

LA Board of Veterinary Medicine – Board Meeting Agenda – August 4, 2022

I. CALL TO ORDER

Board President, Dr. Alfred Stevens, called the meeting to order at 8:36am.

II. ROLL CALL

Roll call was taken by Board Secretary-Treasurer, Dr. Larry Findley, Sr., as follows:

Those present:

Alfred G. Stevens, DVM	Board President
Trisha C. Marullo, DVM	Board Vice President
Larry L. Findley, Sr, DVM	Secretary-Treasurer (<i>teleconferenced</i>)
Keri A. Cataldo, DVM	Board Member
Joseph Bondurant, Jr.	Board Member
Jared B. Granier	Board Executive Director
Stephen H. Vogt	Board General Counsel

Guests:

Dean Oliver Garden	LSU School of Veterinary Medicine
Dr. Bonnie Boudreaux	LSU School of Veterinary Medicine
Emily Saibara	Louisiana Veterinary Medical Association
Dr. Lara Stooksbury	Veterinarian
Dr. James Charlot	Veterinarian

Statement of Obligations was read aloud by Dr. Findley to all present for meeting.

Dr. Stevens opened the floor to comments from the public. Dean Garden and Dr. Boudreaux gave the Board a general update on noteworthy news regarding the LSU SVM and its progress is moving forward with its core mission.

III. APPROVAL OF MINUTES

A. Board Minutes for June 2, 2022

The Board reviewed minutes from June 2, 2022. With no further discussion on the minutes as given, motion was made to accept the minutes as presented by Dr. Marullo, seconded by Dr. Cataldo, and passed unanimously by voice vote.

B. Board Minutes for Public Hearing on July 14, 2022

The Board reviewed minutes from the Public Hearing held on July 14, 2022. Motion was made to accept the minutes as presented by Dr. Bondurant, seconded by Dr. Findley, and passed unanimously by voice vote.

IV. FINANCIAL MATTERS AND CONTRACTS

A. Financial Reports – May & June '22

Mr. Granier presented the financial reports for the months of May and June '22 for review by the Board. Mr. Granier informed the Board that all financial matters are in order and the Board remained within its overall budget for the end of FY2022. Motion was made by

Dr. Findley to accept the financial reports as presented, seconded by Dr. Bondurant, and passed unanimously by voice vote.

B. CD Investments – Purchase/Renewal Request

Mr. Granier reviewed rates and accrued interest amounts for certificates of deposit (CDs) for FY2022, requesting permission from the Board to allow the 12-month CDs that will mature in October and November '22 (\$170,000 and \$150,000 respectively) to be rolled into 6-month CDs to take advantage of increasing interest rates. Motion was made by Dr. Cataldo, seconded by Dr. Findley, to authorize Mr. Granier, Executive Director, to make the proposed purchases of CDs. Motion passed unanimously by voice vote.

C. Contract with New Auditor for FY 2022-2024

Mr. Granier informed the Board of the new auditor, Griffin & Furman, LLC, that was awarded the contract for the annual audits from the Louisiana Legislative Auditor's Office for FY 2022-2024. No action was taken on this matter

V. POLICY, PROCEDURE, AND RULES

A. General Rulemaking Update

1. *Status Update:* LAC 46LXXXV.303.803

**NAVLE waiver, VTNE waiver, & RVT State Board Exam Requirement
Presentation of Additional Written and Oral Comments Received**

Mr. Granier informed the Board that there were no attendees at the Second Public Hearing scheduled on July 14th with respect to the aforementioned amended rule proposal in Regulatory Project 2022-1, nor were any more public comments received during the second submission window for written comments. With no further comments, motion was made by Dr. Cataldo to proceed with the rulemaking protocols in publishing the final rule, seconded by Dr. Bondurant, and passed unanimously by voice vote.

Mr. Granier will present the final rule proposal to the Occupational Licensing Review Commission at its August 26th meeting, with the second report being presented to the Board's Legislative Oversight Committees soon thereafter. Responses to all public comments received will also be sent after the OLRC approval. The Final Rule date of publication in the Louisiana Register is anticipated to be October '22.

