

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

President Joseph Gordon, D.V.M., called the regular meeting of the Board to order at 8:30 A.M. Others in attendance were Board members Drs. David Brooks, Herbert Justus, Amy Lewis, David Marshall, and Kenneth Padgett. The Board Attorney, Mr. George Hearn, and Executive Director, Mr. Thomas Mickey were also present.

The Executive Director read the minutes of the January 11, 2002, meeting. On a motion made by Dr. Padgett, seconded by Dr. Lewis, the minutes were approved as corrected.

Dr. Gordon discussed the responses to the President's letter that the Board office received. The Executive Director and Mr. Hearn should contact the Oklahoma and California State Veterinary Licensing Boards to gather details about veterinary practice facility ownership in those states. Dr. Gordon will respond to the letters that have been received.

Mr. Hearn reported that he had written to Mabel Y. Bullock, Special Deputy Attorney General with the State of North Carolina Department of Justice as the Board had requested during the last Board meeting. No further action was taken.

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

Mr. Hearn discussed veterinarians holding animals for payment. It was determined that General Statutes 44A, Statutory Liens and Charges, would allow a veterinarian to hold an animal for payment. If a veterinarian is going to do so there should be a clear payment policy communicated to the client at the time the services are requested.

Dr. Lewis made a motion to establish a reserved fund balance of \$400,000.00. This reserve fund will be used to purchase office space for the Board. Dr. Justus seconded the motion. The motion passed unanimously.

Dr. Lewis made a motion to approve the purchase of a new computer for the Board. The purchase is not to exceed \$2,000.00. Dr. Justus seconded the motion. The motion passed unanimously.

The regular meeting of the Board adjourned at 9:25 A.M. for a five-minute break.

The regular meeting of the Board reconvened at 9:35 A.M.

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

Report of Committee on Investigations No. 1.

- 01046-1-1 Dr. Beverly Fax Cannady, (Complaint of Ms. Deborah Lynn Self) - Dismissed, no probable cause.
- 01050-1-1 Dr. Larry D. Cooper and Dr. Carmencita Matibag Amparo, (Complaint by Ms. Brenda Bray) Dismissed, no probable cause.
- 02001-1-1 Dr. Dana Jones, (Complaint by Ms. Carol Ficklin) – Disciplinary action; Letter of Caution.
- 02003-1-1 Dr. Amy E. Patterson, (Complaint by Ms. Carole A. Stork) – Dismissed, no probable cause.

Dr. Padgett made a motion to approve the Committee on Investigations Number 1 report. Dr. Brooks seconded the motion. The motion passed unanimously.

Report of Committee on Investigations No. 7.

The Committee reviewed the letter from R. Earl Johnson, D.V.M. that was in response to the Board's Letter of Reprimand and Civil Monetary

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

Penalty. The Executive Director is to respond and ask Dr. Johnson if he would like to meet with the Board at its next meeting.

At 10:00 A.M. Michael W. Wilkerson, MD, Medical Director, for the North Carolina Physicians Health Program (NCPHP) appeared before the Board to continue his previous discuss with the Board. He explained that the first step in the process involved a change to the General Statutes. He estimates the cost involved with establishing a program would be \$100,000.00. Dr. Wilkerson left the meeting at 10:30 A.M. Dr. Padgett made a motion to have Mr. Hearn review General Statutes 90-21.22 and 90-85.41. As part of his motion and to start the development of the program Dr. Padgett allowed for the expenditure of up to \$5,000.00 of Board funds. Dr. Wilkerson will make a presentation t the June meeting of the North Carolina Veterinary Medical Association and Board. Dr. Brooks seconded the motion. The motion passed unanimously.

Report of Committee on Investigations No. 7.

01025-1-7 Dr. Michael J. Puckett, (Complaint of Ms. Ginger Roseman) – The Board had previously dismissed this complaint, which concerned the care and

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

treatment of a foal, with a finding of no probable cause. Ms. Roseman had requested the Committee to review the care and treatment of her mare. The Committee has recommended that a new complaint be initiated.

