

OHIO VETERINARY MEDICAL LICENSING BOARD

MINUTES

May 25, 2004

Dr. Jerry Lahmers, President of the Ohio Veterinary Medical Licensing Board, called the May 25, 2004, meeting to order at 8:35 a.m. in Room 1936 at 77 S. High Street, 19th Floor, Columbus, Ohio.

Call to Order

Dr. Lahmers directed the Executive Secretary to call roll:

Roll Call

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

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

Attendance
Staff, AAG

Dr. Burt moved to approve the April 14, 2004 Minutes. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye, Mrs. Buck-aye, Dr. Burt-aye.

April 14, 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 due to delays in implementing CAVU the money will be held over into the next fiscal year. The board's data has not been converted as of yet and no conversion schedule has been published. Ms. Hissom reported that the board's budget is due to OBM on July 15. Ms. Hissom stated at this time there are no plans to request a fee increase. Ms. Hissom stated that she received a call from a veterinarian in Toledo inquiring into the proper procedure for an ovariohysterectomy and leaving the ovaries

Exec. Sec. Report

behind. The board requested that a formal written complaint be filed. Ms. Hissom stated that the Auditor's report will be out. No deficiencies were found but the board will need to update some policies. Ms. Hissom requested that the board approve the NAVLE scores from the April examination. Dr. Burt moved to accept the NAVLE scores. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz-aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt-aye. Ms. Hissom reported that the latest OAVT newsletter was included with the board mailing.

NAVLE scores approved

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

New Complaints Acknowledged

- 04-04-047 Eric Smith
- 04-04-048 Lynn Montag
- 04-04-049 Laura Hammel
- 04-04-050 Eddie Payne
- 04-04-051 Kristina Black
- 04-04-052 Clara Diakakis
- 04-04-053 OVMLB
- 04-04-054 OVMLB
- 04-04-055 Diane Kinney
- 04-04-056 Renee Baus
- 04-04-057 David Desko
- 04-04-058 OVMLB

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

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-055, Diane Kinney. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-055
No Vio.

Dr. Gitz moved to investigate alleged violations of R.C. 4741 in the case of 04-04-057, David Desko. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt-aye.

04-04-057
Invest.

Patient records reviewed was tabled until the June meeting.

Patient Records

The Board acknowledged the 119 issued to file #04-04-014 Benedict Heydinger, DVM, file # 03-04-141 James Lehnerd, DVM; file #03-04-141 Kim Davis, RVT; file # 04-04-014 Robert McClung, DVM;

Ack. 119

file # 03-04-139 Borys Pakush, DVM

Dr. Burt moved to go into executive session at 8:45 a.m. to review the report and recommendation of the hearing examiner in the case of Michelle Muldoon, DVM. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt-aye.

Executive Session

Dr. Lahmers declared the board out of executive session at 8:50 a.m.

Dr. Gitz moved to accept the finding of fact and recommendation of the hearing examiner in file # 02-03-086, Michelle Muldoon, DVM. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt-aye.

R&R 02-03-086
Michelle Muldoon,
DVM

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

CE for vets

- Central OH VMA & Pfizer – Update on BVD and Lepto Vaccinations – 4/13/04 – 1 hr
- MedVet – Clinical Roundtable – 4/20/04 – 1.25 hr
- Veterinary Internal Referral – Clinical Pathological Conf – 4/14/04 – 1 hr
- Toledo VMA – Atopic Dermatitis – 4/14/04 – 1.5 hrs
- OSU –Public Health Forum–Animal Populations and Their Effects on Environment–6/17/04–6 hrs
- Stark County VMA – Canine Mass Tumors, Diagnosis & Treatment – 5/18/04 – 2 hrs
- Eastern OH VMA – Treatment Approach to the Critical Patient – 5/5/04 – 1.5 hrs
- OH Assoc of Boards of Health – Public Health Leaders on the Go – 5/10-12/04 – hr/hr
- OSU – Basic & Advanced Ultrasound Courses – 5/15-16/04 – 6 hrs each day
- VIN
- 1. Exotic & Emerging Animal Diseases: Remember the Zebras – 5/20-7/1/2004 – 6 hrs ea sess
- 2. Equine Reproduction: Infertility Topics – 5/16-5/24/2004 – 1.5 ea sess
- Pfizer Animal Health – Respiratory Disease Mgt Workshop - 3/2-3/04 – 6 hrs

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

aye.

Mrs. Buck moved to approve the following continuing education courses for registered veterinary technicians except VIN, Intermediate Receptionist/Front Office Skills – 4/29-5/27/2004 – 4.5 hrs:

CE for RVTs

American Holistic Vet Med Assoc – Annual Conference – 9/10-14/04 – hr/hr

Veterinary Referral Clinic & Emergency Center – Aseptic Technique, Blood pressures, Arteries, Catheter Placement - 5/15/04 – 4 hrs

VIN-

1. The Complete Urinalysis – 5/22-7/2/2004 – 7.5 hrs
2. Dentistry for Veterinary Technicians – 7/29-9/3/04–8 hrs
3. Basic Ventilation: An Introduction to Mechanical Ventilation – 6/18-7/17/2004 – 4.5

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

Dr. Burt moved to approve the following continuing education courses for veterinarians and registered veterinary technicians:

CE for vets & RVTs

K-9's For Companion – Talk to the Paw – 9/18/04 – 6 hrs

Antech Diagnostics, Greater Cincinnati Veterinary Specialists - An Evening with The Specialists -4/14/04 – 2 hrs

