

**OHIO VETERINARY MEDICAL LICENSING BOARD**  
**MEETING MINUTES**  
**August 13, 2008**

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- **Call to Order:**

Dr. David Koncal, President of the Ohio Veterinary Medical Licensing Board called the August 13, 2008 meeting to order at 8:34 a.m. in the Board room located at 77 South High Street, 31<sup>st</sup> Floor, Columbus, Ohio.

- **Roll Call:**

Dr. David Koncal	present
Dr. Darrell Gitz	present
Dr. James Hearst	present
Dr. Roger Redman	present
Dr. Janet Small	present
Renee Jessen, RVT	present
Geoffrey Smith	arrived at 10:35 a.m.

- **Acknowledge Staff, AAG & Guests:**

Dr. Koncal welcomed Janet Buck of the OAVT. Dr. Koncal acknowledged the attendance of Theresa Stir, Executive Director and Barry McKew, AAG.

- **July 2008 Minutes Approved:**

Dr. Small moved to accept the minutes as presented. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **President's Report:**

Dr. Koncal sought the Board's input regarding cancelling a Board meeting when the Board agenda was short and no immediate business was pressing. After some discussion, it was determined that the Board will continue to meet monthly despite a short agenda, thereby continuing to meet the mission of the Board and the expectations of the public.

- **Secretary's Report:**

There was no Secretary's report.

- **OVMA Liaison:**

There was no report from the OVMA liaison. Dr. Redman suggested that for future meetings, the OAVT representative be placed on the Agenda for a report. The Board members approved of the suggestion.

- **Executive Director Report:**

**Media Training** – Ms. Stir reported that she has been in contact with Dr. Jim Humphries of the Veterinary News Network who has been coordinating and presenting media training events. Dr. Humphries will be presenting a media training opportunity at the 2009 AAVSB national conference. Dr. Koncal informed the Board that the 2009 conference has been changed to Minnesota from Chicago. Mr. McKew informed the Board that the AAGs were just informed of a potential media training event being held by the Attorney General's office. Mr. McKew will try to get more information for Ms. Stir. Additionally, RMA, in Grandview which does media training for companies, does not typically do open enrollments. However, they may be doing a media training event with the Columbus Chamber of Commerce towards the end of September and they will keep Ms. Stir on their contact list.

**Policies** – Proposed changes to Chapter 2 of the Board policies was submitted to the Board members. Dr. Koncal recommended changing the term "Licensure Coordinator" to Board staff. The Board agreed with the change. Ms. Stir will make the recommended revisions and will then provide all the policies as one packet of information for a final review by the Board once all chapters have been reviewed.

**Annual Report** – Ms. Stir informed the Board that the Annual Report for FY 08 has been submitted to the Governor's office, Secretary of State, and the State Library of Ohio in accordance with Section 142.1 ORC. Additionally, the annual report is posted on the Board's web site.

**Student Loan Repayment Program** – Ms. Stir informed the Board that Dr. Teders, who was awarded a \$15,000 grant, has declined the opportunity. Dr. Teders was concerned about the requirement to pay double the amount back should he not be able to honor the contract terms. The service agreements have been signed and sent to the Ohio Board of Regents for signature. After some discussion and review of candidates, Dr. Gitz moved to offer Dr. Gabriel Middleton the amount of \$7500 for a one year service commitment. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

**Rules** – JCARR accepted the amended rule (Rule 4741-1-11 OAC) as proposed. Ms. Jessen moved to final file Rule 4741-1-11 OAC as accepted by JCARR. Dr. Hearst seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

Discussion was held about the need to remove the notary public requirement for the RVT renewal since the requirement had already been removed for the veterinarians in the last rule revisions. Ms. Jessen moved to modify Rule 4741-1-01 OAC to delete the notary public requirement for the RVT renewal applications. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

The Board acknowledged receipt of a letter from John C. Oberholtzer, an attorney retained as counsel by the Ohio Association of Veterinary Technicians. Ms. Stir explained that Mr. Oberholtzer will be drafting a letter to the Board seeking an Attorney General's opinion related to Rule 4741-1-14 entitled Animal Aides. Mr. Oberholtzer plans on attending the October Board meeting.

