

OHIO VETERINARY MEDICAL LICENSING BOARD

MINUTES

October 8, 2003

Dr. Janet Small, President of the Ohio Veterinary Medical Licensing Board, called the October 8, 2003, meeting to order at 8:45 a.m. in the Board Room at 77 S. High Street, 31st Floor, Columbus, Ohio. Call to Order

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

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

Dr. Small acknowledged the attendance of Heather Hissom, Executive Secretary, John Izzo, AAG, and Martine Jean, paralegal. Attendance Staff, AAG

Dr. Burt moved to approve the September 10, 2003 Minutes. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- abstain, Mrs. Buck- aye; Dr. Small- aye. September 10, 2003 Minutes approved

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

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

There was no OVMA report. OVMA liaison

Heather Hissom, Executive Secretary, reported that the directives from the last board meeting had been completed. Ms. Hissom updated the board on the quarterly spending. Ms. Hissom reported that Dr. Ochterski is still complying with his OPEP contract. Ms. Hissom stated that Butler Company had sent in a controlled substance purchase for the board to review. The Board acknowledged receipt of the purchase information. Ms. Hissom reported that Elizabeth Cole, LMT has issued a newsletter that Exec. Sec. Report
Budget update

Dr. Ochterski/
OPEP

Butler Co. purchase

includes information for diagnosing certain medical conditions in animals. Dr. Burt moved to send a cease & desist letter. Dr. Lahmers seconded the motion. Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye, Mrs. Buck- aye. Ms. Hissom reported that the board received an e-mail regarding Total Pet Care not using clean instruments on surgeries. Dr. Lahmers moved to assign the facility for a compliance inspection. Dr. Burt seconded the motion. Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye, Mrs. Buck- aye. Ms. Hissom stated that in the case of 03-03-070, Aleta Cacciacaro two certified letters and one subpoena have been issued requesting records from the veterinarian. There has been no response. Dr. Gitz moved to issue a 119 for failure to comply with a board order. Mrs. Buck seconded the motion. Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye, Mrs. Buck- aye. Ms. Hissom stated that the PAVE newsletter, WV Board of Veterinary Medicine newsletter, animal therapy article and OAVT newsletter were also sent.

Info.
Cease & desist to
Elizabeth Cole

C/I Total Pet Care

119 to Dr. Budz

Dr. Gitz moved to acknowledge receipt of the following new complaints and the file numbers issued:

New Complaints
Acknowledged

- 03-04-103 Susan Vandenberg
- 03-04-104 Elizabeth Haddle
- 03-04-105 Joann Vokurka
- 03-04-106 Muriel Gundrum
- 03-04-107 James Allton
- 03-04-108 Brandy Wirick
- 03-04-109 Jed Mignano
- 03-04-110 Ralph Nickels
- 03-04-111 Elizabeth Stevens
- 03-04-112 Regina Harvey
- 03-04-113 Cathy Hostettler
- 03-04-114 Dale Danko
- 03-04-115 Greg Nign

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

Mrs. Buck left the room for the discussion of case 03-04-109, Jed Mignano.

Dr. Lahmers moved to find no violation in the case of 03-04-109, Jed Mignano. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- abstain; Dr. Small- aye.

03-04-109
No Vio.

Dr. Gitz moved to investigate alleged violations of R.C. 4741 in the

03-04-110

case of 03-04-110, Ralph Nickels. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck-aye. Invest.

Dr. Gitz moved to find no jurisdiction and no new information in the case of 03-04-114, Dale Danko. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye. 03-04-114
No jurisdiction

Dr. Lahmers moved to accept the patient records submitted by Dr. Mark Parker, file # 01-02-095 and Dr. Overmeyer, file # 02-02-049 and to reject the records of Dr. Rudy Schneidhorst, file # 02-03-135 requesting records from the current quarter and to send a copy of the record keeping rule. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt-aye; Dr. Lahmers- aye; Mrs. Buck- aye. Patient Records

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

- Springfield AVM – Perioperative Pain Mgt – 4/8/03 – 2 hrs.
- ODA – CWD Training – 10/26/03 – 4 hrs
- OSU Meat Extension – Regulatory Req & Interventions for L. Monocytogenes – 9/9/03 – 7 hrs.
- OSU – North Central Avian Disease Conf – 9/21-23/03 – hr/hr
- Butler & Warren Co. VMA – New Therapies in Cardiology – 9/9/03 – 2 hrs.
- UNYSOLV – Understanding the Technology – 9/5/03 – 5 hrs.
- Cornell Univ. – IACUC 101 - 9/4/03 – 7 hrs.
- Cincinnati VMA – Surgical Oncology – 10/26/03 – 7.5 hrs.
- Eastern OH VMA – Radiation Therapy & the 6 Most Common Tumors – 11/12/02 – 1.5 hrs.
- Schering-Plough – Pain & Its Mgt – 9/24/03 – 2 hrs.

