney General (AAG) presented the case against Ms. Erika Nase before the board members with a court reporter in attendance at 10:09a.m. Ms. Nase was notified of the hearing in accordance with ORC 119, but was not present for the hearing.

Deliberative session – At 10:31 a.m., The Board moved to go into deliberative session to deliberate on File #19-19-074 regarding Erika Nase, RVT. All the Board members went into a private conference call.

Dr. Verbsky announces that the Hearing back in public session at 10:34 a.m.

In the matter of Erika Nase, RVT.3535, Case #19-19-074, Dr. O'Connor moved to issue an Adjudication Finding:

- That, pursuant to R.C. 4741.22(A)(24), the Ohio Veterinary Medical Licensing

Board may impose a civil penalty, issue a reprimand, or suspend or revoke the license to practice veterinary medicine of any registered veterinary technician who violates any order of the Board;

- That Ms. Nase currently holds a license as a registered veterinary technician conditioned by a Settlement Agreement with the board on November 13, 2019;
- That the Board has received notifications of Ms. Nase's non-compliance with her Ohio Physician's Health Program (OPHP) plan.
- That this non-compliance with OPHP's recommendations is a violation of Ms. Nase's Settlement Agreement that she "comply with all terms set forth by OPHP";
- That the board issued an Automatic Suspension and Notice of Opportunity for a Hearing on August 13, 2019 on this basis, and since Ms. Nase did not request a hearing, the board conducted a Goldman Hearing;
- And that the Board indefinitely suspended Ms Nase's RVT license.

Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Verbsky – aye, Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O'Connor – aye, Dr. Riker-Brown – aye.

Adjudication Hearing: Case#18-18-030 *OVMLB vs Courtney Cook, RVT*

Ms. Arko-Zigler, Assistant Attorney General (AAG) presented the case against Ms. Courtney Cook before the board members with a court reporter in attendance at 10:40 a.m. Ms. Cook was notified of the hearing in accordance with ORC 119, but was not present for the hearing.

Deliberative session – At 11:05 a.m., The Board moved to go into deliberative session to deliberate on File #18-18-030 regarding Courtney Cook, RVT. All the Board members went into a private conference call.

Dr. Verbsky announces that the Hearing back in public session at 11:08 a.m.

In the matter of Courtney Cook, RVT.08242, Case #18-18-030, Dr. O'Connor moved to issue an Adjudication Finding:

- That, pursuant to R.C. 4741.22(A)(24), the Ohio Veterinary Medical Licensing Board may impose a civil penalty, issue a reprimand, or suspend or revoke the license to practice veterinary medicine of any registered veterinary technician who violates any order of the Board;
- That Ms. Cook currently holds a license as a registered veterinary technician conditioned by a Settlement Agreement on August 14, 2019;
- That the Board received notification that M. Cook admitted to an agent of the Ohio Board of Pharmacy of stealing from her employer approximately 804 50mg Tramadol tablets for self-medication.
- That this non-compliance with the Settlement Agreement is a violation of Ms. Cook's Settlement Agreement that she "Abstain completely from the personal use or possession of drugs, except those prescribed, administered or dispensed by another authorized by law who has full knowledge of your history";

- That the Board issued a Notice of Automatic Suspension and Opportunity for a Hearing on April 2, 2020 on this basis, and that Ms. Cook did not request a hearing. Therefore, the Board conducted a Goldman Hearing;
- And that the Board **revokes** Ms. Cook's RVT license.

Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Verbsky – aye, Ms. Pohler – aye, Dr. O'Connor – aye, Dr. Riker-Brown – aye, Dr. Verbsky - aye.

4. Meeting Minutes: Dr. O'Connor moved to approve the October 14, 2020 board minutes. Ms. Pohler seconded the motion. The motion passed by the following roll call vote: Ms. Pohler - aye, Dr. Miesse– aye, Dr. Kidd – aye, Dr. O'Connor – aye.

5. President's Report: None

6. Vice President's Report: None

7. Secretary's Report: None

8. OVMA Liaison: None

9. OAVT Liaison: None

10. Executive Director Report:

- A. Directives – Ms. Stir reported that the October meeting Directives have been completed.
- B. Return to the Riffe – Ms. Stir provided an update on the plan to return to performance of duties in the Riffe Building and work schedules.
- C. Holiday – The Board members approved the closing of the Board office on December 24, 2020 as a cost-savings day.
- D. Legislative Update – Ms. Stir provided an update related to an amendment being introduced related to chemical capture by dog wardens.

11. FYI: None

12. Requests for Licensure: None

13. Renewals – Veterinarians: None

14. Correspondence Received: None

15. Consideration Of:

- A. Medical Records –

1. 19-19-077, William O’Roark, DVM - Dr. O’Connor moved to find the records acceptable. Dr. Miesse seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye. Dr. Kidd moved to withdraw the motion. Dr. Miesse seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye. Dr. Kidd moved to find the records minimally acceptable. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
2. 19-20-102, Ysabel Wright, DVM - Dr. Kidd moved to find the records acceptable. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
3. 19-20-200, Ashley Veine-Smith, DVM - Dr. Kidd moved to find the records acceptable. Dr. Verbsky seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
4. 19-20-204, Crystal Hammond, DVM - Dr. Kidd moved to find the records minimally acceptable. Dr. Miesse seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

