

The Ohio Veterinary Medical Licensing Board

77 South High Street, 16th Floor, Columbus, Ohio 43215-6108



MEETING MINUTES July 14, 2010

• Public Rules Hearing:

Dr. James Hearst, President of the Ohio Veterinary Medical Licensing Board called the Public Rules Hearing to order at 8:35 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio for Rule 4741-1-13; Livestock Management and Rules 4741-4-01, 4741-4-02, 4741-4-03, 4741-4-04 and 4741-4-05; Accessing Confidential Personal Information. Jack Advent, Executive Director of the Ohio Veterinary Medical Association (OVMA), gave testimony regarding Rule 4741-1-13, Livestock Management Practices.

Dr. Hearst concluded the Public Rules Hearing at 8:42 a.m.

• Call to Order:

Dr. James Hearst, President of the Ohio Veterinary Medical Licensing Board called the July 11, 2010 meeting to order at 8:42 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio.

• Acknowledge Staff, AAG & Guests:

Dr. Hearst acknowledged the attendance of Theresa Stir, Executive Director, Angela Mann, Licensure Coordinator taking minutes for the Board and Barry McKew, Assistant Attorney General. He also acknowledged the following guests: Tammy Wynn, RVT, with Angel's Paws, Jack Advent, Michelle Holdgrove and Linda Lord, DVM, with OVMA, Bill Winsley and Mark Keeley with the Pharmacy Board and Rick Hepp and Mike Leonard from Cleveland Channel 3 News.

• Roll Call:

Renee Jessen, RVT	present
Dr. Paul Stull, DVM	present
Dr. Roger Redman, DVM	present
Dr. Timothy Kolb, DVM	present
Dr. Lisa Mach, DVM	present
Dr. James Hearst, DVM	present

- **June 2010 Minutes Approved:**

Dr. Kolb moved to approve the June board meeting minutes as written. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

- **President's Report:**

There was no report from the President.

- **Secretary's Report:**

There was no report from the Secretary.

- **OVMA Liaison:**

Mr. Advent, Dr. Lord and Mr. Winsley addressed the Board regarding potential legislative changes to ORC 4729.531 related to permitting euthanasia technicians at animal shelters to sedate animals prior to euthanization. The potential law change will also place the certification and regulation of euthanasia technicians under the authority of the Ohio Veterinary Medical Licensing Board.

- **OAVT Liaison:**

There was no report from the OAVT liaison.

- **Public Participation:**

Tammy Wynn, RVT, with Angel's Paws addressed the Board as a follow up regarding her inquiry at last months meeting about her animal hospice program. Ms. Wynn asked the Board for clarification on a valid client-patient-relationship (VCPR) and the euthanasia process. The Board explained to Ms. Wynn that a VCPR with a veterinarian has to occur to even begin the process of euthanasia. The veterinarian supplying the drugs necessary and the authorization to euthanize must have the VCPR. Ms. Stir suggested to Ms. Wynn that she provide the Board with a progress report in one year regarding her business. Ms. Wynn stated that she will be happy to.

- **Executive Director Report:**

Directives – Ms. Stir stated that the June Board meeting directives have been completed.

Rules – Ms. Stir provided the Board members with the new version (July 2010) of the Law and Rules book. She informed the Board that there is an error in the Rule (OAC) index section; due to how the context was printed the numbers do not match up with the correct titles.

Annual Report – Ms. Stir provided the Board with a draft copy of the Annual Report required by law to be submitted to the Governor. Once it is submitted to the Governor, the final version will be posted on the Board's website.

Fiscal – Ms. Stir provided the Board with fiscal year end reports. She also informed the Board that OBM recently told all state agencies that they are going to be charged a \$12.00 fee for each travel entry entered into the OAKS system. Additionally, Ms. Stir is still waiting to hear what is going to occur with the 4K9 fund.

Legislative Update – Ms. Stir provided the Board with a current edition of the Legislative Report. She explained that the Legislators are on summer break so there is little activity at the statehouse.

Student Loan Repayment Program – Ms. Stir provided the Board with the FY10 student loan recipient progress reports.

Executive Director Evaluation – Ms. Stir informed the Board that her annual evaluation is due. She provided the Board members with a copy of the evaluation form. Dr. Hearst asked the Board members to complete the form and return them to him at the August meeting.

