

**LOUISIANA BOARD OF VETERINARY MEDICINE
BOARD MEETING
December 7, 2006**

Minutes

I. CALL TO ORDER -

Board President, Dr. Patrick Bernard, called the meeting to order at 8:30 a.m.

II. ROLL CALL -

Roll call was taken by Board Secretary-Treasurer, Dr. William H. Green, with the following results:

Those present:

Patrick Bernard, DVM	Board President
Mica F. Landry, DVM	Board Vice President
William H. Green, DVM	Board Secretary-Treasurer
Glenn Walther, DVM	Board Member
Lon Randall, DVM	Board Member
Michael Tomino, Jr.	Board General Counsel
Wendy Parrish	Board Administrative Director

Absent:

None

Guests:

Robert MacLean, DVM - 11:30am
James, Grillo, DVM - 11:30am
Frances Reed, DVM - 1:00pm

III. APPROVAL OF MINUTES

A. Board Meeting October 4, 2006

The Board reviewed the minutes from the October 4, 2006 Board meeting. Motion was made by Dr. Walther to accept the minutes as presented, seconded by Dr. Landry, and passed unanimously by voice vote.

IV. FINANCIAL MATTERS AND CONTRACTS

A. Financial Reports - September 2006 and October 2006

Ms. Parrish and Secretary-Treasurer Dr. Green presented the financial reports for the months of September and October 2006 for review. Following discussion, motion was made by Dr. Walther to approve the financial reports as presented, seconded by Dr. Landry, and passed unanimously by voice vote.

B. FY2008 Budget Proposal

Ms. Parrish presented a proposed budget for FY2008 (July 1, 2007 through June 30, 2008) for review and discussion. Motion was made by Dr. Landry, seconded by Dr. Walther, to accept the proposed budget for FY2008 as presented. Motion passed unanimously by voice vote.

C. Proposed Copier Lease

Ms. Parrish presented a proposed 3-year copier lease from a state approved vendor for review and discussion. Motion was made by Dr. Walther, seconded by Dr. Landry, to accept the proposed lease agreement as presented. Motion passed unanimously by voice vote.

D. Proposed Office Lease

Ms. Parrish presented a proposed 5-year lease for office space with current lessor, Dean Properties for review and discussion. It was noted that the previous lease amount of \$9.18/square foot for the past 10 years will be increased to \$12.00/square foot due to current market prices in the Baton Rouge area. Discussion was made regarding advantages and disadvantages of local building lease rates, parking availability and rates, corrected square footage of space, projected costs of a move, utilization of conference room area and storage area (4th floor), and close proximity of other state offices and the capital building. Motion was made by Dr. Landry, seconded by Dr. Walther, to proceed with the proposed 5-year lease agreement for the current office space as presented. Motion passed unanimously by voice vote

V. ADMINISTRATIVE PROCEEDINGS

A. Case No. 06-1003V Proposed Consent Order - Paige Massey, DVM (9:00 am) - Dr.

Walther was introduced as presiding officer for the hearing. Dr. Bernard recused himself as investigating Board member in the case. The members of the Hearing Panel consisted of Dr. Walther, Dr. Landry, Dr. Green and Dr. Randall. The respondent and her legal counsel waived appearance at the hearing. Mr. Tomino presented the facts of the case, submitted exhibits for review, and a proposed Consent Order for consideration by the Board. Upon conclusion of the presentations and questions, motion was made by Dr. Landry, seconded by Dr. Green, to enter into executive session for consideration of the proposed consent order presented in the case. Motion passed unanimously by voice vote. The executive session was closed to the public and only those Board members on the panel were present.

Motion was made by Dr. Landry to return to open session, seconded by Dr. Randall, and passed unanimously by voice vote. The meeting was reopened to the public. Motion was made by Dr. Landry, seconded by Dr. Green to accept the Consent Order as presented for this case. Motion passed unanimously by voice vote.

B. Case No. 06-0316V Proposed Consent Order - Gilbert Griffith, DVM (9:00 am) - Dr.

Randall was introduced as presiding officer for the hearing. Dr. Bernard recused himself as investigating Board member in the case. The members of the Hearing Panel consisted of Dr. Randall, Dr. Landry, Dr. Green and Dr. Walther. The respondent and his legal counsel waived appearance at the hearing. Mr. Tomino presented the facts of the case, submitted exhibits for review, and a proposed Consent Order for consideration by the Board. Upon conclusion of the presentations and questions, motion was made by Dr. Landry, seconded by Dr. Walther, to enter into executive session for consideration of the proposed consent order presented in the case. Motion passed unanimously by voice vote. The executive session was closed to the public and only those Board members on the panel were present.