01028-1-7 Dr. Ronald C. Myres & Dr. Barbara Jo Pepin,  
(Complaint by the Ms. Patricia Zumkehr) – The Board had previously dismissed this complaint, with a finding of no probable cause. Ms. Zumkehr had requested the Committee review its previous decision. The Committee reviewed the additional material provided by Ms. Zumkehr, but determined that its previous decision to dismiss the complaint was correct.

01034-1-7 Dr. Margaret Edwards Powell & Dr. Sandra Marie Grant, (Complaint of Mr. Don Penny) – No response from Mr. Penny the complaint is dismissed with a finding of no probable cause.

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

- 01048-1-7 Dr. William a. Caudle, (Complaint of Amy E. Miller, D.V.M., Ms. Christy M. Henson & Ms. Julie DeSmith) – Continued.
- 01051-1-7 Dr. William a. Caudle, (Complaint of Mr. & Mrs. Wil Marshall) – Disciplinary action; Letter of Caution.
- 01052-1-7 Dr. John Dowler, (Complaint of Ms. Laurie McGahey)– Disciplinary action; Letter of Reprimand and \$2,500.00 civil monetary penalty.
- 01054-1-7 Dr. Leslie L. Leidecker, (Complaint of Ms. Claudia M. Jorgensen)– Disciplinary action; Letter of Caution.

Dr. Marshall made a motion to approve the Committee on Investigations Number 7 report. Dr. Justus seconded the motion. The motion passed unanimously.

The Board members left the office and traveled to three potential buildings for sale. After all of the buildings were viewed the Board members returned to the office.

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

The Board's new investigator met with the Board to present a status report on his first three months of work. No further action was taken.

Dr. Justus made a motion to allow Carol M Kelly, D.V.M., an extension until May 31, 2002, to earn her required continuing education. The basis for the motion is Dr. Kelly's birth and death of her daughter. Dr. Padgett seconded the motion. The motion passed unanimously.

The Board reviewed the changes by the state to the costs allowed for mileage reimbursement. Dr. Marshall made a motion to change the allowable reimbursement cost to 36.5¢ per mile to match the state rate. Dr. Justus seconded the motion. The motion passed unanimously.

Dr. Lewis made a motion to have Dr. Gordon and the Executive Director attend the American Association of Veterinary State Boards' meeting in Nashville. The Board will pay the actual expenses for Dr. Gordon, the Executive Director, the Board investigator, and any other Board Member, to attend. Dr. Padgett seconded the motion. The motion passed unanimously.

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

Dr. Marshall made a motion to not approve the continuing education request from Steve Odland, D.V.M. for the texts he has written. Dr. Justus seconded the motion. The motion passed unanimously.

Dr. Lewis made a motion to allow Thann Rebecca Boyum, D.V.M., an extension until July 1, 2002, to earn her required continuing education. The basis for the motion was Dr. Boyum's back and neck injury last year. Dr. Padgett seconded the motion. The motion passed unanimously.

Dr. Marshall made a motion to deny the continuing education extension request of Dr. Alberto Gutierrez-Gil. Dr. Padgett seconded the motion. The motion passed unanimously.

The Board reviewed the information received from Dr. David DeYoung, North Carolina State University, College of Veterinary Medicine, concerning the policy and procedures that have been implemented at NCSU, CVM in the last six months. No further action was taken.



**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 22, 2002**

Dr. Gordon appointed a Nominating Committee consisting of Dr. Marshall, Dr. Justus and Dr. Padgett. The Committee is to recommend a slate of officers at the next Board meeting.

On a motion by Dr. Justus, seconded by Dr. Padgett, the Board approved the actual expenses for this meeting.

The meeting was adjourned by unanimous vote upon a motion by Dr. Lewis and seconded by Dr. Brooks at 3:30 P.M.

Respectfully Submitted,

Thomas M. Mickey  
Executive Director