2. *Status Update:* Expedited Licensure for Active Military and Spouses

Mr. Vogt informed the Board that he is still working on the legislative-required rule changes concerning the licensing of individuals with military training, licensing endorsements of military spouses and dependents as per La. R.S. 37:3651 as affecting present Rule 307 concerning the expedited issuance of license for individuals with military qualifications and military spouses. The proposal will be brought before the Board for a vote once completed. No motion made, and no action was taken on this matter. In the meantime, the Board will act as though its Rules have been amended as per La. R.S. 37:3651, using its discretionary functions.

3. *Discussion:* DVM Faculty State Board Exam Requirement & Exam Fee

While Rule 303 A. 1. purports to requires "all applicants for licensure to practice veterinary medicine" in Louisiana to successfully pass the state jurisprudence exam, a subsequently enacted Rule (303 E) specifically addresses the requirements for

issuance of a veterinary faculty license. It has been Board protocol for applicants for faculty licensure not be required to do so. The Board discussed the state jurisprudence exam requirement for DVM Faculty licensure and motion was made by Dr. Marullo to clarify Board Rules so that statutory construction need not be relied on to not require applicants for faculty licenses to take the Jurisprudence exam, and both Rules be in accord. Motion seconded by Dr. Bondurant and passed unanimously by voice vote. Mr. Vogt and Mr. Granier will move forward with the rulemaking process.

4. Discussion: DVM Faculty Application/Renewal Fee Increases

The Board will not consider fee changes for the faculty license applicants and renewals. No further action taken on this item.

5. Discussion: Preceptorship Requirement for DVM Licensure

After discussion of the merits and necessity of the Louisiana Preceptor Program as given in Chapter 11 of the LA Veterinary Practice Act, the Board determined that it would discontinue the Preceptor Program as a requirement for DVM licensure. Motion was made by Dr. Findley, to move forward with the rulemaking process to discontinue the Preceptor Program and remove it as a requirement for DVM licensure. Motion was seconded by Dr. Bondurant and passed unanimously by voice vote. Mr. Vogt and Mr. Granier will move forward with the rulemaking process.

6. Discussion: Public Request for Chip Scanning Requirement

Mr. Vogt presented a public request for a rule change to require veterinarians to scan for a chip on any new patient presented for treatment. After discussion on the matter, motion was by Dr. Bondurant to deny the request for rule change, seconded by Dr. Marullo. Motion passed unanimously by voice vote. Mr. Vogt will notify the petitioner of the Board's decision.

B. Policy and Procedure

1. Discussion of General Public Hearing

Mr. Granier informed the Board that there were no attendees, and as such no public comments received, with the Second Public Hearing on July 14, 2022. No action was taken on this matter.

2. Overall Board Policy Manual – Rewrite and Revisions for Approval

Mr. Granier presented to the Board the updated Board Policy Manual. Legislative audits from the past couple of years has required a re-write of the manual with the addition and update of several state-required sections. Mr. Granier stated that as the Board votes on new policies or on policy amendments, these additions and amendments will be added into the Board Policy Manual. Motion was made by Dr. Marullo, seconded by Dr. Cataldo, to accept the revised Board Policy Manual as written and to have all employees read the new Board Policy Manual and sign a new attestation.

3. Affidavits and Policies for NAVLE and VTNE Retake Waiver Requirements

Mr. Vogt and Mr. Granier presented to the Board a possible new administrative protocol with respect to the Rule §303.B.4 (NAVLE waiver requirement) and Rule §803.J (VTNE waiver requirement), specifically what documents and information are required from an applicant who submitted a petition for waiver of the NAVLE or VTNE retake application requirement. Mr. Vogt apprised the Board that he needs

more time to work on the affidavit submitting the requisite proof of entitlement to these waivers. The Board will be presented a policy for vote at a future Board meeting date. No further action was taken on this matter.