Motion was made by Dr. Landry to return to open session, seconded by Dr. Green, and passed unanimously by voice vote. The meeting was reopened to the public. Motion was made by Dr. Landry, seconded by Dr. Green to accept the Consent Order as presented for this case. Motion passed unanimously by voice vote.

C. Case No. 07-0713C (A-F) Proposed Consent Orders - Horace Troullier, CAET, Cheryl Estain, CAET, Shelia Brown, CAET, Billy Dwyer, CAET, David Bergmark, CAET, Lisa Rogers, CAET (9:00 am) - Dr. Bernard was introduced as presiding officer for the hearing. Dr. Randall recused himself as investigating Board member in the case. The members of the

Hearing Panel consisted of Dr. Bernard, Dr. Landry, Dr. Green and Dr. Walther. Each of the respondents and their legal counsel waived appearance at the hearing. Mr. Tomino presented the facts of the case, submitted exhibits for review, and proposed Consent Orders for consideration by the Board. Upon conclusion of the presentations and questions, motion was made by Dr. Landry, seconded by Dr. Walther, to enter into executive session for consideration of the proposed consent order presented in the case. Motion passed unanimously by voice vote. The executive session was closed to the public and only those Board members on the panel were present.

Motion was made by Dr. Landry to return to open session, seconded by Dr. Green, and passed unanimously by voice vote. The meeting was reopened to the public. Motion was made by Dr. Walther, seconded by Dr. Green to accept the Consent Orders as presented for this case. Motion passed unanimously by voice vote.

D. Case No. 07-0719C (A-B) Proposed Consent Orders – Kathryn Destreza, CAET, Janet Parker, CAET (9:00 am) - Dr. Bernard was introduced as presiding officer for the hearing. Dr. Walther recused himself as investigating Board member in the case. The members of the Hearing Panel consisted of Dr. Bernard, Dr. Landry, Dr. Green and Dr. Randall. Each of the respondents waived appearance at the hearing. Mr. Tomino presented the facts of the case, submitted exhibits for review, and proposed Consent Orders for consideration by the Board. Upon conclusion of the presentations and questions, motion was made by Dr. Landry, seconded by Dr. Green, to enter into executive session for consideration of the proposed consent order presented in the case. Motion passed unanimously by voice vote. The executive session was closed to the public and only those Board members on the panel were present.

Motion was made by Dr. Landry to return to open session, seconded by Dr. Randall, and passed unanimously by voice vote. The meeting was reopened to the public. Motion was made by Dr. Landry, seconded by Dr. Green to accept the Consent Orders as presented for this case. Motion passed unanimously by voice vote.

VI. POLICY, PROCEDURE, AND RULES

A. Policy and Procedure -

1. None presented.

B. Practice Act and Rules/Related Matters/Declaratory Statements

Motion was made by Dr. Walther to go into executive session to discuss issues and receive legal advice regarding potential contested matters, seconded by Dr. Landry, and passed unanimously by voice vote. Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Walther, seconded by Dr. Green, and approved unanimously by voice vote.

1. **AVMA Provisional Accreditation of Delgado Community College Veterinary Technology Program (Dr. J Hurrell) -** Following review of Dr. Hurrell's query on eligibility of veterinary technology students' participation in the national examination under the school's provisional accreditation and review of the AVMA stated policy regarding the accreditation process and identified categories of accreditation used by the accrediting agency, motion was made by Dr. Walther to accept the provisional accreditation as sufficient to qualify the

veterinary technology students within 6 months of graduation of the program to qualify for the national examination, seconded by Dr. Randall. Motion passed unanimously by voice vote.

