



# The Ohio Veterinary Medical Licensing Board

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



## MEETING MINUTES March 11, 2020

### 1. Call to Order:

After opening the meeting with the reading of the Board mission statement, Dr. Verbsky, President of the Ohio Veterinary Medical Licensing Board called the March 11, 2020 meeting to order at 08:31 a.m. in room 1914, located at 77 South High Street, 19th Floor, Columbus, Ohio.

### 2. Roll Call:

Dr. Matthew Verbsky, DVM	present
Dr. Craig Miesse, DVM	present
Dr. Cynthia Kidd, DVM	present
Ms. Dianne Jones, RVT	present
Dr. Nancy O' Connor, DVM	present
Dr. Kimberly Riker-Brown, DVM	present

### Adjudication Hearing: Case#17-17-005 OVMLB vs Zachary Schell, RVT

Ms. Arko-Zigler, Assistant Attorney General (AAG) presented the case against Mr. Zachary Schell before the board members with a court reporter in attendance at 10:00a.m. Mr. Schell was notified of the hearing in accordance with ORC 119, but was not present for the hearing.

**Deliberative session** – At 10:25 a.m., The Board moved to go into deliberative session to deliberate on File #17-17-005 regarding Zachary Schell, RVT. All attendees left the room, except for the Board members.

Dr. Verbsky announces that the Hearing back in public session at 10:30 a.m.

In the matter of Zachary Schell, RVT.2840, Case #17-17-005, Dr. Verbsky moved to issue an Adjudication Finding:

- That, pursuant to R.C. 4741.22(A)(24), the Ohio Veterinary Medical Licensing Board may impose a civil penalty, issue a reprimand, or suspend or revoke the license to practice veterinary medicine of any registered veterinary technician who violates any order of the Board;
- That Mr. Schell currently holds a license as a registered veterinary technician conditioned by a Settlement Agreement with the board on June 14, 2017;
- That the Board has received multiple notifications of Mr. Schell's non-compliance with his Ohio Physician's Health Program (OPHP) plan.



- That this non-compliance with OPHP’s recommendations is a violation of Mr. Schell’s Settlement Agreement that he “comply with all terms set forth by OPHP”;
- That the board issued a Notice of Opportunity for a Hearing on December 12, 2020 on this basis, Mr. Schell did not request a hearing, and the board conducted a Goldman Hearing;
- And that the Board indefinitely suspend Mr. Schell’s RVT license.

Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones – aye, Dr. O’Connor – aye, Dr. Verbsky – aye.

**3. Acknowledge Staff, AAG & Guests:**

Dr. Verbsky acknowledged the attendance of Theresa Stir, Executive Director, Lydia Arko-Zigler, Assistant Attorney General, Joseph McClain, Licensure Coordinator and guests in attendance.

- 4. February Minutes:** Dr. O’Connor moved to approve the February 19, 2020 board minutes. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

- 5. President’s Report:** None

- 6. Vice President’s Report:** None

- 7. Secretary’s Report:** None

- 8. OVMA Liaison:** Jack Advent, OVMA Executive Director, provided an update on Legislation and Rules that impact the practice of veterinary medicine.

- 9. OAVT Liaison:** None

**10. Executive Director Report:**

- A. Directives - Ms. Stir reported that the February 2020 Board Meeting Directives were completed.
- B. Employee Policy Update – Dr. Riker-Brown move to approve the updated employee policy. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

- 11. FYI:** The Board acknowledged the following

- A. AAVSB Newsletter
- B. ICVA Modifications to the NAVLE Agreement

**12. Requests for Licensure:**

- A. New Licenses Issued (addendum 1) – Dr. Kidd moved to approve the following requests for licenses:

