

OHIO VETERINARY MEDICAL LICENSING BOARD

MINUTES

July 14, 2004

Dr. Jerry Lahmers, President of the Ohio Veterinary Medical Licensing Board, called the July 14, 2004, meeting to order at 9:05 a.m. in East B at 77 S. High Street, 31st Floor, Columbus, Ohio. Call to Order

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

Dr. Janet Small	present
Dr. Darrell Gitz	present
Dr. James Burt	absent
Janet Buck, RVT	present
Dr. Jerry Lahmers	present
John Bentine	present

Dr. Lahmers acknowledged the attendance of Heather Hissom, Executive Secretary, Donna Fickel, Secretary, and Martine Jean, AAG. Attendance Staff

Dr. Gitz moved to approve the June 9, 2004 Minutes. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye, Mrs. Buck-aye, Mr. Bentine-abstain; Dr. Lahmers- aye. June 9, 2004 Minutes approved

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

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

There was no OVMA liaison report. OVMA liaison

Heather Hissom, Executive Secretary, reported that the directives from the last board meeting had been completed. Ms. Hissom reported that the board is now in test mode with the CAVU system. Conversion to the system will take place in August, 2004. The Board needs to determine what type of information should be available for the public to see. Ms. Hissom will email the link to the Board with some examples of how other boards are posting their data. Ms. Hissom stated that at this time no fee Exec. Sec. Report
CAVU
Budget

increase is proposed for the FY 06-07 budget. The Board's budget request is due July 15, 2004. Ms. Hissom stated that the OVMA has responded with various dates for a meeting regarding Practice Act changes. The Board suggested meeting on September 8th after the board meeting and using the board meeting room. Ms. Hissom stated that there is a veterinarian practicing at MedVet without a license. The license was not renewed in March, 2004. Dr. Gitz moved to send a cease & desist letter to the veterinarian. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small-aye; Mrs. Buck- aye; Mr. Bentine- aye. Ms. Hissom also stated that Bayer had called to report a veterinarian operating an online store on EBay selling Frontline and Advantage. The board determined to take no action at this time. Ms. Hissom stated that James Hagely, DVM who had been investigated for practicing without a license and criminal charges referred to the prosecutor was still practicing. Mr. Bentine moved to file an injunction to prevent Dr. Hagely from continuing to practice. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small-aye; Mrs. Buck- aye; Mr. Bentine- aye. Ms. Hissom stated that a couple of articles from DVM magazine and the National Board Report were also included in the board packets.

OVMA meeting re:
Practice Act

Cease & Desist to
Dr. J. Gordon

Dr. operating online
Store on EBay

James Hagely,
Practicing w/o lic.

Mrs. Buck moved to acknowledge receipt of the following new complaints and the file numbers issued:

New Complaints
Acknowledged

04-04-069 Carol Lauderbaugh
04-04-070 Herman Wittlin
04-04-071 Paul Hunter
4-04-072 Deborah Foster, DVM
04-04-073 Carlos De LaVega
04-04-074 Gale Schnetzer
04-04-075 Linda Fraleigh

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

Dr. Small moved to investigate alleged violations of R.C. 4741 in the case of 04-04-071, Paul Hunter, DVM, by attempting to buy heartworm medication over the counter. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

04-04-071
Invest.

Dr. Gitz moved to find no jurisdiction in the case of 04-04-073, Carlos De La Vega, and to refer the case to the Consumer Protection section of the Attorney General's Office. Mr. Bentine seconded the motion. The

04-04-073
No Juris./ Refer

motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine-aye.

Dr. Gitz moved to acknowledged the 119 issued to file 03-04-101 Herbert Topp, DVM; 03-04-137 Dana King, DVM; 03-04-142 Lisa Hart, DVM; 03-04-151 Nancy Arends, RVT; and 04-04-019 Gerard Farkas, DVM. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine-aye. Ack. 119

The Board acknowledged the hearing requests from 03-04-101 Herbert Topp, DVM; 03-04-137 Dana King, DVM;03-04-142 Lisa Hart, DVM; and 04-04-019 Gerard Farkas, DVM. Ack. Hearing Requests

Dr. Small moved to approve the patient record submitted by Rudy Schneidhorst, DVM, file # 02-03-135. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine-aye. Patient Records

Dr. Gitz moved to approve the essay submitted by Jodi Smith, DVM, file # 03-04-140. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine-aye. Essay App'd

Mrs. Buck moved to approve the following continuing education courses for veterinarians: CE for vets

