

**OHIO VETERINARY MEDICAL LICENSING BOARD**

**MINUTES**

**March 12, 2003**

Dr. Janet Small, President of the Ohio Veterinary Medical Licensing Board, called the March 12, 2003, meeting to order at 8:35 a.m. in the Board Room South at 77 S. High Street, 31st Floor, Columbus, Ohio. Call to Order

Dr. Small directed the Executive Secretary to call roll: Roll Call

Dr. Deborah Foster	present
Dr. Janet Small	present
Dr. Darrell Gitz	present
Dr. James Burt	present
Janet Buck, RVT	present
Dr. Jerry Lahmers	present

Dr. Small acknowledged the attendance of Heather Hissom, Executive Secretary, Donna Fickel, Secretary, John Izzo, AAG and Dr. Robert Knapp, OVMA liaison. Attendance  
Staff, AAG, OVMA  
liaison

Dr. Burt moved to approve the February 12, 2003 Minutes. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. February 12, 2003  
Minutes approved

There was no President's report. Pres. Rep.

There was no secretary's report. Sec. Rep.

There was no OVMA report. OVMA liaison

Heather Hissom, Executive Secretary, reported that a directive list had been distributed to the Board members with the material for the meeting. Ms. Hissom stated that the Board's hearing on its budget was held in the House of Representatives on March 13, 2003. The Board inquired as to whether a transcript of the hearing is available. Ms. Hissom will contact LSC to obtain one. The Board directed Ms. Hissom to create a spreadsheet to track expenses beginning in FY 04. Ms. Hissom reported that Dr. Exec. Sec. Report  
Budget report  
Dr. Ochterski:  
OPEP reports

Ochterski is still in compliance with OPEP. Ms. Hissom reported that a letter has been received from OPEP regarding Dr. Hysell. His recent sample came back positive. The other half of the split sample will be tested. Dr. Lahmers moved for Ms. Hissom to obtain information on the new test from OPEP. If positive, the Board will try to get Dr. Hysell to enter into a consent agreement. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Ms. Hissom stated that the Board had been faxed a copy of the client consent form from NOMAD spay and neuter program. Dr. Foster moved that a positive letter should be sent to NOMAD regarding proper release of animals, cursory pre-surgical examinations and record keeping. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Ms. Hissom reported that the OVMA newsletter had information regarding Dr. Vonderwell continuing to work in his clinic. Dr. Foster moved to send a letter reminding Dr. Vonderwell that he cannot practice veterinary medicine since his license has been revoked. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Ms. Hissom stated that she has received several phone calls regarding Beth Vesco. Ms. Hissom stated that shelters have called inquiring about the status of her license as Ms. Vesco is applying for veterinarian positions. Ms. Hissom also received a call reporting that Ms. Vesco has been spaying animals at her home. Dr. Foster moved to investigate the allegations. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Ms. Hissom reported that ODA is going to start a fisherie inspection program and is proposing an exemption from the Practice Act to allow certified fisherie inspectors to sign certificates. The bill was to leave committee last week but Ms. Hissom has not been notified if the exemption was included. Ms. Hissom stated that she prepared a policy regarding the issuance of temporary permits to students. Dr. Burt moved to approve the policy with corrections. Dr. Foster seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Ms. Hissom reported that she has been unable to reach the appropriate person at Veterinary Diagnostics to have the sample in file # 02-03-122 moved to ODA. Ms. Hissom reported that there were two newsletters included for the Board: AAVSB News and the ODA Quarterly News.

Dr. Hysell OPEP report

NOMAD: send letter

Dr. Vonderwell: Send letter re: Practice

Beth Vesco: Investigate

Dr. Gitz moved to acknowledge receipt of the following new complaints and the file numbers issued:

New Complaints Acknowledged

03-03-012 Carl Fixler  
03-03-013 Carl Fixler

03-03-014 Anonymous  
 03-03-015 Gillian Mirabelle  
 03-03-016 Dan Leever  
 03-03-017 Craig & Danielle Rotunda  
 03-03-018 Carla Rotunda  
 03-03-019 Candy Strong  
 03-03-020 Samantha Sherman, RVT  
 03-03-021 Glenn Ritchie  
 03-03-022 Kim Ray

Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye.

