

OHIO VETERINARY MEDICAL LICENSING BOARD

MINUTES

October 11, 2006

Dr. Darrell Gitz, President of the Ohio Veterinary Medical Licensing Board, called the October 11, 2006, meeting to order at 8:40.m. in the Board room at 77 S. High Street, 31st Floor, Columbus, Ohio.

Call to Order

Dr. Gitz directed the Executive Secretary to call roll:

Roll Call

Dr. Janet Small	present
Dr. Darrell Gitz	present
Dr. James Burt	present
Dr. David Koncal	present
Dr. Roger Redman	present
Renee Jessen, RVT	present
John Bentine	present

Dr. Gitz acknowledged the attendance of Heather Hissom, Executive Secretary, Donna Fickel, Secretary, and Barry McKew, AAG.

Attendance Staff, AAG

Dr. Burt moved to approve the September 13, 2006 Minutes with corrections. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal- aye; Dr. Burt-aye; Dr. Redman-aye; Ms. Jessen- aye; Mr. Bentine-aye.

September 13, 2006 Minutes approved

Dr. Gitz reported that he attended the AAVSB convention.

Pres. Rep.

There was no secretary's report.

Sec. Rep.

There was no OVMA report.

OVMA liaison

Heather Hissom, Executive Secretary, reported that the directives from the last board meeting had been completed. Ms. Hissom reported that OPEP reports had been received for Dr. Frizzell and Dr. Ochterski. The board directed that in the future only OPEP reports with abnormalities will be shown to the board. Ms. Hissom presented policies recommended by the Auditor's Report. Mr. Bentine moved to accept the policies with corrections. Dr. Redman seconded the motion. The motion passed by

Exec. Sec. Report
OPEP report: Drs. Frizzell & Ochterski

Auditor policies

the following roll call vote: Dr. Small- aye; Dr. Koncal- aye; Dr. Burt-aye; Dr. Redman-aye; Ms. Jessen- aye; Mr. Bentine-aye. Ms. Hissom reported on the AAVSB conference and the topics that were discussed. Ms. Hissom reported that the Columbiana County Prosecutor declined to prosecute in file 05-06-093 involving Dr. Jack Zines. Ms. Hissom reported that the budget proposal for FY08 & 09 has been submitted. Ms. Hissom stated that starting with the first pay in 2007, the state will be using a new electronic payroll system. Ms. Hissom and Mrs. Fickel will be attending training on the new system. Ms. Hissom stated that copies of the OAVT newsletter, National Board Report and 2007 meeting schedule were included in board packets.

AAVSB convention update
05-06-093: decline to prosecute
Budget
OAKS system

Ms. Jessen moved to acknowledge receipt of the following new complaints and the file numbers issued:

New Complaints Acknowledged

- 06-07-112 Carol VanMeter
- 06-07-113 Virginia Faubel
- 06-07-114 James Pero
- 06-07-115 Gary Koesten
- 06-07-116 Heather Nicol
- 06-07-117 David Hesp
- 06-07-118 Lisa Bragg
- 06-07-119 Glenna Carmack
- 06-07-120 Simon Knopf
- 06-07-121 Michelle & Tracy Clark
- 06-07-122 Judith Roe
- 06-07-123 Suzette Romig
- 06-07-124 Jennifer Hall
- 06-07-125 Joseph Zaki
- 06-07-126 Emily Voisard

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

Dr. Small moved to investigate alleged violations of R.C. 4741 in the case of 06-07-109, complainant Suzanne Wilcox, DVM. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal- aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen- aye; Mr. Bentine-aye.

06-07-109 Invest.

Dr. Koncal moved to investigate alleged violations of R.C. 4741 in the case of 06-07-115, complainant Gary Koesten, and to include OBP. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal- aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen- aye; Mr. Bentine-aye.

06-07-115 Invest.