FAC.00252	Thomas Kerr
FAC.00251	Thomas Kerr
FAC.00253	Bethany Hoffmann
FAC.00254	Bethany Hoffmann
LIM.50338	Emily Herrold
LIM.50337	Hannah Brodlie
LIM.50339	Andrea Kalei Herndon Erickson
RLIM.50314	Erin Carol Close
RLIM.50312	Tessa Alexandra Adams
RLIM.50313	Julia Anne VanDerslice
RLIM.50311	Rene Elizabeth Paschall
PROV.00026	Margaret Jane Smyth
RVT.08857	Julie Thomas
RVT.08854	Jeanay Lynn Arrington
RVT.08848	Kathryn Lynne Miller
RVT.08852	Jordan Mayor
RVT.08859	Phoebe Lynn Phillips
RVT.08853	Kirra Snyder
RVT.08855	Erin Bartley
RVT.08858	Andrew Tepe
RVT.08856	Monica Bevis
RVT.08851	Andrew James Ettinger
RVT.08850	Tyler Polston
RVT.08849	Leah Hendricks
VET.202102	Paula Chrisant
VET.202103	Candace Alicia Pieczynski
VET.202105	Taylor Wickware
VET.202107	Emily T Dozeman
VET.202104	Katie Anne Anne Vermeulen
VET.202108	Adam Charles Schelkopf
VET.202106	John Russell Price

Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote:  
 Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

- B. RVT seeking licensure – Dr. Kidd moved to approve the request for licensure. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- C. DVM seeking licensure – Dr. Kidd moved to approve the request for licensure. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

**13. Renewals – Veterinarians:**

- A. Dr. Riker-Brown moved to approve the 3 requests for CE wavier. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- B. The Board moved to table 1 request for CE wavier for additional information.

**14. Correspondence Received: None**

**15. Consideration Of:**

- A. Medical Records - None
- B. Hearing Scheduling Letter: The Board acknowledged the following:
  - 1. 17-17-005 - Zachary Schell, RVT
  - 2. 19-19-091 - Jessica Kidd, DVM
  - 3. 19-20-188 - David Rickards, DVM
  - 4. 19-20-199 - Kevin Rowles, DVM
- C. Notice of Opportunity for Hearing: The Board acknowledged the following:
  - 1. 19-19-091 – Jessica Kidd, DVM
  - 2. 19-20-196 – Brian Williams, DVM
  - 3. 19-20-200 – Ashley Vein-Smith, DVM
  - 4. 19-20-204 – Crystal Hammond, DVM

**16. New Complaints:**

- A. 20-20-017, complainant Marc Travis - Dr. Kidd moved to find no jurisdiction of chapter 4741 ORC. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

- B. 20-20-025, complainant Julianne Howell - Dr. Riker-Brown moved to perform a compliance inspection. Dr. O'Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – aye.

**17. Complaint Responses Received:**

- A. 19-19-001, complainant Richard French - Dr. Riker-Brown moved to find no violation of chapter 4741 ORC. Dr. Miesse seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – aye.
- B. 19-20-203, complainant Ashly Krekeler - Dr. Kidd moved to find no violation of chapter 4741 ORC and to send an advisory letter. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – aye.
- C. 20-20-007, complainant Sabrina Teske – Dr. O'Connor left the room at 8:57 to abstain from the conversation. Dr. Kidd moved to issue a Notice of Opportunity for a Hearing for violation of chapter 4741 ORC. Dr. Verbsky seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – abstain.
- D. 20-20-011, complainant Pamela Martinez - Dr. O'Connor moved to find no violation of chapter 4741 ORC. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – aye.
- E. 20-20-014, complainant Chelsie House - Dr. Riker-Brown moved to issue a Notice of Opportunity for a Hearing for violation of chapter 4741 ORC. Dr. O'Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – aye.
- F. 20-20-015, complainant Angela Norman – Dr. O'Connor left the room at 9:36 to abstain from the conversation. Dr. Riker-Brown moved to issue a Notice of Opportunity for a Hearing for violation of chapter 4741 ORC. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – abstain.
- G. 20-20-016, complainant Makenzie Russell - Dr. Miesse moved to find no violation of chapter 4741 ORC and to send an advisory letter. Dr. O'Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O'Connor – aye.