**Licensure** – Ms. Stir explained that Angela Mann, the Licensure Coordinator has modified the licensure applications and they have been placed on the web site with directions for completion. The Board members made suggestions for revisions.

**Newsletter** – A draft copy of the Fall OVMLB newsletter was provided to the Board members. Recommended revisions were discussed. The newsletter will be revised and brought back for Board approval.

- **FYI:** Members reviewed without discussion the following:
  - OAVT Newsletter – Issue 3, June 2008
  - AAVSB Memo: 2008 Mid-year Activities and Updates

- **Requests for Licensure:**

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

Jonathan A. Yardley; Courtney Martin Shaw; Kim Nicole Horton; Doreen Melissa Harris; Alexander A. Kent; Sarah Diane Carpenter; Robyn A. Haines; Erika Ann Olson; Sara Christine Smith; Linda Elizabeth Hays; Mary Tricia White; Charles Anthony Buffington; Joseph Wayne Branstutter; Lisa Marie Prior; Jennifer Drake Johnston; Kimberly Dianne Huppe; Kristina Marie Delaski; Tracy J. Boehm; Amy L. Graham; Padmini Makkapati; Lacey A. Davis; Kelly Ann Zilli.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye; Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

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

Miri Kathleene Williamson; Carrie Lyn Sledz; Callie Marie Soliz; Sarah Lynn Huss; Nicole M. Sayles; Sara K. Bacisin; Heather Lynne VanderPol; Kimberly J. Martin; Erin Elizabeth Prebble; Melissa Jean Jarvis.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye; Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

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

Matthew James Allen; Amy Lynn Butler; James Kennedy Belknap; Colby Gail Burns; Rosa Barsnick; Kelly Stuber Carlesten; Rachel C. Casamina; C. Guillermo Couto; Kathryn L.

Fitzwater; Grant S. Frazer; Sara J. Irom; Aimee Colette Kidder; Britta S. Leise; Shona Louise McMahon; Shannon J. Murray; Melissa Parsons-Doherty; Ann Marie Peruski; Christa Lee Robinson; Ramiro E. Toribio; Bridget Karen Urie; Jarred Mathew Williams; Joshua B. Daniels; Lisa Danielle Berman-Booty; Fernando Silveira; Michele Ann Keyerleber; Lisa M. Sams; Joao Felipe B. Galvao, David John Haeussler, Jr.; Ketaki Karnik; Katy Louise Townsend; Jennifer Anne Dulin; Ron Ben-Amotz; Michelle Ellen Goodnight; Kyle A. Francis.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye; Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- D. Temporary Permits (addendum 4) – Ms. Jessen moved to approve the following request for temporary permit:

Michael S. McGinley.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye; Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Consideration of:**

A. Hearings Scheduled: None

B. Medical Records: Dr. Redman moved to accept the medical records submitted by Angels for Animals, pursuant to a Settlement Agreement, as acceptable. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye; Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Executive Session, AAG Reports:**

Dr. Redman moved to go into Executive Session at 9:07 a.m. for the Assistant Attorney General Report. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye. All guests left the room.

Dr. Koncal announced the Board meeting back in public session at 9:31 a.m.

A. 07-08-185, David Fox, DVM - Dr. Redman moved to dismiss the Notice of Opportunity for Hearing due to new evidence presented by Dr. Fox's attorney. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

The Board took a 15 minute break.

- **Executive Session, Investigative Reports:** None

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

A. 08-08-075, complainant Anonymous – Dr. Gitz moved to find no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

• **Complaint Responses Received:**

A. 08-08-037, complainant Susan Cox – Dr. Gitz moved to send the case to investigation. Dr. Redman seconded the motion... The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

B. 08-08-048, complainant Thomas Dupps – Dr. Gitz moved to find no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

C. 08-08-054, complainant John Spano – [Dr. Koncal left the room during deliberations]. Dr. Gitz moved to find no violation of Chapter 4741 ORC. Ms. Jessen seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

D. 08-08-060, complainant Nancy Rhinock – Dr. Gitz moved to find no violation of Chapter 4741 ORC. Dr. Small seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