- MedVet – Allergy Testing & Immunizations – 6/9/04 – 1.25 hrs.
- Springfield Area VMA – Current Issues in Dermatology – 4/13/04 – 1.5 hrs
- ODA – Incident Command System – 9/21-24/04 – 24 hrs
- North Coast Veterinary Specialists
 1. Hypertension – 2/16/04 – 1hr
 2. Feline Lower Urinary Tract Inflammation – 3/15/04 – 1 hr
 3. Chemotherapy Complications – 3/29/04 – 1 hr
 4. Interpreting the Hemogram – 4/19/04 – 1 hr
 5. A Sick Dog – Could it be Cancer – 5/10/04 – 1 hr
 6. Practical Cytology – 5/17/04 – 1 hr
 7. Current Veterinary Endocrinology – 5/24/04 – 1 hr
- Pfizer – Pain Management Outing – 6/14 & 15/04 – 8 hrs
- VIN – Organ System & Core Examination Review Mod B – 6/16-8/11/04 – 16 hrs
- The Care Center – Radiology/Orthopedic/Medical Review – 1/12/04, 2/9/04, 3/8/04, 4/12/04,5/10/04, 6/14/04 – 1.5

hrs each session.

VMAT – Large Animal Emergency Rescue Training – 5/21-23/04 – 21 hours

ODA – Foreign Animal Disease Session – 6/6/04, 7/13/04, 7/20/04, 7/27/04, 8/3/04, 8/10/04 – 4hrs each session

Butler-Warren County VMA

1. Updates in Immune Mediated Diseases –3/9/04 – 2 hrs

2. Canine & Feline Dentistry – 5/11/04 – 2 hrs

Ft. Dodge–Immunology Made Simple–6/8 & 9/04 – 2.5 hrs each

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

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

CE for RVTs

Med Vet

1. Ophthalmology Diseases – 7/17/03 – 1 hr

2. Congestive Heart Failure in Dogs – 5/19/04 – 1 hr

VIN

1. Basic Hematology – 6/28-7/25/04 – 4.5 hrs

2. Basic Receptionist Skills – 9/8-10/14/04 – hr/hr

3. Practice Management – 10/4-11/11/04 – 6 hrs

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

Mrs. Buck moved to approve the following continuing education courses for veterinarians and registered veterinary technicians, except USDA Orientation – 4/13-15/04 – hr/hr and INCE Protect your Practice – 8/9-12/31/04 – 1 hr:

CE for vets & RVTs

Veterinary Dental Concepts – Periodontal Disease – 6/1/04 and 6/9/04 – 1.5 hrs

Ft. Dodge – Extended Protocols – 5/11/04 – 2 hrs

USDA Veterinary Services Career Program

1. Emerging Issues – 5/18-20/04 – hr/hr

INCE

1. Zoonotic Helminths Protecting your Patients & Practice – 8/2-12/31/04 – 1 hr

Pfizer

1. How to Practice Critical Care Medicine – 5/24/04; 7/1/04 - - 1.5 hrs ea.

2. Blood Pressure Monitoring – 5/25/04; 5/26/04; 6/28/04; 6/29/04; 6/30/04; 7/1/04; 1 hr ea.
3. Practical Use of CRI's – 5/25/04 – 1 hr
4. Placement of Central Lines – 5/25/04; 6/29/04; 6/30/04; 7/1/04 – 1 hr ea
5. Immune Mediated Hematologic Dis.–5/25/04–1 hr
6. Oxygen Therapy – 5/26/04; 6/28/; 6/29/04; 7/1/04 – 1 hr ea.
7. Shock & Fluid Therapy – 5/26/04; 6/29/04; 7/1/04 – 1 hr ea.
8. Analgesia for Critical Patient – 6/28/04; 6/29/04 – 1.5 hrs ea.
9. CPR – 6/28/04; 6/29/04 – 1.5 hrs ea.
10. Placement Esophagostomy Tubes – 6/29/04 – 1 hr
11. Transfusion Medicine – 6/29/04 – 1.5 hrs
12. Acute Renal Failure – 6/30/04 – 1 hr
13. Placement of Chest Tubes – 6/30/04 – 1 hr
14. Bone Marrows – 6/30/04 – 1 hr

Ethicon

1. AALAS Training Series – 4/7/04; 4/23/04; 5/14/04; 5/21/04; 6/9/04; 6/18/04 – 1 hr ea
2. Standard Operating Procedure for Good Laboratory Practices – 5/4/04 – 8 hrs
3. Hearing Conservation in the Vivarium–5/24/04 – 1 hr
4. Ergonomics – 6/14/04 - .5 hr

