The Ohio Veterinary Medical Licensing Board

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

MEETING MINUTES
February 24, 2010

- **Call to Order:**

Dr. James Hearst, President of the Ohio Veterinary Medical Licensing Board called the February 24, 2010 meeting to order at 12:30 p.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio.

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

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

- **Roll Call:**

Dr. Lisa Mach, DVM	present
Geoffrey Smith, Public Member	absent (arrived at 12:36 p.m.)
Dr. Janet Small, DVM	present
Dr. Darrell Gitz, DVM	present
Dr. James Hearst, DVM	present
Renee Jessen, RVT	present
Dr. Roger Redman, DVM	present

- **January 2010 Minutes Approved:**

Dr. Redman moved to accept the January board meeting minutes as submitted. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Dr. Mach-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

- **President's Report:**

Dr. Hearst informed the Board that Dr. Redman has accepted a position with the American Association of Veterinary State Boards (AAVSB) finance committee. The Board congratulates Dr. Redman.

- **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:**

Rules – Ms. Stir informed that Board that she will discuss the Farm Management Rule when Jack Advent arrives.

Legislative Update – Ms. Stir provided the Board with a table documenting legislative updates of interest to the regulation of veterinary medicine.

Governor's Appointments – Ms. Stir told the Board that she still has not received information from the Governor's office regarding the new appointees. It is highly possible that the March Board meeting will have to be cancelled due to lack of quorum.

Ms. Stir reminded the Board that their Ethics Commission financial disclosure statements are due by April 15, 2010.

- **FYI:**

The Board acknowledged the following without comment:

A. Correspondence from Janet Olson, DVM, President and Founder of Bart, Basic Animal Rescue Training.
B. Memo from the American Association of Veterinary State Boards (AAVSB), the Bylaws and Resolution Committee, regarding important dates for 2010 and the Resolutions Policy.
C. Email from the AAVSB regarding RACE program updates.
D. Newsletter from the Ohio Association of Veterinary Technicians, Winter 2009

- **Requests for Licensure:**

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

Daniel Chitu, DVM; Raja Thind, DVM; Karl Yurko, DVM; Klibs Galvao, DVM; Laura Witherell, DVM; Amy Woods, DVM; Sarah Miller, DVM; Lina Aziz, DVM; Brian Biddle, DVM; Abigail Trapp, DVM; Rebecca Green, DVM; Samantha Emch, DVM; Virginia Gill, DVM.

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

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

Elisabeth Sullivan, RVT; Katherine Ryman, RVT; William Casner, RVT; Chelsea Myles, RVT; Veronica Gallo, RVT; Laura Stone, RVT; Sarah Jones, RVT; Carrie Atlas, RVT; Beth Collins, RVT; Morgan Stein, RVT; Tiffany Hodgkinson, RVT; Krista Thompson, RVT; Kaylie Moore, RVT; Kristin Payden, RVT; Ashley Hoffmaster, RVT; Meredith Heitkamp, RVT; Kathryn Luggen, RVT; Noelle Lenhart, RVT; Amber Pavelka, RVT; Cynthia Elson, RVT; Mandee Robison, RVT; Danielle Bice, RVT; Emma Wehr, RVT.

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

[Mr. Smith arrived at 12:36 p.m.]

C. The Board reviewed an application for a Veterinary Medical license that indicated prior discipline from another state board regarding prescription drug fraud. The charge was expunged from the individual's record. Dr. Gitz moved to approve the application and issue an Ohio license. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

- **Renewals – Veterinarians:**

A. The Board reviewed a renewal application from a veterinarian indicating disciplinary action taken by another state Board. Dr. Gitz moved to approve the renewal application. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

- **Consideration of:**

A. 09-09-025, Abbott Smith, DVM – Dr. Redman moved to accept the medical records received. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

B. 10-10-007, Piotr Kwasnik, DVM – The Board acknowledged the Notice of Opportunity for a Hearing.

- **Farm Management Rule:**

Ms. Holdgreve and Mr. Advent, representing the OVMA, arrived at 12:43 p.m. to discuss the Farm Management Rule.

In deference to Mr. McKew's time, Dr. Hearst asked Ms. Holdgreve and Mr. Advent if the Board could go into Executive Session and continue the conversation regarding the Farm Management Rule after Executive Session. Ms. Holdgreve and Mr. Advent agreed. Ms. Jessen moved to go into Executive Session at 1:46 p.m. to discuss Assistant Attorney General Reports. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

Dr. Hearst announced the Board meeting back in public session at 1:54 p.m.