- **FYI:**

The Board acknowledged the following without comment:

- A. Quarterly Newsletter of the National Board of Veterinary Medical Examiners (NBVME).
- B. Memo from the American Association of Veterinary State Boards (AAVSB) regarding Resolutions.
- C. Ohio Association of Veterinary Technicians (OAVT) Newsletter (Spring/Summer 2010)

- **Requests for Licensure:**

- A. Veterinarians (addendum 1) – Ms. Jessen moved to approve the following requests for veterinarian licenses:

Bethany E. Horn, DVM; Deanna K. Watson, DVM; Erika D. Alt, DVM; Jessica D. Bell, DVM; Jamie J. Bobulsky, DVM; Kelly N. Brooks, DVM; Amanda E. Buttrey, DVM; Tiffany M. Carnes, DVM; Emily Caruana, DVM; Laurel M. Cisler, DVM; Tiffany A. Cole, DVM; Laura M. Courtney, DVM; Jamie L. Davis, DVM; Lisa Day, DVM; Lara O. Dickey, DVM; Darius T. Durr, DVM; Elaina A. Edgar, DVM; Jennifer E. Flower, DVM; Matthew D. Glass, DVM; Melissa L. Gugliotti, DVM; Bryan E. Hirschbach, DVM; Jessica A. Hirt, DVM; Marissa L. Hofstetter, DVM; Megan L. Irwin, DVM; Aimee L. Jalkanen, DVM; Andrea D. Jensen, DVM; Erika M. Keady, DVM; Pamela S. Kloepfer, DVM; Sonia E. Kuhn, DVM; Muriel Leas, DVM; Jenny T. Liu, DVM; Jennifer M. Manzone, DVM; Lori B. Martin, DVM; Nikki L. McCabe, DVM; Kristen M. Meiers, DVM; Tonia C. Minko, DVM; Lisa M. Mokos, DVM; Meredith M. Moore, DVM; Annabel P. Moreo, DVM; Rebecca C. Prada-Smanik, DVM; Elizabeth C. Price, DVM; Kelly A. Putnam, DVM; Erin N. Quigley, DVM; Kelly Ring, DVM; Emily A. Roach, DVM; Bernell D. Rumpke, DVM; Andrew J. Schrader, DVM; Morgan S. Schrock, DVM; Kristen M. Scrafford, DVM; Ashleigh A. Seigneur, DVM; Tiffany N. Smith, DVM; Logan E. Strohm, DVM; Amanda M. Todd, DVM; Elizabeth A. Tompkins, DVM; Marisa L. Tong, DVM; Jessica J. VanNess, DVM; Cynthia M. Wanee, DVM; Kelly D. Welin, DVM; Tera J. Wireman, DVM; Craig A. Zimmerly, DVM; Kassandra R. Kick, DVM; Nicole Kovacic, DVM; Karen L. White,

DVM; Kristin E. McLaughlin, DVM; Susan S. O'Brien, DVM; James D. White, DVM; Sara J. Spiegle, DVM; Julia R. Fry, DVM; Emily A. Jackson, DVM; Holly B. Anderson, DVM; Jeremy R. Hersh, DVM; Marga Verdeal, DVM; Julia K. Veir, DVM; Brian A. Gorby, DVM; Bradley A. Titchenell, DVM; Julie A. Wolfe, DVM; Christina E. Canis, DVM; Savannah S. Hoying, DVM; Leigh A. Nida, DVM; Christa L. Robinson, DVM; Regina M. Krendl, DVM; David J. Smith, DVM; Sarath Meduru, DVM; Margaret M. O'Donnell, DVM; Amanda R. Sayers, DVM; Eric J. Herman, DVM.

Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

B. Registered Veterinary Technicians (addendum 2) – Ms. Jessen moved to approve the following requests for registered veterinary technician licenses:

Jennifer M. Moore, RVT; Marjorie A. Turpening, RVT; Jenny M. VanHyning, RVT; Noelle C. Papcun, RVT; Danielle N. Fazio, RVT; Nikki S. Rhinebolt, RVT; Kelsie A. Morrow, RVT; Alyssa M. Locilento, RVT; Michelle E. Hall, RVT; Lydia R. Key, RVT; Michele M. Sinko, RVT; Danielle E. Knaus, RVT; Molly M. Burke, RVT; Tiffany S. Fontaine, RVT; Eric C. Minter, RVT; Kadie A. Morelli, RVT; Jessica R. Garas, RVT; Tarrah R. Johnson, RVT; Allison C. Schemmel, RVT; Patricia Zielinski, RVT; Megan N. Rammel, RVT; Stephanie R. Maskovyak, RVT; Kelly M. Medford, RVT; Kathryn A. O'Rourke, RVT;

Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

C. Limited Resident Licenses (addendum 3) - Ms. Jessen moved to approve the following requests for limited licenses:

Travis J. Nick, DVM; Thomas A. Nebzydoski, DVM; Leia M. Feinberg, DVM; Rebecca L. Dimondstein, DVM; Christen E. Boudreau, DVM; Nicolette A. Peer, DVM; Grayson L. Cole, DVM; Erin M. Kelly, DVM; Jessica N. Midence, DVM.

Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

D. The Board reviewed an application for a Registered Veterinary Technician Certificate in which the applicant indicated that he/she was convicted in 2001 for possession of marijuana. Dr. Redman moved to approve the application. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

Dr. Redman moved to go into Executive Session at 9:41 a.m. to discuss pending litigation and Investigative Reports. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

Dr. Hearst announced the Board meeting back in public session at 10:38 a.m.

- **Assistant Attorney General Reports:**

- A. 09-10-069, complainant Jennifer Day – Dr. Redman moved to accept the Settlement Agreement. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- B. 09-10-122, complainant Jill Connone – Dr. Redman moved to accept the Settlement Agreement. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- C. 10-10-027, complainant OVMLB – The Board held a hearing and issued an adjudication order. Dr. Mach moved to Revoke Dr. Sabra Lucas’s Ohio Veterinary License. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

- **Investigative Reports:**

- A. 10-10-001, complainant Anonymous – Dr. Mach moved to send an Advisory Letter regarding expired drugs including information on how to dispose of the drugs. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- B. 10-10-026, complainant Roxie Douglas – After reviewing the X-rays, Dr. Mach moved to send a Notice of Opportunity for a Hearing. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- C. 10-10-034, complainant Anonymous – [Dr. Mach left the room prior to discussing this case] Dr. Kolb moved to find no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-abstain.

- **New Complaints (no responses yet requested):**

- A. 10-10-050, complainant Dr. Webb – Dr. Redman moved to send a Cease and Desist letter. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- B. 10-10-053, complainant Dr. Robert Wirt, DVM – Dr. Redman moved to send a Cease and Desist letter. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- C. 10-10-054, complainant Dr. Donald Allen, DVM – Dr. Mach moved to send a Cease and Desist Letter. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

- D. 10-10-056, complainant Anonymous - Dr. Mach moved to send a Cease and Desist Letter. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- E. 10-10-057, complainant Vera Newsom – Dr. Mach moved to refer the case to the county prosecutor. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- F. 10-10-058, complainant Nancy Nemec – [Dr. Kolb left the room prior to discussing this case] Dr. Mach moved to find no violation of Chapter 4741 ORC regarding the vaccines and no jurisdiction regarding the issue of the contract. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-abstain, Dr. Mach-aye.
- G. 10-10-060, complainant Anonymous – Ms. Jessen moved to find no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- H. 10-10-061, complainant The Franklin County Sheriff's Office – Dr. Redman moved to send the case to investigation. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

- **Complaint Responses Received:**

- A. 10-10-041, complainant Joseph Thomas – Dr. Mach moved to find no violation of Chapter 4741 ORC. Dr. Kolb seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- B. 10-10-044, complainant Pamela Luttrell – Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- C. 10-10-046, complainant Robin Patton-Davis – Ms. Jessen moved to find no violation of Chapter 4741 ORC. Dr. Kolb seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- D. 10-10-049, complainant Samantha Sneed – Dr. Redman moved to find no violation of Chapter 4741 ORC. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.
- E. 10-10-055, complainant Kristin Snyder – Dr. Mach moved to find no violation of Chapter 4741 ORC. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

- **Request for Reconsideration:**

A. 10-10-045, complainant Suzanne Wilcox, DVM – Dr. Mach moved to send an Advisory Letter to the complainant regarding 1) the records release policy and 2) directing Dr. Wilcox to contact county Boards of Health regarding their policy on rabies vaccines. The reconsideration of the issuance of the Advisory Letter to Dr. Singh is denied.. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

- **Tabled Cases:**

A. 10-10-036, complainant Teather Reed – Dr. Mach moved to find no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

B. 10-10-038, complainant Mikala Freeman – Dr. Redman moved to send the case to investigation. Dr. Kolb seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

C. 10-10-042, complainant R. Michael Newman – [Dr. Stull left the room prior to discussing this case] Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Mach seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-abstain, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

[Break: 11:33 – 11:52 a.m.]

