

OHIO VETERINARY MEDICAL LICENSING BOARD

MINUTES

May 8, 2002

Dr. Deborah Foster, President of the Ohio Veterinary Medical Licensing Board, called the May 8, 2002, meeting to order at 8:35 a.m. in the Board Room at 77 S. High Street, 31st Floor, Columbus, Ohio. Call to Order

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

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

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

Dr. Darrell Gitz, new board member, was introduced to the Board.

Dr. Burt moved to approve the April 10, 2002 Minutes. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. April 10, 2002
Minutes approved

Dr. Foster did not have a President's report. Pres. Rep.

Mrs. Buck attended the AVMA Task Force meeting in April. Sec. Rep.

Dr. Knapp had no 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. Exec. Sec. Report

Hissom reported that a few renewals are still coming in but that all renewals are nearly complete. Ms. Hissom reported that the Board's share of the computer resource center costs will be \$5,000 for FY 03. The program is based on yearly costs. Each board or commission then determines to opt-in. Ms. Hissom reported that she is working on getting the new copier through a rental program rather than purchase in lieu of the Governor's purchasing freeze. Ms. Hissom reported that the purchasing freeze has put the ability to purchase new computer equipment on hold. Ms. Hissom reported that a new constitutional amendment for the AAVSB was sent out with the packets. This change would reflect the new name change. The Board directed Ms. Hissom to vote for the change at the convention in July. Ms. Hissom reported that she had two referrals from ODA.

Ms. Hissom to vote
For AAVSB const.
changes

The Board directed Ms. Hissom to send a letter to Dr. Nick Fleming regarding reflecting the date of treatment and the owner's name on his records. Dr. Lahmers moved to assign a file number and investigate the referral regarding Dr. T. Pahnuis. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. Ms. Hissom reported that the IG has completed an investigation of the Board of Architects and a copy of the report was given to each board member. Ms. Hissom also stated the EuroVet was not referred to the OBP as they are uninterested as it does not involve prescriptions. Currently no board is able to address this matter. Ms. Hissom reported that she has received permission from OBM to make an offer on the compliance inspector position with a start date after July 1, 2002. Dr. Lahmers moved that Dr. Kooner be offered the compliance inspector position with a start date after July 1. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. Ms. Hissom reported that she spoke to the senior vet. tech. students at Columbus State on Monday. Ms. Hissom reported the Dr. Fred Birk sent in a letter requesting a waiver of CE hours for this renewal period due to health problems.

Dr. Fleming to rec.
Letter re: records

Dr. T. Pahnuis to
Be assigned file #
And investigated

Dr. Kooner to be
Offered C/I posit.

Dr. Small moved to grant Dr. Birk a CE waiver. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. Ms. Hissom stated that a copy of the form used for her annual performance evaluation and the OAVT newsletter had also been sent to the board.

Dr. Fred Birk- CE
Waiver granted

At 9:00 a.m. Dr. Foster commenced the public hearing on the pending rule changes.

Public hearing

The public hearing ended at 9:25 a.m.

Dr. Burt moved to accept new wording and refile revised version of 4741-1-22. Dr. Small seconded the motion. The motion passed by the following roll

call vote: Dr. Burt- aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. Refile 4741-1-22

Dr. Burt moved to acknowledge receipt of the following new complaints and the file numbers issued: New Complaints Acknowledged

- 02-02-026 Barry Jensen
- 02-02-027 Melissa Wilhelm
- 02-02-028 Anonymous
- 02-02-029 Shannon Clark
- 02-02-030 Brian Gilligan
- 02-02-031 Donna & Thomas Payne
- 02-02-032 Jennifer Frecker
- 02-02-033 Darlene Ramsey
- 02-02-034 David Freudenthal
- 02-02-035 Lisa Fife
- 02-02-036 Renee Weintraub
- 02-02-037 Jay Butler
- 02-02-038 Peggy Vick
- 02-02-039 Gayle Besecker
- 02-02-040 R. D. Ramseyer, DVM

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

Dr. Gitz moved to find no jurisdiction over fees and no violation of R.C. 4741 in the case of 02-02-027, Melissa Wilhelm. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Lahmers – aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. 02-02-027
No. juris./ No vio.

Dr. Burt moved to investigate alleged violations of R.C. 4741 in the case of 02-02-040, R.D. Ramseyer. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Lahmers – aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye. 02-02-040
Invest.