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

Dr. Gitz moved to approve licenses for the following: David Dubusky, Betsy Goldenberg, Corey Griffiths, Cynthia Sekula, Keith Stein, Dana Jacobson, Jillian Bidinger, Cathryne Wittlinger, Mary Buelow, Jayce Lineberger, Odette O, Michael Cinotti, Christopher Beinlich, Kimberly Epstein-Williams West, Laura Nusbaum, Carol Pabin, Lisa Uhrig, Andrea Goodnight, Michelle Santangelo, Shannon Snoke, Sara Wentworth, Aimee Berliner, John McCullough IV, A. Catherine O'Keefe, Douglas Walther, Jayme Beinlich, Hallie Berman, Julie Byron, Sarah Ford, Kara Freshwater, Shawn Kennedy, Sarah McNamee, Emily Miller, Carol Radinsky, Cynthia Sagel, Nathan Taylor, Elizabeth Tittl, Sara Wells, Jessica Alcorn, J. Sue Ault, Thomas Baltzell, Caroline Barnum, Lynne Bird, Julie Bode, Scott Cable, Cristin Callahan, Julie Forquer, Wendy Frisch, Sandra Gebhart, Joy Harkins, Brian Harr, Jennifer Holland, Megan Hura, Jean Joo, Heidi Knoblich, Laura Kozminski, Jaime Lambert, Tracy Oakes Luttrell, James McGrain,

License App'd

Jennifer Mills, Stephanie Mitro, Diane Ott, Amy Schumacher, Melissa Shardy, Alison Skala, Nicole Steinbeck, Evanne Szabo, Travis Thompson, Megan Tomich, April Vasquez, Werner Wegener, Jr. , Erin Williamson, Travis Heskett, Lydia Love, and Jason Risely. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

Dr. Small moved to find no violation of R.C. 4741 in the case of 04-04-059, Mark Naddaf. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

04-04-059
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-064, Frank & Peggy Zimmer. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

04-04-064
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-066, Kristin Burns. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

04-04-066
No Vio.

Mrs. Buck moved to go into executive session at 11:00 a.m. for the purpose of reviewing the investigative reports. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

Executive session

Dr. Lahmers declared the board out of executive session at 12:00 p.m.

Dr. Lahmers left the meeting during discussion of file # 03-04-115.

Dr. Gitz moved to table the case of 03-04-115, Greg Nign, for lack of quorum. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

03-04-115
Table

Dr. Gitz move to find no violation of R.C. 4741 and to send a compliance inspection letter in the case of 03-04-142, Rita Jermann. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

03-04-142
No vio./ C/I letter

Dr. Gitz moved to close the case of 04-04-024, Miranda Arnold, due

04-04-024

to the death of the involved veterinarian. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye. Close

Dr. Gitz moved to issue a 119 for violations of R.C. 4741 in the case of 04-04-033, Patty Smith for violations of R.C. 4741.22(A), (C), and (R), O.A.C. 4741-1-21 and 47414-1-05. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye. 04-04-033
Issue 119

Mrs. Buck moved to pursue an injunction for practicing without a license in the case of 04-04-054, OVMLB. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye. 04-04-054
Injunction for Pract.
w/o License

Dr. Small moved to refer employees of the Portage County APL for practicing veterinary medicine without a license and issue 119's to the involved veterinarians for permitting their DEA and pharmacy licenses to be used in the case of 04-04-012, Elizabeth Lupi. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye. 04-04-112
Refer to Pros./ Issue
119's

Dr. Gitz moved to amend the motion in case 04-04-033, Patty Smith, to refer the case to the prosecutor for practicing without a license. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye. 04-04-033
Refer to Pros.

Dr. Lahmers noted that lunch arrived.

Dr. Small moved to go into executive session at 1:00 p.m. for the purpose of hearing the AAG report.

Dr. Lahmers declared the board out of executive session at 2:15 p.m.

Mrs. Buck moved to accept the settlement agreements in the following cases: 03-04-098, Donald Smith, DVM; 04-04-058, Eric Schertel, DVM, John Gordon, DVM, Jonathan Shiroma, DVM, Robert Starkey, DVM; 02-02-028, Patrick Hysell, DVM; 04-04-014, Benedict Heydinger, DVM and Robert McClung, DVM; 03-04-141, Kim Davis, RVT and James Lehnerd, DVM. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye. Accept Settlement's
03-04-098, 04-04-
058, 02-02-028, 04-
04-014, 03-04-141

The Board reviewed correspondence from Grace Antisdell, #04-04- Correspondence

028, and Purina. The Board directed a response to Purina with a copy of the definition of the practice of veterinary medicine.

Dr. Gitz moved to investigate alleged violations of R.C. 4741 in the case of 04-04-018, Dominique Roberts. Mr. Bentine seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Small- aye; Mrs. Buck- aye; Mr. Bentine- aye.

04-04-018
Invest.

The Board discussed the OVMA Practice Act. The Board's main concerns are the confidentiality provisions and the non-vet ownership issue.

P.A. revisions

The Board signed licenses.

Licenses signed

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

Directives

Dr. Lahmers acknowledged that the next meeting will be held August 11, 2004, 8:30 a.m. on the 31st Floor.

Next meeting

Dr. Small moved to adjourn the meeting at 3:10 p.m. Dr. Gitz seconded the motion. Dr. Lahmers adjourned the meeting.

Adjournment

Dr. Jerry Lahmers, President

Date

Attested to by:

Heather Hissom
Executive Secretary