

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, February 7 & 8, 2008**

President Linwood Jernigan, D.V.M., called the regular meeting of the North Carolina Veterinary Medical Board to order at 6:46 p.m. on February 7, 2008. In attendance were Board members Drs. Susan Bull, Richard Hawkins, David Marshall, Dante Martin and Mrs. Nancy Robinson, R.V.T. Also present was Board Attorney, Mr. George Hearn, and Executive Director, Mr. Thomas Mickey.

Dr. Jernigan reviewed with the Board, the Governor's and North Carolina Board of Ethics statement on conflicts of interest.

Dr. Jernigan presented a plaque to Amy L. Lewis, D.V.M. for her ten years of service on the Board. Dr. Lewis left the meeting at 7:00 p.m.

Dr. Jernigan announced that Ms. Edwards has resigned her position on the Board, effective February 5, 2008. Dr. Marshall made a motion that a card be sent to her, signed by the members of the Board, thanking her for her service and a plaque be presented to her at the next meeting of the Board. The motion was seconded by Dr. Martin. The motion passed unanimously.

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The Board continued its discussion from the last meeting about temporary permits. Dr. Marshall made a motion to eliminate the temporary permit interview by a Board member and substitute letters to the temporary permit applicant and supervisor. The letters will explain the restrictions of a temporary permit and the responsibilities of both the permit holder and the supervisor. The letters will be approved at the next meeting of the Board. Dr. Martin seconded the motion.

The Board continued its discussion from the last meeting of the differences between the Educational Commission for Foreign Veterinary Graduates (ECFVG) and the Program for the Assessment of Veterinary Education Equivalence (PAVE). No further action was taken.

Dr. Bull made a motion to enter into a closed meeting pursuant to G.S. § 143-318.11(a)(5), to discuss current and future employment compensation of Board staff. Dr. Martin seconded the motion. The motion passed unanimously. At 8:00 p.m., the Board entered into closed meeting.

The Board returned to open session at 9:05 p.m.

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Mr. Hearn presented corrected drafts of revisions to Administrative Rules .0203, .0205, .0206 and .0207. Dr. Bull made a motion to approve the final drafts and to initiate rule make proceedings. Dr. Hawkins seconded the motion. The motion passed unanimously.

The meeting was adjourned at 9:30 p.m.

Dr. Jernigan reconvened the regular meeting of the Board at 8:02 a.m. In attendance were Board members Drs. Susan Bull, Michael Davidson, Richard Hawkins, David Marshall, Dante Martin, and Mrs. Nancy Robinson, R.V.T. Also present was Board Attorney, Mr. George Hearn, and Executive Director, Mr. Thomas Mickey.

Dr. Jernigan reviewed with the Board, the Governor's and North Carolina Board of Ethics statement on conflicts of interest.

The regular meeting of the Board was adjourned at 8:05 a.m. so that the Committee on Investigations No. 2 could meet to discuss a case.

The meeting of the Board reconvened at 8:36 a.m.

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Warren Pendergast, M.D., Medical Director, North Carolina Physicians Health Program (NCPHP), joined the meeting. He presented an update on the status of program since the last Board meeting. After a question and answer period with the Board, he left the meeting at 8:50 a.m.

Dr. Marshall made a motion that the Board renew the contract with NCPHP for another six months under the same terms. Dr. Martin seconded the motion. The motion passed unanimously.

On a motion made by Dr. Bull, seconded by Dr. Hawkins, the minutes for the October 31 & November 1, 2007, meeting were approved.

Dr. Marshall made a motion to allow Dr. Jernigan to sign the Consent Orders for Drs. Melissa & Steven Matthews on behalf of the Board. Dr. Davidson seconded the motion. The motion passed unanimously.

The Investigator's report on his activities since the last meeting was distributed.

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The Executive Director reported on activities of the Board office since the last meeting.

A financial report was distributed to the members of the Board.

Following discussion, Dr. Davidson made a motion to approve the three reports. Dr. Bull seconded the motion. The motion passed unanimously.