The Board acknowledged the 119 issued to Dr. Young, File # 01-02-127 and the request for hearing and hearing schedule for Dr. Troy Jones, file # 01-02-072, Dr. Beatrice Turk, file # 01-02-115 and Dr. Leo Kline Jr. and Leo Kline III, file # 01-02-094. Schedule & 119
Ack'd

The Board acknowledged discipline from NY regarding Dr. Steven Disc. Ack'd

Agoston and from the FDA regarding Dr. Franklin Pellegrini.

Dr. Lahmers moved to approve the patient records of Dr. Tim Henehan, file # 99-00-064 and Dr. Suzanne Wilcox, file # 01-01-023. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt- aye; Dr. Lahmers – aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.

99-00-064, 01-01-023 Pat. Rec. App'd

Dr. Burt moved to approve the following continuing education courses for veterinarians:

CE for Vets

- MedVet - Clinical Round Table - 4/17/02 - 1.25 hrs.
- North Central Conf of Vet Lab Diagnosticians - 41st Annual Conference - 6/10 & 11/02 - 11 hrs.
- Public Health Combined Conf - Where is Public Health . . . - 5/13-15/02 - 4 hrs. approved
- Stark Co. VMA - Juvenile Bone Diseases - 5/4/02 - 1.5 hrs.
- Butler Co. & Accuvet- Veterinary Laser Surgery - 4/1/02 -2.5 hrs.
- Penn Vet Supply- Dental Radiology Ultra-Tracks- 4/21/02 - 4 hrs.
- VIN - Organ System & ABVP Core Examination Review - 4/4 - 5/30/02 - 16 hrs.

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

Mrs. Buck moved to approve the following continuing education requests for registered veterinary technicians:

CE for RVT's

Ethicon

1. Anatomy & Physiology - Solid Organ - 8/1/02 - 1.5 hrs.
2. Comparative Anatomy Solid Organ - 8/29/02 - 1.0 hrs.
3. Anatomy & Physiology GYN - 9/12/02 - 1.5 hrs.
4. Comparative Anatomy GYN - 10/10/02 - 1.5 hrs.
5. Anatomy & Physiology - CV - 10/24/02 - 2 hrs.
6. Anatomy & Physiology - Thoracic - 11/21/02 - 1.5 hrs.
7. Comparative Anatomy - Thoracic & CV - 12/5/02 - 1.0 hrs.
- VIN - Fundamentals of Toxicology - 5/22-29/02 - 4 hrs.

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

Mrs. Buck moved to approve the following continuing education

requests for registered veterinary technicians and veterinarians:

CE for vets & RVTs

VCA- Respiratory Medicine - 4/27/02 - 6 hrs.; 4/28/02 - 6 hrs.
University of Nevada - Equine Behavior Short Course -
9/28&29/02 - hr/hr
Shearing Plow Animal Health - Vaccine Protocols - 5/15/02 -
1.5 hrs.
Thompson Vet Health Care - 2002 Central Veterinary Conf -
8/17-20/02 - hr/hr.
VIN

1. Giardia - 4/7-17/02 - 1.5 hrs.
2. CBC - 7/28-8/6/02 - 1.5 hrs.
3. Basic Reptile Medicine - 8/5-9/30/02 - 16 hrs.

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

Dr. Lahmers moved to approve licenses for the following: Martin Allen,
Angelika Farrell, and Manju Gauri Ranga Kunchur. Mrs. Buck seconded the
motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Small
- aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

Licenses App'd

Dr. Lahmers moved to investigate alleged violations of R.C. 4741 in the
case of 02-02-006, Shirley Morrison. Dr. Burt seconded the motion. The motion
passed by the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr.
Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

02-02-006
Invest.

Mrs. Buck moved to find no violation of R.C. 4741 in the case of 02-02-
021, Karen Blair. Dr. Lahmers seconded the motion. The motion passed by the
following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr.
Gitz- aye; Mrs. Buck- aye.

02-02-021
No Vio.

Dr. Lahmers moved to investigate alleged violations of R.C. 4741 in the
case of 02-02-023, H. Bradford Hawley. Dr. Burt left the room for discussion
on this complaint. Dr. Small seconded the motion. The motion passed by the
following roll call vote: Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs.
Buck- aye; Dr. Burt- abstain.