C. Declaratory Statements & Practice Queries

1. Discussion: Use & Sale of CBD Products by Licensees

A licensed veterinarian requested that the Board advise the practice regarding the legality and recommendations concerning the possession, sale, dispensing, discussion of and proper clinical use of CBD containing products and oil. In rendering a response to an informal practice, following briefing by counsel, the Board advised as follows: there is no record of the Board ever advising the practice that the discussion of CBD oil and CBD products following the removal of hemp from the schedule of controlled drugs by the DEA with clients was forbidden; due to the illegality of the possession of hemp and hemp derived oils/products (less than .3% of THC by volume) until recently, research regarding the efficacy and safety of such products has lagged behind the wave of public interest in those products; Further, the efficacy and safe use of those products as determined by pre-marketing/manufacture mandates by the FDA are not present; the Board is a secondary regulator regarding issues of “legality” concerning any product used in connection with the practice of veterinary medicine requiring compliance with all state, federal and local laws and regulations but not determining the “legality” independently; although no longer classified as a schedule I controlled drug and although legal to possess at both the state and federal levels in LA, “hemp” is still regulated by the FDA; the FDA has expressed its awareness of “animal supplements” containing Hemp derived CBD being introduced into the market with active promotion to veterinarians, and has continued to maintain that the marketing of unapproved products making therapeutic claims that are unsubstantiated is illegal and may pose danger; without the FDA approval process, there are no assurances of product safety and efficacy, leaving to the prescribing veterinarian the burden of knowledge of same before prescribing to a client for use in a patient; the FDA’s position is that if a company is making claims about a product containing hemp derived CBD for use in animals which are purported to have a therapeutic effect, or ability to prevent, mitigate, or cure a disease, or the product is intended to affect the structure or function of the body, the product is considered a drug by the FDA, which must be approved by the FDA; according to the FDA, legal hemp may not be added to any animal food absent approval or being recognized as being generally safe.

In summary, the Board advised the practitioner submitting the query that licensed veterinarians have ethical responsibilities to the client/patient so that if a product recommended or prescribed by the licensee does not work, fails to work in the manner it which it was intended, or results in an adverse side effect, and a complaint is filed, there is a risk of regulatory action because of the use of a drug that is unapproved, depending on the totality of the circumstances.

It was further noted that the FDA has determined that it does not have enough information to fashion a regulatory framework for the use of hemp derived CBD products and that the AAVSB has determined that it is premature to revise its model act treatment of the use of these products so that the Board also cannot take a formal position on the use, sale, dispensing or recommendation of these products.

The Board will enforce the duty and obligations of licensees to act within acceptable

standards in the recommendation and prescription of any drug, substance, off-label use of a drug, including the products inquired about.

D. General Agenda

1. Request for Rule Review – Online Hours of Required Continuing Education

Mr. Vogt presented two public requests for a rule change related to the to the maximum number of allowed annual continuing education hours for DVM renewals of licensure as set forth in Chapter 4, Rule §403.A.2 of the Louisiana Veterinary Practice Act. The request was made to remove the limit of online hours that can be completed, thus allowing all continuing education hours to be completed online. After greater discussion on the matter, motion was by Dr. Bondurant to deny the request for rule change, seconded by Dr. Marullo. Motion passed unanimously by voice vote.

The rationale of the Board includes, but is not limited to, the following factors: 1. Person-to-person seminars and course offerings are often accompanied by collateral presentations by vendors and exhibitors of new technology demonstrations and practice protocols which are state of the art and not available contemporaneously with on-line presentations; 2. The practice benefits from the interpersonal relationships formed and continued with person-to-person participation by colleagues while obtaining the 10 hours of CE requirements; 3. The sparsity of quality offerings during the pandemic of in-person instruction has waned and in-person instruction has rebounded with new vigor and enthusiasm since its suspension during the pandemic; 4. Local meetings and presentations are improving in quality so that travel expenses may be mitigated; and 5. Participation by attendants during in-person presentations is generally on a higher level than with on-line programs, even those with enhanced interactivity functions.

E. Consent Agenda Opinions – Answered

1. Reselling Compounded Drugs to Clients

An informal practice query was posed to the Board from a licensed veterinarian inquiring whether compounded drugs can be purchased as inventory in an animal hospital and then used for various patients. The Board advised that it is a secondary regulator in this regard and requires compliance with local, state and federal regulations, including those from the authoritative FDA. The inquiry was deemed governed by FDA regulations and the Board deferred thereto.

2. Is There Policy/Protocol on Firing a Client

A licensed veterinarian asked whether the Board maintained a policy or regulatory protocol concerning discharging a client. The Board, relying on information provided that emergency circumstances do not exist with regard to the patient, advised the licensee that it has adopted the AVMA's principles of veterinary medical ethics and with appropriate citations noted the obligation to do so with courtesy and tact, noting the freedom given to a veterinarian absent exigent circumstances to choose whom the veterinarian will serve and under what conditions.

3. Letter of Release from Quarantine from Animal Control Necessary

The Board entertained a query pertaining to the release of a patient from quarantine following a bite and retention by animal control. The licensee was

advised that the exclusive jurisdiction over such matters is with the La. Dept of Health via the Sanitary Code. Appropriate contact information was supplied.