E. 08-08-061, complainant Betty Slatton - Dr. Gitz moved to find no violation of Chapter 4741 ORC. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

F. 08-08-066, complainant David & Bonnie Baker – Dr. Gitz moved to send the case to investigation. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

G. 08-08-067, complainant Candy & Steve Balderson – Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

[Mr. Smith arrived]

H. 08-08-069, complainant Barbara Robasser – Dr. Redman moved to find no violation of Chapter 4741 ORC. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

I. 08-08-072, complainant Andrew Young – Ms. Jessen moved to find no violation of Chapter 4741 ORC. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

J. 08-08-073, complainant Stephany Clevenger – Ms. Jessen moved to find no violation of Chapter 4741 ORC. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

K. 08-09-076, complainant John Anthony – 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: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Compliance Inspection:**

A. 07-07-012A, Ms. Jessen moved to send a 30-day compliance letter. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

B. 08-08-012A, Dr. Gitz moved to send a 30-day compliance letter. Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

- **Continuing Education Requests - Veterinarians**

Ms. Jessen moved to approve the following continuing education requests for veterinarians as follows:

- A. Gulf States Consortium for Aquatic Pathobiology - Aquamed 2008: 06/02/08 – 06/27/08 = 160 hrs.
- B. Veterinary Information Network – Practical Avian Medicine Module 1: 10/07/08 & 10/14/08 = 4 hrs.
- C. MedVet Associates – Ophthalmic Surgery Wetlab: 06/29/08 = 4 hrs.
- D. MedVet Charitable Foundation – Ocular Surgery: 06/29/08 = 4 hrs.
- E. Veterinary Oncology & Referral – Clinical Pathologic Conference: 07/09/08 = 1 hr.
- F. Midwest Association of Veterinary Pathologists – 27<sup>th</sup> Annual Meeting: 08/07/08-08/08/08 = 9.5 hrs.
- G. Ohio Department of Agriculture –
  - 1.) FAD Recognition & Reporting: 09/22/08 = 6 hrs.
  - 2.) Aquaculture Biosecurity Seminar: 08/23/08 = 5 hrs.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

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

Ms. Jessen moved to approve the following continuing education requests for registered veterinarian technicians as follows:

- A. Veterinary Information Network (VIN) –

- 1.) Radiology-A Clear Overview: 09/04/08, 09/11/08, 09/18/08, 09/25/08 = 6 hrs.
- 2.) Large Animal Parasitology: 09/02/08, 09/09/08, 09/16/08, 09/23/08 = 6 hrs.
- B. MedVet – Cardiopulmonary-Cerebral Resuscitation: 07/17/08 = 1 hr.
- C. Ethicon Endo-Surgery, Inc. –
  - 1.) Anesthesia Machine Overview: 07/02/08 = 1 hr.
  - 2.) General Anesthesia & Troubleshooting: 07/01/08 = 1 hr.
  - 3.) ECG & Fluid Management: 07/02/08 = 1 hr.
  - 4.) Controlled Drugs: 06/26/08 = 1 hr.
- D. Extra Paws – Veterinary Blood Transfusions & Blood Products: requesting approval prior to training = 1 hr.
- E. Miami Valley Veterinary Association –
  - 1.) Canine Cornea Disease: 05/06/08 = 2 hrs.
  - 2.) Surgical Approach to Small Animal Abdominal Emergencies: 06/03/08 = 2 hrs.
- F. Fort Dodge Animal Health – Vaccination Protocols: 09/28/08 = 2 hrs.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

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

Ms. Jessen moved to approve the following continuing education requests for veterinarians and registered veterinarian technicians as follows:

- A. Pfizer Animal Health –
  - 1.) Dermatology: 08/03/08 = 2.5 hrs.
  - 2.) Dentistry: 05/12/08 = 1 hr.
  - 3.) Periodontal Disease: 05/12/08 & 05/14/08 = 1 hr.
  - 4.) Intraoral Radiology: 05/12/08 = 1 hr.
  - 5.) Guided Veterinary Dentistry: 05/13/08 = 4 hrs.
  - 6.) The Dental Team: 05/14/08 = 1 hr.
  - 7.) Sedation & Pain Management: 06/04/08 = hr. for hr.
  - 8.) Reproductive Bottlenecks: Managing Anestrous: 07/22/08 & 07/31/08 = 1 hr.
  - 9.) Spruce Creek Seminar: 06/11/08 – 06/13/08 = 5 hrs.
  - 10.) Maximizing Dentistry: 06/17/08 = 1 hr.
- B. Idexx Laboratories – Tic Born Diseases: 06/10/08 = 1 hr.
- C. Spay USA – The National Spay/Neuter Conference: 10/16/08 – 10/19/08 = hr. for hr.
- D. MedVet Associates – Managing Atopic Patients: 06/10/08 = 1 hr.
- E. Ethicon Endo-Surgery, Inc. – Electromagnetic Energy Sources in Surgery: 06/30/08 = 1 hr.
- F. Vet Med Team – Advanced Veterinary Anesthesia: 09/01/08 – 10/12/08 = 25 hrs. online
- G. Fort Dodge Animal Health – Equine Parasitology Update: 03/12/08 = 2 hrs.
- H. Kalmbach Feeds, Inc. – Practical Equine Nutrition Update: 07/17/08 = 3 hrs.
- I. Eastern Ohio Veterinary Medical Association – “My Dog Can’t Stand On His Rear Legs”: 09/10/08 = 1.5 hrs.

Dr. Redman seconded the motion. The motion passed by the following roll call vote: Dr. Redman-aye, Mr. Smith-aye, Dr. Small-aye, Dr. Gitz-aye, Dr. Hearst-aye, Ms. Jessen-aye.

• **Requests for Reconsideration:**

- A. 08-08-036, complainant Anonymous- By general consensus, the Board determined that there was no new information that would warrant reconsidering their original finding on the case.
- B. 08-08-062, complainant Kathie Lively – The reconsideration was tabled until after the independent compliance inspection has been performed.

- **Correspondence Received:**

- A. The Board reviewed correspondence from Sarah R. Maguffee requesting an interpretation regarding a new product they are developing and who can determine pregnancy status analysis. The Board directed Ms. Stir to send a copy of the Veterinary Medical Practice Act with emphasis on Section 4741.20 ORC entitled “Exceptions”. It was further explained that if a farmer would purchase their device, he would be able to interpret the findings for his herd.
- B. The Board reviewed correspondence from Dr. Danielle Rastetter regarding an RVT performing cat neuters on shelter animals. The Board has taken the position that RVTs are prohibited from performing cat neuters. RVTs can not invade the integument of an animal. Additionally, a cat neuter in a shelter facility does not fall under the same exception as farm management of livestock.

- **New Business:** None

- **Old Business:**

- A. NAVLE Special Accommodation Requests – The Board directed Ms. Stir to provide a deadline for submission of special accommodations applications consistent with the NBVME deadlines. If all the requirements are met to satisfy the ADA requirements, then the staff may approve the application for submission to NBVME.
- B. Dr. Koncal reminded the Board that they were scheduled to discuss Ms. Stir’s evaluation at this meeting. Mr. McKew explained to the Board that they have the option to go into executive session because they will be discussing a personnel issue. Since Board members had already submitted their written evaluations to the President and Vice-President, Board members were free to leave.

At 11:40, the Board went into executive session to discuss the Executive Director’s evaluation. Ms. Jessen, Mr. Smith, Theresa Stir, and Janet Buck left the room.

Dr. Koncal called the meeting back into public session at 12:09.

- **Next Board Meeting:**

Dr. Koncal acknowledged that the next Board meeting will be held September 10, 2008, 8:30 a.m. in the Board room located at 77 South High Street, 31<sup>st</sup> Floor, Columbus, Ohio.

- **Adjournment:**

Dr. Gitz moved to adjourn the meeting at 12:09 p.m. Dr. Koncal adjourned the meeting.

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Dr. David Koncal, President

\_\_\_\_\_  
Date

Attested to by:

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Theresa Stir, Esq.  
Executive Director