B. Notice of Opportunity for Hearing

1. 20-21-099, Shawn Webster, DVM
2. 20-21-106, Jacqueline Insko, DVM
3. 20-21-116, James Robert Garcia, DVM

C. Hearing Scheduling Letters

1. 19-20-196, 19-20-196(B), 20-20-070, 20-20-076 Brian Williams, DVM

16. New Complaints:

- A. 20-21-155, Complainant Two Complainants - Dr. Kidd moved to find no jurisdiction of Chapter 4741 ORC and to send an advisory letter. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

17. Complaint Responses Received:

- A. 20-21-119, complainant Denise Wheelock– Dr. Verbsky abstained from the conversation. Dr. Kidd moved to issue a Notice of Opportunity for a Hearing for violation of Chapter

4741 ORC. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

- B. 20-21-121, complainant Cherri Clabo – Dr. Verbsky abstained from the conversation. Dr. Riker-Brown moved to find no violation of Chapter 4741 ORC. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- C. 20-21-124, complainant Jay Melrose - Dr. Riker-Brown moved to find no violation of Chapter 4741 ORC. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- D. 20-21-125, complainant Samuel Wolfe – Dr. O’Connor moved to find no violation of Chapter 4741 ORC. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- E. 20-21-126, complainant Elba Martinez - Dr. Verbsky moved to find no jurisdiction of Chapter 4741 ORC and to send an advisory letter. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- F. 20-21-127, complainant Janelle Bowden – Dr. O’Connor moved to find no violation of Chapter 4741 ORC. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- G. 20-21-129, complainant Pat Bailey - Dr. O’Connor moved to find no violation of Chapter 4741 ORC. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- H. 20-21-133, complainant James Petti - Dr. Verbsky abstained from the conversation. Dr. Riker-Brown moved to find no violation of Chapter 4741 ORC. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- I. 20-21-134, complainant Keya Eck – Dr. Riker-Brown moved to find no violation of Chapter 4741 ORC. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- J. 20-21-135, complainant Donald Reuter - Dr. O’Connor moved to send an advisory letter. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Ms.

Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – no.

- K. 20-21-137, complainant Susan Susor – Dr. Verbsky abstained from the conversation. Dr. O’Connor moved to find no violation of Chapter 4741 ORC. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- L. 20-21-138, complainant Taylor Myers - Dr. Riker-Brown moved to find no violation of Chapter 4741 ORC. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- M. 20-21-140, complainant Keely Higgins – Dr. Kidd moved to find no violation of Chapter 4741 ORC and to send an advisory letter. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- N. 20-21-142, complainant Christin Doski - Dr. O’Connor moved to find no violation of Chapter 4741 ORC and to send an advisory letter. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- O. 20-21-143, complainant Kelli Friend - Dr. Riker-Brown moved to find no violation of Chapter 4741 ORC. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

18. Compliance Inspections: None

19. Request for Reconsideration: None

20. Tabled Cases:

- A. 20-21-088, complainant Christina Rivera - Dr. Riker-Brown moved to issue a Notice of Opportunity for a Hearing for violation of Chapter 4741 ORC. Dr. Miesse seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. Kidd – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

[Break 9:57a.m. – 10:05a.m.]

21. Assistant Attorney General Report:

At 11:12 a.m., Ms. Pohler made a motion to enter into executive session in accordance with ORC 121.22(G)(3) to discuss pending legal matters. Dr. Miesse seconded the

motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

Dr. Verbsky announces that the meeting is back in public session at 11:23 a.m.

- A. 20-20-014, Tracy Leonard, DVM - Dr. O’Connor moved to ratify the Settlement Agreement as presented. Dr. Verbsky seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.
- B. 20-20-021, Sandra Carpenter, DVM - Dr. O’Connor moved to ratify the Settlement Agreement as presented. Dr. Verbsky seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

22. Investigative Reports:

- A. 20-21-088, complainant Christina Rivera - Dr. Riker-Brown moved to issue a Notice of Opportunity for a Hearing for violation of Chapter 4741 ORC. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

23. Continuing Education Approval Requests:

Dr. O’Connor moved to approve the following CE with changes.

- A. Metropolitan Veterinary Hospital – Refeeding Syndrome – 9/30/20 = 0.5 hours
- B. Equine Veterinary Dental Services, LLC – Equine Dentistry – ongoing = **Hour for Hour**
- C. Charles River Laboratories –
 - 1. Laboratory Animal Ophthalmology – 9/3/20 = 1 hour
 - 2. Common Diseases of Laboratory Rats – 10/6/20 = 1 hour
 - 3. Common Diseases of laboratory Mince – 9/3/20 = 1 hour
- D. Care Center – Basic ECG Interpretation and Diagnosis – 11/18/20 = 1 hour

Ms. Pohler seconded the motion. The motion passed by the following roll call vote: Ms. Pohler – aye, Dr. Miesse – aye, Dr. O’Connor – aye, Dr. Riker-Brown – aye.

24. Euthanasia Course: None

25. Old Business: None

26. New Business: None

27. Adjournment: The Board adjourned at 11:26 a.m.

28. Next Board Meeting:

Dr. Verbsky acknowledged that the next Board meeting is scheduled for December 9, 2020, beginning at 8:30 a.m.

Dr. Matthew Verbsky, President

Date

Attested to by:

Theresa Stir, Esq.
Executive Director