Dr. Foster moved to investigate alleged violations of R.C. 4741 in the case of 03-03-014, Anonymous. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye.

03-03-014  
 Invest.

Dr. Foster moved to find no violation of R.C. 4741 in the case of 03-03-022, Kim Ray. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck-aye.

03-03-0022  
 No Vio.

The Board acknowledged the hearing schedules issued to Michelle Muldoon, DVM, ACVIM, file # 02-03-086; Carol Rapisarda, DVM, file # 02-03-114; Carol Rapisarda, DVM, file # 02-03-087; Rudy Schneidhorst, DVM, file # 02-03-135 and George Uhrman, DVM, file # 02-02-105.

Hearing Schedules  
 Ack'd.

The Board acknowledged the results of the drug test of Dr. Overmeyer, file # 02-02-049.

02-02-049, D.  
 Overmeyer: ack.  
 Drug test results

Dr. Lahmers moved to approve the patient records of Daniel Overmeyer, DVM, file # 02-02-049; Mark Parker, DVM, file # 01-02-095; Lisa Kurtz, DVM, file # 00-01-120. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz-aye; Mrs. Buck-aye; Dr. Lahmers- aye; Dr. Burt- aye; Dr. Foster- aye.

App. Patient Rec.:  
 02-02-049; 01-02-095; 00-01-120

Dr. Burt moved to approve the following continuing education courses for veterinarians with the exception of Eastern Ohio VMA-Investment Topics- 1/16/02:

CE for vets

- Eastern Ohio VMA- 1.5 hrs. each
- 1. Lyphomas- 3/20/02

2. Acupuncture- 5/8/02
3. Canine Osteoarthritis: No excuse for pain- 9/11/02
4. A Discussion of the current controversies surrounding canine and feline vaccinations- 11/13/02
5. Medical & Surgical Therapy of Canine Hip Disease- 3/12/03
6. Paraneoplastic Syndromes: Medical Complications of Cancer- 5/14/03

Miami Valley Veterinary Medical Association- Changes in Wildlife Zoos over the Past 20 Years- 3/4/03- 2 hrs.

Monsato Science Symposium- 4/29-30/03- 7.5 hrs.

Standard Process, Inc.- Clinical Nutrition- Are you using it effectively?- 9/20-21/03- 12 hrs.

Fort Dodge Animal Health- Fel-O-Vax FIV A Breakthrough for Prevent. Of Feline AIDS- 4/29/03- 2 hrs.

Kilbuck Valley VMA- Producer Meeting- 2/18/03- 2.5 hrs.

OSU- 2003 Tri-State Dairy Nutrition Conference- 4/8-9/03- hr/hr

Foreign Animal Diagnostician Training- 11/408/02- 33 hrs.

Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye.

Dr. Burt moved to approve the following continuing education courses for veterinarians and registered veterinary technicians except the following Lake Erie Seminars- Using your computer to enhance your bottom line- 5/16/03:

CE for vets & RVTs

IDEXX Laboratories, Inc.- Hematology 101: Interp. The Hemagram- 3/2/403- 2 hrs.

Trinity Communications- Periodontal Disease in Dogs and Cats- 3/11/03- 1.5 hrs.

Trinity Communications- Flea Control 2003: Breaking the Life Cycle at the Host Level- 4/3/03- 1.5 hrs.

Veterinary Specialists Forum for Small Animal Practitioners- 9/20-21/03- hr/hr

Aquaculture America 2003- New Frontiers in Aquaculture- 2/19-21/03- hr/hr

Antech Diagnostics- Current Trends in Vet. Med.- 3/5/03- 2 hrs.

Fort Dodge Animal Health- Vaccine Controv.- 2/20/03- 2 hrs.