Dr. Koncal moved to table and request records in the case of 06-07-125, complainant Joseph Zaki. Mr. Bentine seconded the motion. The motion passed by the

06-07-125 Table for records

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

The board acknowledged the 119 issued to 05-06-094, Lisa Hart, DVM. Ack. 119's

The Board acknowledged the hearing schedules for 05-06-110 George Anstadt, DVM, 06-06-024 Robert Dahlhausen, DVM, 05-06-132 Kimberly Hanley, DVM 05-06-127 Bharat Khemsara, DVM, 04-05-129 James Harrison, DVM and 05-06-121 Elaine Shey, RVT. Hearing Schedules

Ms. Jessen moved to approve the essay of Robert McClung, DVM, 04-05-104. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal- aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen- aye; Mr. Bentine-aye. Essay App'd 04-05-104

Dr. Small moved to approve the following continuing education courses for veterinarians except Upledger Institute - Craio Sacral Therapy – 1/25-28/07 – hr/hr: CE for Vets

Prince Agri Products – Improving Immune Function – 10/31&11/1&11/2/06-2.4 hrs ea.

Association of OH Health Commissioners – 2006 Fall Conf – 9/19-22/06 – Only avian flu portion

Veterinary Internal Medical – Clinical Pathologic Conf – 9/13/06 – 1 hr

Butler Warren Co. VMA – Behavior Mgt Support & Services – 9/12/06 – 2.5 hrs

5th District Equine Practitioners - 10/17/06 – 2 hrs

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

Dr. Small moved to approve the following continuing education courses for registered veterinary technicians except Cincinnati Vet Tech Association Service Dog Training – 9/19/06 – 2 hr and Ethicon – Situational Leadership – 4/5/06 – 8 hrs: CE for RVT's

Equine Specialty Hospital – Equine Imaging Conf – 11/2/06 – 8 hrs
Indiana VMA – Endometriosis Model Development in Swine – 1/28/05 – 1 hr
Cincinnati Vet Tech Association

1. Nutrition & Special Diets – 3/20/07 – 2 hrs
2. Veterinary Physical Therapy – 11/14/06 – 2 hrs
3. Improvements in Internal Medicine – 5/15/07 – 2 hrs

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

Dr. Small moved to approve the following continuing education courses for veterinarians and registered veterinary technicians except MedVet History of Ophthalmology at OSU – 9/6/06 – 1 hr: CE for Vets & RVTs

ANTECH – An Evening with the Specialists – 9/20/06 – 2 hrs

Pfizer –

1. Heartworm Presentation – 10/26/06 – 2 hrs
2. Pain Management – 8/28/06 – 2 hrs
3. Demo of Analgesic Techniques – 8/29/06 – 4 hrs

OSU

1. Total Hip Replacement – 11/11&12/06 – 13.5 hrs
2. Fall Food Animal Conference – 11/3&4/06 – 15 hrs
3. Small Animal Series Fall 2006–9/19, 11/14, 10/17, 12/5/ 06- 2 hrs

ea.

Northeast OH Equine Practitioners – Updates in Equine Nutrition - 9/19/06 – 2 hrs

OH Wildlife Rehab Association – 11/10-12/06 – hr/hr

Eastern OH VMA – Canine Vaccine Protocol – 11/15/06 – 1.5 hrs

Equine Reproduction.Com – Equine Reproductive Mgt – 9/9-10/06 – 21 hrs

Cleveland Academy – Canine Cushings Disease – 9/13/06 – 4 hrs.

MedVet

1. Function of Zoo veterinarians – 6/28/06 – 1 hr
2. ER Cases – 7/26/06 – 1 hr
3. Toxins in Small Animal Medicine – 2/22/06 – 1 hr
4. App of Evidence-Based Veterinary Medicine – 8/23/06 – 1 hr
5. Advances in Small Animal Surgery & Radiation Therapy – 6/11/06 – 4 hrs

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

Bentine-aye.

Dr. Burt moved to issue licenses to Alexander Cole, Phillip DuVall, Leslie Elliott, Colleen Madden, Kevin Benjamino, Jay Moore, Alison Bertram, James Payne Jr., and Bradley Seaman. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. Licenses Issued

Dr. Gitz left the meeting for discussion of the first two complaints.

Dr. Koncal moved to find no violation of R.C. 4741 in the case of 06-07-101, complainant Kim Konecki. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. 06-07-101
No Vio.

Dr. Burt moved to find no violation of R.C. 4741 in the case of 06-07-102, complainants Diane Bowling. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. 06-07-102
No Vio.

Dr. Gitz returned to the meeting.

Dr. Small moved to find no violation of R.C. 4741 in the case of 06-07-104, complainant Barb Patton. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. 06-07-104
No Vio.