2. **Request to Terminate Correspondence in Closed Action** - Following review of case closure and exhausted remedies pursuant to the Board's jurisdiction, and in light of repeated and unceasing requests to reopen complaint case more properly relegated to a civil matter between private parties, motion was made by Dr. Walther to direct Mr. Tomino to conclude the matter by correspondence/email with the complainant, Glenda Fay Turner, seconded by Dr. Landry. Motion passed unanimously by voice vote.
3. **Spay-Neuter Mobile Surgery Facility (J Becker, Spay Louisiana)** - Following review of Ms. Becker's query regarding proposed mobile spay-neuter facility by Spay Louisiana, motion was made by Dr. Walther to accept the proposed response presented by Mr. Tomino, seconded by Dr. Landry. Motion passed unanimously by voice vote.
4. **Animal Hospice Services (M Olivier)** - Following review of Ms. Olivier's query regarding animal hospice services, motion was made by Dr. Walther for Mr. Tomino to prepare a response, subject to Board member approval, for proper response to her inquiry, seconded by Dr. Green. Motion passed unanimously by voice vote.

C. **Rule Making**

1. **Emergency Rule 400, 403, 405, 409, 413 - Continuing Veterinary Medicine Education** - Notice of Intent published November 20, 2006.
2. **Rule 701 - Veterinary Medical Recordkeeping** - Rule revisions deferred to future Board meeting.
3. **Rule 711 - Classification of Practice Facilities** - Rule revisions deferred to future Board meeting.

VII. DVM ISSUES

A. **Inactive/Expired Veterinary Licenses Review** - Ms. Parrish presented the updated list of inactive and expired DVMs with Louisiana addresses for review by the Board. No action was taken on this item.

B. **John Parsons, DVM - Request to Waive Late Renewal Fee** - Following review of request and circumstances outlined in documentation submitted by Dr. Parsons, as well as his current active military status, motion was made by Dr. Walther, seconded by Dr. Green, to waive the late renewal fee. Motion passed unanimously by voice vote.

Motion was made by Dr. Walther to go into executive session to discuss character and professional reputation issues of the following licensees, seconded by Dr. Green, and passed unanimously by voice vote.

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Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Walther, seconded by Dr. Landry, and approved unanimously by voice vote.

C. Ginger H. Veazey, DVM – Affidavit of Status, Reconsideration of Request to Waive CE and Renewal Fee – Following review of request and additional documentation submitted by Dr. Veazey, motion was made by Dr. Walther, seconded by Dr. Green, to approve status of **Inactive Incapacitated**. Motion passed unanimously by voice vote.

D. Bridget Barthalamy, DVM – Request for Waiver of Late Renewal Fees and CE Requirements – Following review of documentation and circumstances submitted by Dr. Barthalamy, motion was made by Dr. Walther, seconded by Dr. Landry, to deny waiver of renewal fees and late renewal fees, and approve submission of the affidavit of accrued CE for renewal year 2005-2006 following the devastation of hurricane victims' records. Motion passed unanimously by voice vote.

VIII. DVM APPLICANT ISSUES

Item VIII A was delayed until 1:00 p.m. due to the scheduled appearance of Dr. Frances Reed.

A. Frances M. Reed, DVM (1:00 p.m.)– Reconsideration of Request for Waiver of Retaking of National Examination Requirement – Dr. Reed was introduced to the Board and presented additional information regarding previous veterinary practice and experience for the five years prior to application with the Board. Following her presentation, Dr. Reed left the meeting. Following review of the additional documentation submitted by Dr. Reed, 1991 graduate of University of Florida, successful passage of national licensing examination in 1990, licensed in Florida, Virginia, North Carolina and Michigan, motion was made by Dr. Walther, seconded by Dr. Landry, to approve waiver of retaking of the national examination as her particular employment history sufficiently meets 5 years of full-time veterinary practice preceding application. Motion passed unanimously by voice vote.

B. Robert A. MacLean, Jr., DVM (11:30 a.m.) – Reconsideration of Request for Waiver of Retaking of National Examination Requirement – Dr. MacLean was introduced to the Board and presented additional information regarding his previous veterinary zoo practice and experience for the five years prior to application with the Board. Dr. MacLean left the meeting upon conclusion of his presentation and discussion with Board members. Following review of additional documentation submitted by Dr. MacLean, 2000 graduate of University of Wisconsin, successful passage of national licensing examination in 1999, licensed in Wisconsin, New York, Illinois and North Carolina, motion was made by Dr. Landry, seconded by Dr. Walther, to approve waiver of retaking of the national examination as it sufficiently meets 5 years of full-time veterinary practice preceding application. Motion passed unanimously by voice vote.