4. Non-Veterinarian Ownership of a Clinic

A member of the public inquired as to whom may own a veterinary corporation. The inquirer was referred to the appropriate Louisiana Revised statutes concerning professional corporations and the repeal of Board Rules requiring ownership of veterinary facilities generally by a licensed veterinarian.

5. Can LA veterinarians Sell and Prescribe CBD/Hemp Products

The Board was asked whether licensees could sell and prescribe CBD products and was cited the 2018 position of the Board's inability to advise the practice concerning the safe and effective use of such products and the ethical obligations of a veterinarian to comply with the obligation to discern whether the use of any product is within the standard of acceptable practices based on the diagnosis and condition of the patient.

6. Can a DVM dispense prescription dog food without VCPR?

A licensee inquired of the Board as to whether a VCPR was needed to dispense "prescription dog food" to the public if a script is provided from the regular veterinarian, but no VCPR is established. A preliminary response was given, then after a board discussion modified as follows:

There is insufficient information to fully answer the query. "Prescription" foods are a trademark of one manufacturer. The FDA refers to such foods as "therapeutic foods". The following are general guidelines for various products and drugs.

- a) Ethical products are those products where the manufacturer voluntarily chooses to market only through veterinarians. There is no labeling as a "legend drug". In such instances, the only limitation on the selling veterinarian is to abide by the contractual agreement with the manufacturer. There is no regulation by the FDA and no requirement that a VCPR be established prior to dispensing.
- b) "Therapeutic foods" are those considered by the FDA as such by the ingredients of the product, its intended use as determined by label, advertisements, references to clinical and scientific studies, client testimonials and other forms of marketing. Even though these products do not contain prescription drugs, the FDA requires (but may not enforce) the establishment of the VCPR prior to dispensing.
- c) Prescription drugs, as categorized by the FDA, may be such by chemical composition as well as where labeling claims to prevent, cure, mitigate disease. In such a case the FDA will consider them "animal drugs" and require a VCPR prior to dispensing. These products may also be considered "food" in which case the FDA regulates as well. Only food "additives" and animal drugs require pre-marketing approval.

Insofar as Board regulation is concerned, only "legend drugs" in the context of this query (see Rule 700 definitions) require a prescription preceded by the establishment of a VCPR.

7. Are Rabies Certificates Required When Vaccine is Administered?

The Board was asked whether it was a requirement that Rabies certificates be given at the time of the administration of a rabies vaccine. The licensee was referred to the

exclusive jurisdiction of the Department of Health and given the state's public health veterinarian.

8. Subpoena of a Client's Records for Several Patients

An attorney inquired as to the propriety of the owner of a veterinary facility honoring a subpoena in a family court proceeding of animal records otherwise confidential. Counsel was advised that the AVMA's ethical principles, adopted by the board, state that confidential records may be released without the client's consent where sought by court order, which includes the subpoena.

9. Possible Client Abuse of Patient Medication

The owner of a veterinary facility received information suggesting a client was using/abusing prescription medication intended for the animal patient and inquired as to the propriety of advising the client that the facility would no longer honor prescriptions and wished to discharge the client and all owned patients. The Board advised that absent an emergency involving the patient, the veterinarian was free to discharge the client as long as the discharge was tactful and courteous.

10. HISA (Horse Racing Integrity & Safety Act) Reports VCPR Violations?

A veterinarian deeply involved in the racing industry inquired of the Board whether it was improper to release patient records over the objection of the client/owner where HISA regulations required such disclosure. The veterinarian was advised that HISA is preemptive over state law, including the provisions of the Louisiana Administrative Code (Board Rules) and that compulsory compliance with federal regulations is not a basis for Board action.

11. Can LA DVM Prescribe Controlled Drug to Former Client Out of State

The Board was asked whether it was proper to issue a prescription for patient anxiety where the client/patient had recently moved out of state and were temporarily unable to see a veterinarian in their new locale. The client was referred to the requirements that a VCPR be established and maintained when issuing a controlled drug. In order to maintain the VCPR, there must be sufficient knowledge of the condition of the patient and while there is no hard and fast rule regarding the lapse of time where the patient was last seen by the veterinarian and the prescription was requested, all factors must be considered in exercising sound professional judgment on whether the VCPR has been adequately maintained.