- **Continuing Education Requests - Veterinarians**

Dr. Mach moved to approve the following continuing education requests for veterinarians as follows:

A. MedVet Associates, Ltd. –

- 1.) Surgical Biliary Disease: 3/24/10 = 1 hour
- 2.) Clinical Evaluation & Treatment of Cardiac Arrhythmias: 3/25/10 = 1 hour
- 3.) Medical & Radiation Oncology Symposium: 4/33/10 = 4 hours
- 4.) What YOU Need to Know About Thoracic Surgery: 4/14/10 = 1 hour
- 5.) Allergic Disease: 4/27/10 = 1 hour
- 6.) Motor Unit Disorders: 4/28/10 – 1 hour
- 7.) Advances in Small Animal Surgery: 5/2/10 = 4 hours
- 8.) Dilated Cardiomyopathy: 5/12/10 = 1 hour
- 9.) Environmental Allergies: 5/25/10 & 6/29/10 = 1 hour
- 10.) Streptococcus equi subdp. Zooepidemicus: An Emerging Disease in Canines: 5/26/10 = 1 hour
- 11.) Companion Animal Blindness: 6/9/10 = 1 hour
- 12.) Ulcers (Webinar): 6/9/10 = 1 hour
- 13.) Emerging Zoonotic Diseases: 6/13/10 = 4 hours
- 14.) Atopic Dermatitis: 6/22/10 = 1 hour
- 15.) Ulcers: 6/24/10 = 1 hour

B. Pfizer Animal Health – Pain Management: A Surgical Perspective: 4/7/10 = 2 hours

C. Veterinary Internal Medicine – 5/12/10 & 6/9/10 = 2 hours

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

• **Continuing Education Requests – RVT's –**

Dr. Mach moved to approve the following continuing education requests for registered veterinary technicians as follows:

- A. MedVet Associates, Ltd. –
 - 1.) Neurology: 3/18/10 = 1 hour
 - 2.) Ophthalmology 101: Structure & Function of the Eye: 5/19/10 = 1 hour

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

• **Continuing Education Requests – Veterinarians and RVT's:**

Dr. Mach moved to approve the following continuing education requests for veterinarians and registered veterinary technicians as follows:

- A. Pfizer Animal Health –
 - 1.) Pain Management – A Surgical Approach: 4/13/10 = 2 hours
 - 2.) Canine Lepto & Bordetellosis: 4/20/10 = 2 hours
 - 3.) Pain Management – A Surgical Perspective: 5/4/10 = 2 hours
 - 4.) New Developments in Using Various Anesthetic-Analgesic Agents: 6/23/10 = 2 hours & 1.5 hours
- B. Cincinnati Animal Referral & Emergency Center –
 - 1.) Inflammatory Brain Diseases: 8/17/10 = 2 hours
 - 2.) Cushing's Disease: 9/15/10 = 2 hours
 - 3.) Oncology Update: 11/16/10 = 2 hours
- C. Merial – Real Homes. Real Problems. Real Answers: 6/29/10 = 2 hours
- D. Ohio Department of Agriculture – 2010 Fair Veterinarian Training: June 2010 = 2 hours
- E. Purdue University - DOGS! Course: 6/9/10-6/13/10 = Hour for Hour
- F. Ohio Scientific Education & Research Association (OSERA) – OSERA Animal Forum: 6/25/10 = 4 hours
- G. MedVet Associates, Ltd. –

- 1.) Lameness Exam: 5/7/10 = 1 hour
- 2.) Ocular Emergencies: 6/22/10 = 2 hours

- H. Primate Products, Inc. – Bimanual Palpation of Nonhuman Primates: 6/18/10 = 4 hours
- I. Ohio Scientific Education & Research Association – 7th OSERA Animal Forum: 6/25/10 = 4 hours

Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Ms. Jessen-aye, Dr. Stull-aye, Dr. Redman-aye, Dr. Kolb-aye, Dr. Mach-aye.

• **Correspondence Received:**

- A. The Board reviewed correspondence received from Linda Kitchen, DVM stating that Ohio's process to request licensure verification is very smooth and she appreciates the prompt attention of the staff.

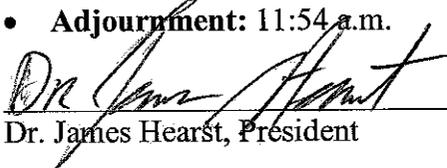
• **Old Business:** NONE

• **New Business:** NONE

• **Next Board Meeting:**

Dr. Hearst acknowledged that the next Board meeting is scheduled for August 11, 2010, 8:30 a.m. in the Board room located at 77 South High Street, 31st Floor, Columbus, Ohio.

• **Adjournment:** 11:54 a.m.



Dr. James Hearst, President

8/11/10

Date

Attested to by: 

Theresa Stir, Esq.
Executive Director