C. James Grillo, MD, FACS, DVM (11:30 a.m.) – Request for Waiver of Preceptorship Requirement – Dr. Grillo was introduced to the Board and presented information regarding his previous veterinary zoo practice and experience prior to application with the Board. He is a 2005 graduate of Tufts University, licensed since 2004 in New York. Dr. Grillo left the meeting upon conclusion of his presentation and discussion with Board members. Following review of the documentation submitted by Dr. Grillo, motion was made by Dr. Landry, seconded by Dr.

Walther to accept the employment experience and particular circumstances of employment as it sufficiently meets the preceptorship program requirements and/or full time active clinical practice for 90 days prior to application with the Board. Motion passed unanimously by voice vote.

D. Wayne Russell Buck, DVM - Request for Waiver of Retaking of National Examination Requirement - Following review of documentation submitted by Dr. Buck, 1994 graduate of Iowa State University College of Veterinary Medicine, successful passage of national licensing examination in 1993, licensed in Iowa, Illinois and Ohio, motion was made by Dr. Landry, seconded by Dr. Green, to approve waiver of retaking of the national examination as his particular employment history sufficiently meets 5 years full-time veterinary practice preceding application. Motion passed unanimously by voice vote.

IX. CONTINUING EDUCATION ISSUES

A. DVM CE - Human Medicine Retinal Surgery Technique as Applied to Veterinary Ophthalmology (P DaCosta, DVM) - Request for consideration of DVM CE credit hours for training with human medicine ophthalmologists on current ophthalmic procedures. Following review of the information submitted, request was made for Ms. Parrish to obtain additional information from Dr. DaCosta (content of program, including dates, time, procedures, and specific equipment) for consideration at a later Board meeting.

B. DVM CE - Cutting Edge Co2 Laser Training (T Marullo, DVM) - Request for consideration of DVM CE credit hours for training on use of Cutting Edge CO2 Laser Training purchased by facility. Following review of the information submitted, request was made for Ms. Parrish to obtain additional information from Dr. Marullo (content of program, including time, procedures, specific equipment, and curricula vitae of presenter) for consideration at a future Board meeting.

X. MISCELLANEOUS MATTERS

A. New Licenses and Certificates Issued:
Wall certificates were presented for signature for the following licenses/certificates issued since the previous Board meeting:

DVM

2680	Abhijit Vasant Mane
2681	Claudia Raye Klarer
2682	Elyse A. Orchard
2683	Lindsay Jo Raygor
2684	Michael Della Ripa

RVT

8137	Amy Marie Haddox
8138	Lea Pauline Benson

B. December 2006 Newsletter Draft - Ms. Parrish presented a draft of the December 2006 newsletter for review. Motion was made by Dr. Walther, seconded by Dr. Landry, to approve the newsletter for publication as presented, with final approval by a Board member of an additional article(s) by Mr. Tomino. Motion passed unanimously by voice vote.

C. **Customer Satisfaction Questionnaire Comments** – Ms. Parrish presented a summary of the customer service questionnaire comments from October 2005 through October 2006. All comments were reviewed by the Board members. The majority of the responses were positive and the results will be mailed to the appropriate state agency for reporting purposes. No action was taken on this item.

XI. EXECUTIVE SESSION

Motion was made by Dr. Randall to go into executive session to discuss issues and receive legal advice regarding potential contested matters and personnel matters, seconded by Dr. Walther, and passed unanimously by voice vote. Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Walther, seconded by Dr. Landry, and approved unanimously by voice vote.

A. **6-Month Review of Administrative Assistant** – Following summary of performance and recommendation by Ms. Parrish to award Ms. Landry an increase for her exemplary work, ethics and performance throughout her first six months of employment with the Board, motion was made by Dr. Landry, seconded by Dr. Walther, to award Ms. Landry an increase of \$.75 per hour effective December 1, 2006. Motion passed unanimously by voice vote.

XII. ADJOURN

There being no further business before the Board, motion was made by Dr. Walther, seconded by Dr. Landry, and passed unanimously by voice vote to adjourn. The meeting was adjourned at 3:02 p.m.

MINUTES REIVEWED AND APPROVED BY FULL BOARD on February 1, 2007.

William H. Green, DVM, Board Secretary-Treasurer