F. Consent Agenda Opinions – Proposed

1. None at this time

G. Consent Agenda Opinions - Expedited / Emergency Opinion

1. None at this time

After review and discussion of all Consent Agenda Opinion items, motion was made by Dr. Bondurant, seconded by Dr. Cataldo, to ratify the responses. Motion passed unanimously by voice vote.

VI. MISCELLANEOUS MATTERS

A. New Licenses and Certificates Issued

Mr. Granier reported all new licenses and certificated issued listed below from 05/14/22 to 07/10/22. Motion was made by Dr. Marullo to accept and ratify all issued licenses as given, seconded by Dr. Cataldo, and passed unanimously by voice vote.

License Number	Licensee	License Status	Initial License Date
10080	Lori Winborne	DVM - Active	5/17/2022
10081	Hanna Meade	DVM - Active	5/17/2022
10082	Rhett Sonnier	DVM - Active	5/17/2022
10083	Sydney Wodrich	DVM - Active	5/17/2022
10084	Cody Pfister	DVM - Active	5/17/2022
10085	Kaela Turner	DVM - Active	5/17/2022
10086	Karen Robbins	DVM - Active	5/17/2022
10087	Lauren Dartez	DVM - Active	5/18/2022
10088	Patricia Owens	DVM - Active	5/25/2022
10089	Rachel Howie	DVM - Active	5/27/2022
10090	Courtney Hartsell	DVM - Active	6/3/2022
10091	Kimberly Mistarz	DVM - Active	6/6/2022
10092	Connor Tageant	DVM - Active	6/6/2022
10093	Bailey Smith	DVM - Active	6/6/2022
10094	Krystal Vail	DVM - Active	6/6/2022
10095	Crystal Eng	DVM - Active	6/6/2022
10096	Heather Fraser	DVM - Active	6/6/2022
10097	Jonathan Bergmann	DVM - Active	6/7/2022
10098	Jennifer Douthwaite	DVM - Active	6/7/2022
10099	Sylvie Sandoval	DVM - Active	6/20/2022
10100	Michael Greenberg	DVM - Active	6/21/2022
10101	Brian Hernandez	DVM - Active	6/24/2022
10102	Susan Waters	DVM - Active	6/24/2022
10103	Thomas Gaydos	DVM - Active	6/27/2022
10104	Katelyn Briscoe	DVM - Active	7/8/2022
10105	Austin Floyd	DVM - Active	7/5/2022
10106	Sara Guidry	DVM - Active	7/7/2022
10107	Morgan Smith	DVM - Active	7/8/2022
License Number	Licensee	License Status	Initial License Date
Faculty 1059	Adam Moreno	DVM - Faculty - Active	5/18/2022
Faculty 1060	Daniel Duffy	DVM - Faculty - Active	5/25/2022
Faculty 1061	Connor Pyne	DVM - Faculty - Active	5/25/2022
Faculty 1062	Kielyn Scott	DVM - Faculty - Active	5/25/2022
Faculty 1063	Sydney Mordoh	DVM - Faculty - Active	5/25/2022
Faculty 1064	Angelica Mendoza	DVM - Faculty - Active	5/25/2022
Faculty 1065	Murphy Sachse	DVM - Faculty - Active	5/25/2022
Faculty 1066	Robyn Jolly	DVM - Faculty - Active	5/27/2022
Faculty 1067	Telea Wade-Lahart	DVM - Faculty - Active	5/31/2022
Faculty 1068	Bruce Eilts	DVM - Faculty - Active	6/6/2022

Faculty 1069	McKenna Caspers	DVM - Faculty - Active	6/6/2022
Faculty 1070	Tithipong Plangsangmas	DVM - Faculty - Active	6/6/2022
Faculty 1071	Nimar Gill	DVM - Faculty - Active	6/8/2022
Faculty 1072	Emily Schlake	DVM - Faculty - Active	6/13/2022
Faculty 1073	Ansley Sackett	DVM - Faculty - Active	6/16/2022
Faculty 1074	William Holl	DVM - Faculty - Active	6/22/2022
Faculty 1075	Alaina Kuehr	DVM - Faculty - Active	6/23/2022
Faculty 1076	Marine Traverson	DVM - Faculty - Active	6/23/2022
Faculty 1078	Joanne Graham	DVM - Faculty - Active	6/23/2022
Faculty 1079	Haley Straub	DVM - Faculty - Active	6/27/2022
Faculty 1080	Colleen Elzinga	DVM - Faculty - Active	6/27/2022
Faculty 224	Vanna Bagley-Dickerson	DVM - Faculty - Active	6/6/2022
Faculty 39	Ronald Koh	DVM - Faculty - Active	6/23/2022