- H. 20-20-018, complainant Charlotte Auth - Dr. Miesse moved to find no violation of chapter 4741 ORC. Dr. Kidd seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- I. 20-20-019, complainant Toni Lack - Dr. O’Connor left the room at 9:43 a.m. to abstain from the conversation. Dr. Kidd moved to find no violation of chapter 4741 ORC. Dr. Miesse seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – abstain.
- J. 20-20-020, complainant Thurston Bowden - Dr. Riker-Brown moved to find no violation of chapter 4741 ORC. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

**18. Compliance Inspections:**

- A. 2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- B. 2020-51 - 2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- C. 2020-54 -2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- D. 2020-59 - 2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- E. 2020-69 - 2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.
- F. 2020-72 - 2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote:

Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

G. 2020-97 - 2020-50 - Dr. Kidd moved to accept the results of the inspection correction. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

H. 2020-102 - 2020-50 - Dr. Kidd moved to require a revision of the inspection correction plan. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

**19. Request for Reconsideration:** None

**20. Tabled Cases:** None

**21. Assistant Attorney General Report:**

At 10:36 a.m, Dr. Verbsky made a motion to enter into executive session in accordance with ORC 121.22(G)(3) to discuss pending legal matters. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

Dr. Verbsky announces that the meeting is back in public session at 11:18 a.m.

A. 19-20-188 – David Rickards, DVM - Dr. O’Connor moved to ratify the Settlement Agreement as presented. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

B. 19-20-140 – Victoria Wendt, DVM - Dr. O’Connor moved to ratify the Settlement Agreement as presented. Dr. Riker-Brown seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

**22. Investigative Reports:**

A. 19-20-188, complainant Jeremy Jones - Dr. Riker-Brown moved to find no violation of chapter 4741 ORC. Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones - aye, Dr. O’Connor – aye.

B. 18-19-127, Bharat Khemsara – The Board moved to table the case.

[Break 9:50AM – 10:00 AM]

**23. Continuing Education Approval Requests:**

Ms. Jones moved to accept the following continuing education with changes:

- A. Boehringer Ingelheim Animal Health –
  - 1. The Cost of Caring: How to Defeat Compassion Fatigue – 3/12/20 = 2 hours – **Non-Medical**
  - 2. Canine Myocardial Diseases – 2/10/20 = 2 hours
- B. Cincinnati Children’s Hospital and Medical Center –
  - 1. Laboratory Rodent Health Conditions – 1/29, 30/20 = 1.5 hours
  - 2. Transnetyx Automated Genotyping: Real-Time PCR – 2/20/20 = 1 hour
- C. Drexel University – Compassion Fatigue: You Are Not Alone – 2/6/20 = 1 hour  
**Non-Medical**
- D. Academy of Veterinary Homeopathy – Advanced Meeting in veterinary Homeopathy – 2/27-29/20 = **Hour for Hour**
- E. Zoetis PetCare –
  - 1. Time to Get Your Shot Together – 3/2/20 = 1.5 hours
  - 2. Mini Derm Symposium – 2/24/2020 = 2.5 hours
  - 3. Pain/Anesthesia Wet Lab – 2/19/20 = **Hour for Hour**
  - 4. What is New in Veterinary Dermatology – 2/25,26/20 = 2 hours
  - 5. Update in Veterinary Dermatology – 2/24/20 = 2 hours
- F. Cincinnati Veterinary Medical Association – Suffering in Science: Osteoarthritis and Chronic Pain in Cats – 3/24/20 = 2 hours
- G. PetCure Oncology and PUSEC – Radiation Therapy: The Future is Bright – 1/17/20 = 2.5 hours
- H. Summit County Veterinary Medical Association –
  - 1. Updates in Urinary Tract Surgery – 4/24/18 = 1.5 hours
  - 2. CPR in Small Animal Practice – 5/29/18 = 1.5 hours
  - 3. What’s New in Uroendoscopy – 10/30/18 = 1.5 hours
- I. Canine Karma – Behavioral Euthanasia: A Quality of Life Issue & Tool – ongoing = 1 hour

Dr. O’Connor seconded the motion. The motion passed by the following roll call vote: Dr. Kidd – aye, Dr. Miesse – aye, Dr. Riker-Brown – aye, Ms. Jones – aye, Dr. O’Connor – aye.

**24. Euthanasia Course:** None

**25. Old Business:** None

**26. New Business:** None

**27. Adjournment:** The Board adjourned at 11:20 a.m.

**28. Next Board Meeting:**

Dr. Verbsky acknowledged that the next Board meeting is scheduled for April 8, 2020, 8:30 a.m. in room 1914, located at 77 South High Street, 19th Floor, Columbus, Ohio.

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Dr. Matthew Verbsky, President

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Date

Attested to by:

\_\_\_\_\_  
Theresa Stir, Esq.  
Executive Director

2