The meeting of the Board recessed at 9:33 a.m. for a break, and reconvened at 9:45 a.m.

The Board reviewed the request from Amanda Blanton-McAdams, DVM that an inactive status with a lesser fee be offered to veterinarians who are practicing veterinary medicine in another state. The Board directed the Executive Director to send her a letter denying her request.

The Board reviewed the request from Margaret Emily Boothroyd, DVM for an extension of her continuing education requirements for 2008 because of she is out of the country. Dr. Marshall made a motion to grant

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her an extension until June 30, 2008. Dr. Martin seconded the motion. The motion passed unanimously.

Upon a motion by Dr. Hawkins, seconded by Mrs. Robinson, the Board approved the actual expenses for this meeting.

Drs. Melissa & Steven Matthews and their attorney, Mr. Steve Peterson, joined the meeting at 10:00 a.m. to discuss the Board's proposed consent order and the events that led up to the order. They left the meeting at 10:40 a.m.

The meeting of the Board recessed at 10:40 a.m. for a break, and reconvened at 10:55 a.m.

Report of Committee on Investigations No. 2.

2007032-2 Christian Allyn Bolz, D.V.M. (complaint of the
Mr. Michael Tuck) – Dismissed, no probable
cause.

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2007030-2 Gary D. Schaffer, D.V.M. (complaint of the Ms. Cynthia Roland) - Disciplinary action, letter of reprimand.

2007029-2 Harold Pearce, DVM & Erik Marshall Clary, DVM (complaint of Ms. Loretta J. Cova) – continued.

2007028-2 Summer Ann Roberson, R.V.T. (complaint of Ms. Katherine C. Alford) – Dismissed, no probable cause.

Mrs. Robinson made a motion to approve the Committee on Investigations No. 2 report. Dr. Martin seconded the motion. The motion passed unanimously. The motion passed unanimously with Dr. Davidson abstaining from the vote regarding complaint 2007028-2 (Ms. Roberson).

Report of Committee on Investigations No. 5.

Dr. Davidson left the meeting so that the Committee could present complaint #2007025-5.

2007025-5 Lenore Marie Bacek, DVM, Richard B. Ford, DVM, Marie Kate Holowaychuk, DVM, Robert Charles Houghton, DVM and Matt Shigeo Takara,

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DVM (complaint of Mr. Herbert K. Shera, Sr.) –
The portion of the complaint against Drs. Bacek
and Ford is dismissed, with a finding of no
probable cause. Drs. Holowaychuk, Houghton,
and Takara are all to receive a letter of reprimand.

Dr. Davidson rejoined the meeting.

2007031-5 Ann Marie Livengood, DVM & Arthur R. Hauser,
DVM (complaint of Mr. Larry Bundy) –
Dismissed, no probable cause.

2007036-5 Danny Henry, DVM (complaint of Mr. & Mrs.
Mike McCullen) – Disciplinary action, letter of
reprimand and \$1,000.00 civil monetary penalty.
The basis for the penalty is G.S. 90-187.8(b)(1)
and (5).

2007003-5 Steven A. Walker, DVM (complaint of Ms. Lauren
Scioscia) – The committee reconsidered its
previous decision to dismiss the complaint.
Following the reconsideration, the committee
issued a disciplinary action, a letter of caution.

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Dr. Bull made a motion to approve the Committee on Investigations No. 5 report for complaint no. 2007025-5. Dr. Hawkins seconded the motion. The motion passed unanimously with Dr. Davidson abstaining from the vote.

Dr. Davidson made a motion to approve the remainder of the Committee on Investigations No. 5 report. Dr. Bull seconded the motion.

The meeting of the Board recessed at 12:20 p.m. for a break, and reconvened at 12:30 p.m.

The Board set the 2008 Board meetings dates to be April 11, July 11, August 28 and November 6.

The meeting was adjourned by unanimous vote upon a motion by Dr. Marshall and seconded by Mrs. Robinson at 12:55 P.M.

Respectfully Submitted,

Thomas M. Mickey
Executive Director