License Number	Licensee	License Status	Initial License Date
n/a	n/a	RVT - Active	n/a

License Number	Licensee	License Status	Initial License Date
n/a	n/a	CAET - Active	n/a

B. Office Updates – Applications, Renewals, Complaints

Mr. Granier reported to the Board statistics on the current renewal cycle from July 1st to 26th, and on applications and complaints from May 14th to July 26th. No further action was taken on this matter.

RENEWALS - '22-'23, from 07/01 to 07/26	Not Renewed	Renewed	Total
Certified Animal Euthanasia Technician	139	10	149
CAET - Active - Full	121	6	127
CAET - Active - Lead	18	4	22
Doctor of Veterinary Medicine	1330	424	1754
DVM - Active	1311	424	1735
DVM - Inactive - Disabled	2		2
DVM - Inactive - Retired	16		16
DVM - Military - Active Duty	1		1
Doctor of Veterinary Medicine - Faculty	117	49	166
DVM - Faculty - Active	117	49	166
Registered Veterinary Technician	225	109	334
RVT - Active	225	109	334
Grand Total	1811	592	2403

APPS - SUBMITTED, 05/14 to 07/26	Total
Animal Euthanasia Technician	16
(blank)	16
Veterinarian	45
Applicant for NAVLE-Only	5
DVM Practicing Less Than 5 years	4
DVM Practicing More Than 5 years	7
Student, New Grad or DVM < 90 days	29
Veterinarian - Faculty	11
(blank)	11
Veterinary Technician	25
Certified in Another State	2
Student/New Graduate	23
Grand Total	97

APPS - APPROVED, 05/14 to 07/26	Total
Veterinarian	32
DVM Practicing Less Than 5 years	5
DVM Practicing More Than 5 years	8
Student, New Grad or DVM < 90 days	19
Veterinarian - Faculty	23
(blank)	23
Grand Total	55

COMPLAINTS	Total
From 05/14 to 07/26, 2022	
Complaints Received	8
Complaints Closed	4
Consent Orders Issued	1
Consent Orders Closed	0
Other Negative Actions *	1
Still On-Going / Active	
Pending Cases (licensees)	15
Pending Cases (non-licensees)	3
Consent Orders	3
Other Negative Actions *	0
<i>* Other negative actions include, formal reprimands, informal reprimands, cease & desist notices, etc.</i>	

C. CAET Training Course – August 11, 2022, Alexandria, LA

Mr. Granier presented to the Board the new CAET certification training course scheduled for August 11th, 2022 at the Alexandria Animal Shelter. Deadline for registration was July 29th and there are 27 participants scheduled. The LA Board of Pharmacy will be joining to present to the participants on the LBP's rules and regulations. No motion made pertaining to the CAET course.

D. High School Vet Science/Assistant Program

A high school teacher inquired as to whether board licensing could be established for students who do not meet the criteria of being a RVT. She was advised that the Board's powers of licensure are limited to the categories established by state law, which do not meet the category of inquiry.

VII. CONTINUING EDUCATION ISSUES

- A. **None at this time.**

VIII. PRECEPTORSHIP ISSUES

- A. **None at this time.**

(Public Comments)

Motion made to break for lunch at 12:15pm by Dr. Findley, seconded by Dr. Cataldo, Motion passed unanimously by voice vote. Motion made to return from lunch at 12:45pm by Dr. Stevens, seconded by Dr. Marullo, Motion passed unanimously by voice vote.

After lunch, motion was made by Dr. Marullo to go into executive session to discuss confidential matters regarding licensees, applicants, and administrative hearings not subject to public disclosure as per the law, seconded by Dr. Cataldo, and passed unanimously by voice vote.

IX. ADMINISTRATIVE HEARINGS

- A. **None at this time.**

X. LICENSEE ISSUES

- A. **Tyquaylon Smith, CAET**

A CAET applicant for renewal noted in responses to the application questionnaire that he had been using sodium pentobarbital during a period his certificate had expired. The renewal application included all obligations for renewal of the CAET certificate, which can be renewed within a limited time period following initial expiration. The Board allowed the renewal without disciplinary action due to the compliance with the Board Rules allowing recertification with the payment of back due and late renewal fees and obtaining all CE.