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

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

- MedVet – Hyperadrenocorticism – 9/17/03 – 1 hr
- VIN – The Complete Urinalysis – 11/14/03-12/26/03 – 7.5 hrs.
- ContinuEd – Surgical Nursing Care – 9/7/03 – 6 hrs.

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

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

CE for vets & RVTs

- Ft. Dodge Animal Health – Reemergence of Canine Leptospirosis – 11/12/03 – 2 hrs.
- Pfizer – Practical Pain Mgt – 9/23/03 – 1.5 hrs.
- INCE – Fecal Cross Fire – various dates – 1.5 hrs.

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

Dr. Gitz moved to approve licenses for the following: Ruth-Anne Richter, Jamison Greenstein, Eric Mann, Robert Dale Miller II, Kristen Slater, Fred DeGraves, Piotr Sebastian Kwasnik, Jeffrey Lakritz, and Michelen Morgan. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.

Licenses App'd

Dr. Lahmers moved to find no violation of R.C. 4741 in the case of 03-04-082, Susan Snell Collins. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.

03-04-082
No Vio.

Dr. Burt moved to find no violation of R.C. 4741 in the case of 03-04-089, Josie Gould. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.

03-04-089
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 03-04-092, Jody Marshall. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.

03-04-092
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 03-04-097, Tim & Heidi Wolfgang. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.

03-04-097
No Vio.

Dr. Lahmers moved to find no violation of R.C. 4741 in the case of 03-04-099, Jeannette Reuszer-Phelps. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye;

03-04-099
No Vio.

Dr. Lahmers- aye; Mrs. Buck-aye.

Dr. Gitz moved find no violation of R.C. 4741 in the case of 03-04-100, David & Sue Wiegung. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck-aye. 03-04-100
No Vio.

Dr. Burt moved to find no violation of R.C. 4741 in the case of 03-04-102, Kimberly Tadaro. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck-aye. 03-04-102
No Vio.

Dr. Lahmers moved to find no violation in the case of 03-04-103, Susan Vandenberg. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck-aye. 03-04-103
No Vio.

Dr. Gitz moved to find no violation of R.C. 4741 in the case of 03-04-105, Joann Vokurka. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck-aye. 03-04-105
No Vio.

Dr. Gitz move to find no violation of R.C. 4741 in the case of 03-04-107, James Alton. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck-aye. 03-04-107
No Vio.

Dr. Burt moved that the Board go into executive session at 10:40 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. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye. Executive Session

Dr. Small declared the Board out of executive session at 11:20 a.m.

Dr. Lahmers moved to continue to investigate the case of 03-03-068, OVMLB and to obtain all pertinent treatment records. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye. 03-03-068
Continue Invest.

Dr. Small noted that lunch arrived.

Dr. Gitz moved to go into executive session at 12:15 p.m. to hear the AAG report. Dr. Lahmers seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye. Executive Session

Dr. Small declared the board out of executive session at 12:55 p.m.	
Dr. Lahmers moved to approve the settlement agreements with Dr. Carol Osborne Rapisarda, file #'s 02-03-082 and 02-03-114. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.	02-03-087 02-03-114 Settl'mnt Agr'mnt App'd
The Board acknowledged and reviewed the correspondence received.	
Dr. Gitz moved to grant a CE waiver to Dr. Matthew Wilson for 30 hours to be made up next renewal. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.	CE waiver granted: Matthew Wilson, DVM
Mrs. Buck moved to issue a 119 in the case of 02-03-113, Marge Field, DVM for violations of 4741.22(A) and 4741-1-03(B)(7)(b). Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.	02-03-113 Issue 119
Dr. Burt moved to find no violation of R.C. 4741 in file 03-04-074, Leo Real. Mrs. Buck seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.	03-04-074 No Vio.
Dr. Burt moved to find no violation of R.C. 4741 in the case of 03-04-075, David Lahti. Dr. Gitz seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.	03-04-075 No Vio.
Mrs. Buck moved to find no violation of R.C. 4741 in the case of 03-03-067, Alysia Wright. Dr. Burt seconded the motion. The motion passed by the following roll call vote: Dr. Gitz- aye; Dr. Burt- aye; Dr. Lahmers- aye; Mrs. Buck- aye.	03-04-068 No Vio.
The Board set the meetings for 2004 for the second Wednesday of each month.	2004 meeting sched.
Ms. Hissom stated that Dr. Foster's last meeting will be in December. The Board may want to submit names of potential replacements to the Governor's office.	Bd. Member Appt.
Ms. Hissom reviewed the directives from today's meeting.	Directives
Dr. Small acknowledged that the next meeting will be held November 12, 2003, 8:30 a.m. on the 31 st Floor.	Next meeting

Dr. Burt moved to adjourn the meeting at 1:58 p.m. Dr. Gitz seconded the motion. Dr. Small adjourned the meeting. Adjournment

Dr. Janet Small, President

Date

Attested to by: _____
Heather Hissom
Executive Secretary