- **Assistant Attorney General Report:**

  A. 09-10-077, Beatrice Turk, DVM – Dr. Gitz moved to accept the Settlement Agreement. Dr. Mach seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

- **Farm Management Rule Discussion Continued:**

  After much discussion and revisions, an acceptable version was proposed. Dr. Redman directed Ms. Stir to draft a copy of the Rule per the Board's discussion and send it to the OVMA. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-no, Dr. Redman-aye, Ms. Jessen-aye.

{Break: 2:40 p.m. – 2:45 p.m.}

Ms. Jessen moved to go into Executive Session at 2:45 p.m. to discuss Investigative Reports. Dr. Redman seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

Dr. Hearst announced the Board meeting back in public session at 2:53 p.m.

- **Investigative Reports:**

  A. 09-10-101, complainant Tiffany Lopez – Dr. Mach moved to close the case stating no violation of Chapter 4741 ORC. Ms. Jessen seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  B. 09-10-110, complainant Serena Chu-Smith – Ms. Jessen moved to find no violation of Chapter 4741 ORC but directed Ms. Stir to send an advisory letter regarding medical records. Dr. Gitz seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  C. 09-10-113, complainant Rebecca Ratliff – Ms. Jessen moved to send an advisory letter regarding "one time" incident. Dr. Gitz seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

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

  A. 10-10-001, complainant Anonymous – Dr. Redman moved to send the case to investigation. Dr. Mach seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  B. 10-10-003, complainant Robert Martin – Dr. Mach moved to close the case stating no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  C. 10-10-004, complainant Nicole Rhodes – Dr. Redman moved to close the case stating no violation of Chapter 4741 ORC. Dr. Gitz seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  D. 10-10-005, complainant Dezarae Smith – Dr. Redman moved to send the case to investigation. Dr. Gitz seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  E. 10-10-006, complainant Multiple Veterinary Specialists – Dr. Gitz moved to send a Cease and Desist letter with recommendations. Dr. Mach seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  F. 10-10-011, complainant Anonymous – Dr. Mach moved to table the case and request a narrative. Ms. Jessen seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

- **Complaint Responses Received:**

  A. 09-10-120, complainant Judith Virtue – Ms. Jessen left the room prior to discussing this case. After review of the X-rays, Dr. Mach moved to table the case and request a narrative from the RVT. Dr. Small seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-absent, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-abstain.

  B. 09-10-121, complainant Diana Cook – After review of the X-rays, Dr. Gitz moved to close the case but directed Ms. Stir to send an advisory letter regarding the inadequate x-rays. Dr. Redman seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

  C. 09-10-122, complainant Jill Connone – After review of the X-rays, Dr. Gitz moved to send the case to investigation. Ms. Jessen seconded the motion. The motion passed by the following role call vote: Dr. Mach-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Redman-aye, Ms. Jessen-aye.

[Mr. Smith departed the meeting at 3:35 p.m.]

- **Continuing Education Requests - Veterinarians**

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

A. MedVet Associates, Ltd. –
   1.) Spectacled Eider Satellite Transmitter Deployment in Northern Alaska: 1/13/10 = Non-scientific
   2.) Allergy Testing and Demodex- From Inception to Cure: 1/13/10 = 2 hours
   3.) Comprehensive Case Discussion from Diagnosis to Therapy, involving Medical, Radiation and Surgical Oncologists: 2010 = 1 hour

B. US Department of Agriculture –
   1.) Area Epidemiologist Work Conference 2009: 12/1/09 – 12/3/09 = 12.5 hours
   2.) Food Vulnerability Assessment Training: 2/9/10 & 2/10/10 = 12 hours

C. Toledo Veterinary Medical Association / Hill's – Nutritional Management of Canine & Feline Arthritis: 1/6/10 = 1 hour

D. The American Association of Bovine Practitioners – 41th Annual AABP Conference: 9/25/08 – 9/27/08 = 11 hours

E. Veterinary Oncology – Clinical Pathologic Conference: 12/9/09 = 1 hour

F. Summit County Veterinary Medical Association – CE Presentations: Various dates in 2008 & 2009 = 2 hours each (not the OVMA update)

G. Tuscarawas Valley Academy of Veterinary Medicine – 2008 & 2009 Meetings: Various dates = 1 hour each for the exception of the following:

   a.) Dr. Burgett – on his trip to Russia – 1/3/08
   b.) Dr. Tony Forshey – Update on ODA – 3/6/08
   c.) Michelle Holdgrove – OVMA Lobbyist – 9/11/08
   d.) Pfizer-Practice Building Ideas – 11/6/08
   e.) Richard Tharp Bayer – Client Compliance – 2/5/09
   f.) David White – Farm Bureau-Legislative Issues – 5/7/09