XI. APPLICANT ISSUES

- A. **Dominique Capaldo - Request Waiver of Preceptorship**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Capaldo. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of the preceptorship requirements as the documents provided meet the criteria of full-time clinical veterinary practice for the required time period immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

- B. **Amanda Ensor, DVM - Request Waiver of Preceptorship & NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Ensor. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of retake of the national examination and preceptorship requirements as the documents provided meet the waiver criteria for the required period of time immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

C. CAET Application Review (LL)

The application for certification as a CAET was referred to the Board due to a prior substance abuse problem involving alcohol which had been addressed and under circumstances where sobriety had been maintained for a period of time. Treatment was voluntary and no crimes or offenses were involved. Noting the qualifications and disqualifying offenses provided in the Practice Act, and considering all factors, the applicant was allowed to proceed for certification

D. Laurie Millward, DVM - Request Waiver of Preceptorship & NAVLE Retake

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Millward. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of retake of the national examination and preceptorship requirements as the documents provided meet the waiver criteria for the required period of time immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

E. Kelsey Savell, DVM - Request Waiver of Preceptorship & NAVLE Retake

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Savell. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of retake of the national examination and preceptorship requirements as the documents provided meet the waiver criteria for the required period of time immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

F. Alissa St. Blanc, DVM - Request Waiver of Preceptorship & NAVLE Retake

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. St. Blanc. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of retake of the national examination and preceptorship requirements as the documents provided meet the waiver criteria for the required period of time immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

G. Robin Tolmer-Paterson, DVM - Request Waiver of Preceptorship & NAVLE Retake

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Tolmer-Paterson. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of retake of the national examination and preceptorship requirements as the documents provided meet the waiver criteria for the required period of time immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

H. Natalie Wong, DVM - Request Waiver of Preceptorship

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Wong. Motion was made by Dr. Bondurant, seconded by Dr. Marullo, to approve waiver of the preceptorship requirements as the documents provided meet the criteria of full-time clinical veterinary practice for the required time period immediately prior to application, and licensure in good standing in another jurisdiction. Motion passed unanimously by voice vote.

Upon conclusion of discussions of applicant issues in executive session, motion was made to return to regular session by Dr. Bondurant, seconded by Dr. Marullo, and approved unanimously by voice

vote. All votes related to administrative hearings, applicant and licensee issues above were made out of executive session.

Motion was made by Dr. Cataldo to go into executive session to discuss confidential matters regarding pending and potential litigation by the Board not subject to public disclosure as per the law, seconded by Dr. Bondurant, and passed unanimously by voice vote.

XII. EXECUTIVE SESSION

A. Update on Civil Litigation – Equine Dentistry (ON)

The Board was advised by counsel of the status of litigation instituted to a person allegedly practicing veterinary medicine without a license in the field of equine dentistry.

B. Licensure Issue Update - Reported Out-of-State Conviction (NM)

The Board was advised of the status of litigation involving a licensee who was tried out of state for animal cruelty. After a determination that all charges had been dismissed, the proposed complaint by the Board against the licensee was abandoned.

C. Claim of Non-Licensee Practicing Veterinary Medicine - Animal Chiropractor (AC)

After further review of facts and discussion, it was determined that no violation has occurred, and no action is being taken on this matter.

D. Claim of Non-Licensee Practicing Veterinary Medicine - Equine Dentistry (TM)

After discussion, Mr. Granier and Mr. Vogt were directed to investigate further and to gather more details to bring to the Board at the next meeting.

Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Bondurant, seconded by Dr. Cataldo, and approved unanimously by voice vote. All votes and decisions related to issues above were made out of executive session.

XIII. ADJOURN

There being no further business before the Board, motion was made to adjourn by Dr. Marullo, seconded by Dr. Findley, and passed unanimously by voice vote. The meeting was adjourned at 3:45pm.

Minutes reviewed and approved by full board on October 6, 2022.

<Absent from Meeting> in lieu of Dr. Findley, Dr. Stevens has
Larry Findley, Sr., DVM, Board Secretary-Treasurer approved the Board minutes.

Alfred G. Stevens, Board President
Alfred G. Stevens, DVM