Lake Erie Seminars-

1. Four steps to treating Otitis Externa- 5/16/03- 2 hrs.
2. The application of rigid endoscopy into your practice- 5/17/03- 2 hrs.

3. Avoiding the pitfalls of managed care- 5/17/03- 1 hr.
4. Pain control for the 21<sup>st</sup> century- 5/17/03- 3 hrs

Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye.

Dr. Foster moved to approve licenses for the following: Renee Buell, Kimberly Warren, Desi Kelleher, Tracy Kuzio, and Shawn Brown. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Licenses App'd

Mrs. Buck moved to approve the CE waiver request of Amy Mead. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. CE waiver app'd

Dr. Foster moved to find no violation of R.C. 4741 in the case of 03-03-009, Elizabeth Benko. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. 03-03-009 No Vio.

Dr. Foster moved to find no violation of R.C. 4741 in the case of 03-03-011, Anna Schultz. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. 03-03-011 No Vio.

Dr. Lahmers moved to find no violation of R.C. 4741 in the cases of 03-03-012 and 03-03-013, Carl Fixler. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. 03-03-012 03-03-013 No Vio.

Dr. Foster moved to find no violation of R.C. 4741 in the case of 03-03-015, Gillian Mirabelle. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. 03-03-015 No Vio.

Dr. Lahmers moved to find no violation of R.C. 4741 in the case of 03-03-017, Craig & Danielle Rotunda, and 03-03-018, Carla Rotunda. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. 03-03-017 03-03-018 No Vio.

Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye.

Dr. Foster moved that the Board go into executive session at 10:45 a.m. for the purpose of reviewing the investigative reports. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Executive Session

Dr. Small declared the Board out of executive session at 10:50 a.m.

Dr. Foster moved to find no violation of R.C. 4741 in the case of 02-03-142, Anonymous. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. 02-03-142  
No Vio.

Dr. Foster moved to go into executive at 10:55 a.m. session for the purpose of hearing the AAG report. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Executive Session

Dr. Small declared the Board out of executive session at 11:05 a.m.

Dr. Small noted that lunch arrived.

Dr. Gitz left the room for discussion of correspondence on file # 02-02-047. Correspondence

The Board directed Ms. Hissom to respond to Douglas Carstens, file # 02-02-047, stating that there was no change in their decision and that the changes in the records had no bearing on the case.

The Board directed Ms. Hissom to respond to Beth Grossberg, file # 02-03-0138, explaining the complaint procedure and that there is no change in their decision.

The Board directed Ms. Hissom to respond to Patti Sturgill, file # 02-03-118, responding that there is no change in their decision.

Dr. Foster moved that the Board go into executive session at 12:45 p.m. for the purpose of reviewing the investigative reports. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye. Executive Session

Dr. Gitz and Dr. Burt left the room during discussion of file # 02-02-023.

Dr. Lahmers moved to find no violation of R.C. 4741 in the case of 02-02-023  
No Vio.

02-02-023, H. Bradford Hawley. Dr. Foster seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- abstain; Dr. Burt- abstain; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye; Dr. Small- aye.

Dr. Burt moved to approve the Stark Co. VMA- Thoracic Imaging seminar for 6 hrs. of CE for veterinarians and veterinary technicians. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Dr. Foster- aye; Mrs. Buck- aye.

CE Approval:  
Vets & RVT's  
Stark Co. VMA

Ms. Hissom reviewed the directives from today's meeting.

Directives

Dr. Small acknowledged that the next meeting will be held April 9, 2003, 8:30 a.m. on the 31<sup>st</sup> Floor.

Next meeting

Dr. Burt moved to adjourn the meeting at 1:10 p.m. Dr. Foster seconded the motion. Dr. Small adjourned the meeting.

Adjournment

\_\_\_\_\_  
Dr. Janet Small, President

\_\_\_\_\_  
Date

Attested to by:

\_\_\_\_\_  
Heather Hissom  
Executive Secretary