Dr. Redman moved to investigate alleged violations of R.C. 4741 in the case of 06-07-106, complainant Ashley Parks. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. 06-07-106
No Vio.

Mr. Bentine moved to investigate alleged violations of R.C. 4741 in the case of 06-07-110, complainant Kymberly La Dany. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-nay. 06-07-110
Invest.

Dr. Small moved to go into executive session at 10:15 a.m. to review the investigative reports and hear the AAG report. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Mr. Bentine- aye; Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye. Exec. Session

Dr. Gitz declared the board out of executive session at 11:20 a.m.

Dr. Small moved to find no violation of R.C. 4741 in the case of 06-06-005, complainant Caron Kugler. Dr. Koncal seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. Redman-aye; Dr. Burt-aye; Ms. Jessen-aye. 06-06-005
No Vio.

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

Dr. Redman moved to continue the investigation in the case of 06-06-012, 06-06-012
complainant Vicki Spanos. Dr. Koncal seconded the motion. The motion passed by the Continue Invest.
following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye; Dr. Burt-aye;
Ms. Jessen-aye; Mr. Bentine-aye.

Dr. Burt moved to issue a 119 in the case of 06-06-025, complainant Susan Le 06-06-025
Mieux, for violations of R.C. 4741.22(A). Dr. Redman seconded the motion. The motion Issue 119
passed by the following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye;
Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye.

Dr. Redman moved to continue the investigation in the case of 06-06-031, 06-06-031
complainant Christina Faris. Dr. Koncal seconded the motion. The motion passed by the Continue Invest.
following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye; Dr. Burt-aye;
Ms. Jessen-aye; Mr. Bentine-aye.

Dr. Small moved to find no violation of R.C. 4741 in the case of 06-06-032, 06-06-032
complainant Anonymous. Dr. Koncal seconded the motion. The motion passed by the No Vio.
following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye; Dr. Burt-aye;
Ms. Jessen-aye; Mr. Bentine-aye.

Dr. Redman moved to continue the investigation in the case of 06-06-037, 06-06-037
complainant Christina Buchfellner. Dr. Koncal seconded the motion. The motion passed Continue Invest.
by the following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye; Dr.
Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye.

Mr. Bentine moved to accept the settlement agreement in the cases of 05-06-093 Settlement Ag.
Jack Zines, DVM; 05-06-108 Daniel Stearns, DVM; 05-06-136 Mary Ann Sutton, 05-06-093
DVM; and 06-06-144 Elizabeth Logan, DVM. Ms. Jessen seconded the motion. The 05-06-108
motion passed by the following roll call vote: Dr. Small- aye; Dr. Koncal-aye; Dr. 05-06-136
Redman-aye; Dr. Burt-aye; Ms. Jessen-aye. 06-06-144

Mr. Bentine moved to respond to the letter from Jim Frodge regarding case 06-06- Correspondence
060 that the board's decision remains unchanged. Dr. Koncal seconded the motion. The 06-06-060
motion passed by the following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr.
Koncal-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye.

Dr. Koncal moved to send a letter to Beth Egbers regarding case 06-06-081 that 06-06-081
the board's decision remains unchanged. Dr. Burt seconded the motion. The motion
passed by the following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye;
Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye.

Dr. Burt moved to respond to the letter from Gary Riggs, DVM, by stating that zoo Gary Riggs, DVM

animals fall under the exemption in R.C. 4741.20. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. correspondence

The board reviewed correspondence from the Ethics Commission. Dr. Koncal moved that we request an opinion specific to the board. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Small- aye; Dr. Redman-aye; Dr. Koncal-aye; Dr. Burt-aye; Ms. Jessen-aye; Mr. Bentine-aye. Ethics Commission

The board reviewed drafts of rules and made additional changes. The rules will be presented with changes at the next meeting for further consideration and discussion. Rules drafts

Ms. Hissom read the board directives. Directives

The Board signed licenses.

Dr. Gitz acknowledged that the next meeting will be held November 8, 2006, 8:30 a.m. on the 31st floor of the Riffe Center. Next meeting

Dr. Burt moved to adjourn the meeting at 12:55 p.m. Dr. Small seconded the motion. Dr. Gitz adjourned the meeting. Adjournment

Dr. Darrell Gitz, President

Date

Attested to by: _____
Heather Hissom
Executive Secretary