Innovative Veterinary Diets–Periodontal Disease–4/21/04–2 hrs

Charles River Laboratories–Laboratory Animal Care & Use– 6/14-17/04 – hr/hr

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

Dr. Gitz moved to approve licenses for the following: Amy Elizabeth Walker, Kimberly M. Wolf, Conan B. Crocker, Sylvia M. Neumann, Jay C. Ryan, Evelyn Laura Orenbuch, Henry L. Gendron, Erin G. Roe, Deanna M.W. Schaefer, Jerri Smith, Kayla Stewart. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

License App'd

Dr. Burt moved to approve the license of Sonia Amador, DVM. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

Sonia Amador, DVM: license app'd

<p>Dr. Gitz moved to approval the renewal of Mark Weingold, DVM. Mrs. Buck moved to second the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Small- aye.</p>	<p>J. Michael Barnes, DVM-app. renewal</p>
<p>Dr. Gitz moved to grant a continuing education waiver to John Liggett, DVM. Dr. Liggett will need sixty (60) hours next renewal. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>John Liggett, DVM- CE Waiver granted</p>
<p>Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-046, Sandra Dillon, but to schedule a compliance inspection. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-046 No Vio.</p>
<p>Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-037, Michael Denberg. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-037 No Vio.</p>
<p>Mrs. Buck moved to investigate alleged violations of R.C. 4741 in the case of 04-04-039, Brian Holmgran. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-039 Invest.</p>
<p>Dr. Burt moved to find no violation of R.C. 4741 in the case of 04-04-040, Rosanne Fenstermaker. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-040 No Vio.</p>
<p>Mrs. Buck moved to find no violation in the case of 04-04-041, Mary Egolf. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-041 No Vio.</p>
<p>Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-042, Jennifer Meikle. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-042 No Vio.</p>
<p>Mrs. Buck moved to find no violation of R.C. 4741 in the case of 04-04-043, Lora Withrow. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.</p>	<p>04-04-043 No Vio.</p>

Mrs. Buck moved to find no violation of R.C. 4741 in the case of 04-04-044, Mellisa Goetz. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-044
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-048, Lynn Montag. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-048
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-049, Laura Hammel. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-049
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 04-04-052, Clara Diakakis. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-052
No Vio.

Dr. Lahmers noted that lunch arrived.

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

Executive Session

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

Dr. Gitz moved to find no violation of R.C. 4741 and to conduct a follow-up compliance inspection in the next six months in the case 03-04-126, Anne McBride. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

03-04-126
No Vio./ C/I

Dr. Gitz moved to issue a 119 for violations of R.C. 4741.22(T) and (W) in the case 04-04-019, OVMLB. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-019
Issue 119

Dr. Burt moved to table the case of 04-04-022, Bradley Neusmeyer,

04-04-022

for lack of quorum. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.	Table
Dr. Gitz moved to find no violation of R.C. 4741 in the case 04-04-027, Debbie Fink. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.	04-04-027 No Vio.
Mrs. Buck moved to accept the compliance inspections and to send letters regarding pharmacy licenses to practices without one. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.	C/I
Dr. Burt moved to accept the compliance letter from Beatrice Turk, DVM, and advise her to check drug inventory more than once per year. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt-aye.	C/I letters
The Board acknowledged and reviewed the correspondence received from Grace Antisdell, file # 04-04-028. The Board determined that no new information was presented and the case would not be reopened.	Correspondence
Mrs. Buck moved to maintain the repayment schedule contained in the settlement agreement for Carol O. Rapisarda, DVM. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt-aye.	Carol O. Rapisarda, DVM: maintain S.A.
Dr. Gitz moved to go into executive session at 12:40 p.m. to review the investigative reports tabled and to hear the AAG report. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.	Executive Session
Dr. Lahmers declared the board out of executive session at 2:20 p.m.	
Dr. Burt moved to find no violation of R.C. 4741 in the case 03-04-087 and 03-04-088, John Bradbury, DVM, and to send a letter regarding large animal recordkeeping. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.	03-04-087/ 03-04- 088 No Vio.
Mrs. Buck moved to issue a 119 for violations of R.C. 4741.22(A) and (AA) and O.A.C. 4741-1-03(A) and (B)(3)(b), (B)(5)(h), (B)(8),	03-04-101 Issue 119

(B)(6)(a) and (c) in the case 03-04-101, Kimberly Danner. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

Mrs. Buck moved to refer the case to the prosecutor and send a letter to the veterinarian involved regarding recordkeeping in the case 03-04-133, OVMLB. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

03-04-133
Refer to Pros.

Dr. Gitz moved to issue a 119 for violations of R.C. 4741.22(A) and O.A.C. 4741-1-03(A) in the case 03-04-137, Sarah Gillis. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

03-04-137
Issue 119

Dr. Gitz moved to issue a 119 for violations of R.C. 4741.22(A) and O.A.C. 4741-1-03(B)(3)(b), (B)(8), (B)(6)(a) and (c) in the case 03-04-151, Anonymous. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

03-04-142
Issue 119

Mrs. Buck moved to issue a 119 for violations of R.C. 4741.22(X) in the case 03-04-151, James Sumner. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

03-04-151
Issue 119

Dr. Gitz moved to table the case of 04-04-018, Dominique Roberts and request additional treatment records from the veterinarian. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Lahmers- aye; Mrs. Buck- aye; Dr. Burt- aye.

04-04-018
Table

The Board tabled the OVMA Practice Act changes until the June meeting.

Practice Act:
Tabled

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

Directives

Dr. Lahmers acknowledged that the next meeting will be held June 6, 2004, 8:30 a.m. on the 31st Floor.

Next meeting

Dr. Burt moved to adjourn the meeting at 3:10 p.m. Mrs. Buck seconded the motion. Dr. Lahmers adjourned the meeting.

Adjournment

Dr. Jerry Lahmers, President

Date

Attested to by: _____
Heather Hissom
Executive Secretary