02-02-023
Invest.

Dr. Burt moved to find no violation of R.C. 4741 in the case of 02-02-
024, Nancy Newpoff. Mrs. Buck seconded the motion. The motion passed by

02-02-024
No Vio.

the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

Dr. Small moved to find no violation of R.C. 4741 in the case of 02-02-025, Bonnie Ann Grant. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

02-02-025
No Vio.

Mrs. Buck moved to find no violation of R.C. 4741 in the case of 02-02-028, Nancy Finn. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

02-02-028
No Vio.

Dr. Burt moved to find no violation of R.C. 4741 in the case of 02-02-030, Brian Gilligan. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

02-02-030
No Vio.

Dr. Small moved to find no jurisdiction in the case of 02-02-032, Jennifer Frecker. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

02-02-032
No Juris.

Dr. Lahmers moved to find no violation of R.C. 4741 in the case of 02-02-034, David Freudenthal. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Small - aye; Dr. Lahmers- aye; Dr. Gitz- aye; Mrs. Buck- aye.

02-02-034
No Vio.

Dr. Small moved that the Board go into executive session at 11:00 a.m. for the purpose of reviewing the investigation reports. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.

Executive Session

Dr. Foster declared the Board out of executive session at 11:40 a.m.

Dr. Burt moved to find no violation of R.C. 4741 in the case of 01-02-125, James Henehan. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.

01-02-125
No Vio.

Mrs. Buck moved to find no violation of R.C. 4741 against Dr. S. Burgin, to issue a 119 for violations of R.C. 4741.22(A) and (Q) and OAC 4741-1-

02-02-007
Issue 119/ Refer to

<p>03(B)(6)(a) against Dr. J. Southard and refer Erin McCarthy to the prosecutor in the case of 02-02-007, Anonymous. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.</p>	<p>Pros.</p>
<p>Dr. Gitz moved to find no violation of R.C. 4741 in the case of 01-02-118, Katrina Ault. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Mrs. Buck- abstain. Mrs. Buck left the room during discussion of this case.</p>	<p>01-02-118 No Vio.</p>
<p>Dr. Small moved to find no violation of R.C. 4741 in the case of 02-02-019, OVMLB. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.</p>	<p>02-02-019 No Vio.</p>
<p>Dr. Small moved to issue a 119 for violations of R.C. 4741.22 (A), (T) and (AA) and OAC 4741-1-03 (B)(2)(b), (B)(6)(a) and (c) and (B)(7)(c) and (d) in the case of 01-02-095, John Lehew. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.</p>	<p>01-02-095 Issue 119</p>
<p>Dr. Burt moved to accept the compliance inspection response after investigation of Dr. Joe Fergus, file # 01-02-119. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.</p>	<p>01-02-119 C/I response</p>
<p>Dr. Foster noted that lunch arrived.</p>	
<p>Mrs. Buck moved that the Board go into executive session at 12.35 a.m. for the purpose of hearing the AAG report. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Burt-aye; Dr. Lahmers- aye; Dr. Small- aye; Dr. Gitz- aye; Mrs. Buck- aye.</p>	<p>Executive Session</p>
<p>Dr. Foster declared the Board out of executive session at 12:55 a.m.</p>	
<p>The Board acknowledged correspondence from the AVMA regarding the ECFVG program, a letter from the AAVSB regarding additional constitutional changes, a letter from Dr. Bruce Wolf regarding questions on nail trimming and the OVMA regarding the record keeping rule. The Board directed Ms. Hissom to respond to the letter from Dr. Wolf and to set up a meeting with the OVMA regarding record keeping.</p>	<p>Correspondence Ack'd</p>
<p>Dr. Lahmers moved to approve changes to the policy manual with</p>	<p>Policy Manual</p>

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

The Board discussed the PAVE program and directed Ms. Hissom to obtain more information regarding the first graduating group and their qualifications. PAVE program

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

Dr. Small acknowledged that the next meeting will be held June 12, 2002, 8:30 a.m. in the Board Room, 31st Floor, Riffe Center. Next meeting

Dr. Burt moved to adjourn the meeting at 1:35 p.m. Dr. Small seconded the motion. Dr. Foster adjourned the meeting. Adjournment

Dr. Deborah A. Foster, President

Date

Attested to by:

Heather Hissom
Executive Secretary