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

- **Continuing Education Requests – RVT's** - NONE

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

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

A. Charles River Laboratories –
   1.) 2009 Animal Welfare Training: Various Dates = hour for hour
   2.) The Older Animal: Various Dates = 1 hour
   3.) Veterinary Medical Terminology: Various Dates = 1.5 hours

B. Pfizer Animal Health –
   1.) The Coughing Patient & GI Disease Update: 1/11/10 = 2 hours
   2.) Guided Veterinary Internal Medicine & What's your Diagnosis? Case Challenges: 1/12/10 & 1/14/10 = 4 hours
   3.) Managing the Patient with Chronic Liver Failure & Chronic Renal Failure & What's your Diagnosis? Case Challenge: 1/13/10 = 3 hours
   4.) GI Disease Update & Cardiology Update: 1/13/10 = 2 hours

C. MedVet Associates – Feline Hypertrophic Cardiomyopathy: 1/20/10 = 1 hour

D. Dayton Emergency Vet Clinic – Animal Restraint: 1/6/10 & 1/10/10 = Table (attachment not enclosed)

E. Central Ohio Veterinary Medical Association – PZI Insulin & Feline Diabetes: 1/11/10 = 1.5 hours

F. Lima Area Academy of Small Animal Medicine – Soft Tissue Surgery: 1/12/10 = 1.5 hours

G. Cincinnati Animal Referral & Emergency Center – Introduction to Physical Rehabilitation: 2/10/10 = 2 hours

H. Metropolitan Veterinary Hospital – Care of the Neuro Patient: 1/21/10 = 1 hour

I. Summit County Animal Control – Euthanasia Training & Certification Course: 16 hours

J. Sprint – The Use of Modern Technology to Enhance Communication in Your Practice: 5/13/10 = Non-scientific

K. Bayer Animal Health – Principals of Appropriate Antibiotic Therapy: 5/13/10 = 1 hour

L. Companion Therapy Laser by Litecure, LLC – The Use of Litecure Companion Laser in Your Practice: 5/13/10 = 1 hour

M. Sound and Eklin Technologies –
   1.) The "ADR" Patient & the Sonogram: What lives Beneath the surface of the Clinical Presentation: Adrenal Pathology, Gall Bladder Mucoceles, GI Obstructions, Abscesses, Occult Neoplasia: 5/13/10 = 1 hour

2.) Veterinary technology, sonography and enhancing diagnostic efficiency; Cases where time mattered in the outcome: 5/13/10 = 1 hour

N. Covidien – The Use of Laparoscopic Surgery in Your Practice: 5/14/10 = 2 hours

O. AVMA – Legislative Update: 5/14/10 = Non-scientific

P. Tribute Feeds – Equine Nutrition: 5/14/10 & 5/15/10 = 1 hour

Q. Purina Care Pet Health Insurance – Your Clients are Seeking Your Advice! Are You Prepared to Provide It?: 5/14/10 = Non-scientific

R. IDEXX Laboratories – Endocrinology Update for Practitioners: 5/14/10 = 1 hour

S. Securos –
1.) New Techniques in Lateral Suture Repair: 5/15/10 = 1 hour
2.) Tibial Tuberosity Advancement: 5/15/10 = 1 hour

T. Symbiotics – Update on Pharmacologic Control of Small Animal Reproduction: 5/15/10 = 1 hour

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

- **Correspondence Received:**

A. The Board reviewed correspondence received from Danielle Rastetter, DVM asking how long a veterinarians' disciplinary record is considered a public record. The Board stated that discipline remains on their record indefinitely.

B. The Board reviewed correspondence received from Charles Curie, DVM regarding statements brought forth at a previous meeting by Bill Winsley, Director of the Pharmacy Board. The Board directed Ms. Stir to forward the correspondence to the Pharmacy Board and to thank Dr. Curie for expressing common concerns among many veterinary practices. Additionally, the Board recommended that Dr. Curie may want to contact his legislator as his concerns can only be addressed through a change in statute.

C. The Board reviewed correspondence received from Austinberg Veterinary Clinic seeking guidance for protocol. The Board had some recommendations in accordance with Rule 4741-1-21 OAC, but is not in the business of approving or disapproving individual veterinary practice protocols. The Board can only refer the practice to the current Veterinary Medical Practice Act.

- **Old Business:** NONE

- **New Business:** NONE

- **Next Board Meeting:**

Dr. Hearst acknowledged that the next Board meeting is scheduled for March 10, 2010, 8:30 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio.

- **Adjournment:** 3:54 p.m.

Dr. James Hearst, President

Date 4/14/10

Attested to by:

Theresa Stir, Esq.
Executive Director