

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 26, 1999**

President Kenneth Padgett, D.V.M., called the regular meeting of the Board to order at 8:00 A.M. Others in attendance were Board members Drs. David Brooks, George Edwards, Joseph Gordon, Herbert Justus, Amy Lewis and Mrs. Nellie Jones. The Board Attorney, Mr. George Hearn, and Executive Director, Mr. Thomas Mickey were also present.

The Executive Director read the minutes of the January 15, 1999, meeting. On a motion made by Dr. Edwards, seconded by Dr. Lewis, the minutes were approved as corrected.

Dr. Justus made a motion, seconded by Dr. Brooks, to have the Executive Director contact Dr. David G. Bristol, Associate Dean of the North Carolina State University College of Veterinary Medicine, and express to him the Board's concerns about the courses term selectives. The information presented at the last Board meeting by Dr. Bristol did not clearly explain to the practitioners their responsibilities and duties when supervising students enrolled in these programs. The motion passed unanimously.

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The Executive Director reported that Dr. Michael Wood is still employing Dr. Angela Lee at his practice facility but that her duties are now that of a receptionist.

The President reported that Dr. Justus is working on getting quotations for costs associated with the Board's possibly building its own office building.

Mr. Hearn reported that VOM seminars had cancelled its continuing education program to chiropractors licensed in North Carolina and that the seminar would only be given to veterinarians.

Mr. Hearn reported that House Bill 414 has not passed both the House and Senate and has not yet become law. Dr. Gordon made a motion that no licenses be issued under House Bill 414, should it become law, until the full Board meets to review any application for license under this Bill. Dr. Brooks seconded the motion. The motion passed unanimously

Dr. Edwards made a motion to enter into a closed session pursuant to G.S. § 143-318.11(a)(5), to discuss the current lease of the Board office. Dr.

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Gordon seconded the motion. The motion passed unanimously. At 9:10 a.m. the Board entered into closed session.

The regular session of the Board meeting reconvened at 9:34 a.m.

Dr. Gordon made a motion to enter into a closed session pursuant to G.S. § 143-318.11(a)(3), to discuss a suite filed against the Board by Ms. Karen Keltz. Dr. Justus seconded the motion. The motion passed unanimously. At 9.35 a.m., the Board entered into closed session.

The regular session of the Board Meeting reconvened at 9:43 a.m.

Mr. Hearn reported that Dr. Jeffrey Morrison has entered into a consent order with the Board. This is to resolve complaint number 98021-9-7, which was filed against Dr. Morrison by Ms. Christine Scibelli.

The Board regular meeting was adjourned at 10:00 a.m. for a break.

The regular meeting of the Board reconvened at 10:12 a.m.

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The Executive Director distributed a financial report to the members of the Board. Dr. Gordon made a motion to approve the financial report. Dr. Brooks seconded the motion. The motion passed unanimously.

The Executive Director reported that all the insurance policies for the Board had been renewed for another year.

Report of Committee on Investigations No. 1

98040-1-1 Dr. Jeffrey Wilton Burroughs, (Complaint of Ms. Martha M. McMillan). Continue, pending additional information from Ms. McMillan.

98044-1-1 Dr. Annette Joyce Wilson, (Complaint of Mr. James R. Hardy) – Dismissed, no probable cause.

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

Report of Committee on Investigations No. 7

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98029-1-7 Dr. Mitchell Lee Spindel (Complaint of Ms. Mary Bowen) – The Committee considered the complaint withdrawn, due to the lack of a response by Ms. Bowen.

98025-1-7 Dr. Dawn Marie Longo, (Complaint of Ms. Elizabeth Fuller) – Dr. Longo requested the Committee reconsider its decision to issue her a Letter of Caution. The Committee reviewed the case and concurred with its previous decision.

98041-1-7 Dr. Jack D. Brown, (Complaint of Mr. Phillip H. Cox) – Continued. The Executive Director is to schedule a meeting with the Committee for both Dr. Brown and Mr. Cox.

98031-3-7 Dr. Margaret M. Patterson, (Complaint of Dr. Suzanne R. Sewell) – Continued, the Executive Director is to schedule a meeting with Dr. Edwards, Mr. Hearn, and the Executive Director with Dr. Patterson.

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

Mr. Hearn discussed his concern of faxing sensitive documents to Board members at their place of business. Dr. Brooks made a motion that the Board purchase a fax machine for each Board Member and the Executive Director. The machines will be provided to the Board Members for use in their homes during their term on the Board. Mrs. Jones seconded the motion. The motion passed unanimously.

The Board reviewed the request of Dr. Randal Werkoven and Dr. Ellen Werkoven for a further extension on the remaining five (5) hours of continuing education credit that they lack for renewal. Their letter explained that Dr. Ellen Werkoven has cancer, which appears to be in remission. Dr. Edwards made a motion to excuse the remaining five (5) hours of continuing education pursuant to 21 NCAC 66 .0206(3) Dr. Padgett seconded the motion. The motion passed unanimously.

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Dr. Padgett appointed Dr. Gordon and Dr. Lewis to a committee to review and possibly develop a policy for the Board for practitioners providing consulting services.

The Board reviewed the Virginia disciplinary action against Dr. Donald S. Fincher and his failure to report this on his North Carolina Veterinary Medical Board License Renewal form. The Executive Director is to write to Dr. Fincher and inquire as to why he failed to do so.

The Board reviewed the request for licensure from Dr. J. Mark Beverly and the disciplinary action of his Wisconsin veterinary license. The Board directed the Executive Director to write to Dr. Beverly and inform him that the first step in the licensing procedure is for him to pass the Clinical Competency Test. Upon receiving a passing score on the Clinical Competency Test, the Board will then review his licensure application.

The Board reviewed the letter of Dr. Donald E. Schwartz requesting licensure without examination. The Board took no action, but let its previous decision stand regarding the requirement of the Clinical Competency Test.

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The Board reviewed the veterinary application of Dr. Shapleigh Renee Brewer Brantley and her misdemeanor convictions as a teenager. After reviewing the request, the Board will allow her to sit for the state licensing exam in May.

The Board reviewed a North Carolina Board of Pharmacy letter concerning Guil-Rand Veterinary Hospital. The Board directed the Executive Director to write to Dr. Sink and request a letter of explanation regarding this letter.

The Board directed a letter be prepared and sent to Janine Markham and Melyni Worth requesting information about laser therapy for treating equine injuries.

The Board reviewed the request of Dr. Ian Herring, a 1994 graduate of Texas A&M University, College of Veterinary Medicine, for an exemption from re-taking the Clinical Competency Test. Based on his previously passing the National Board Examination, Clinical Competency Test, his having worked in the veterinary profession for three of the last five years and his status as a diplomate in the American College of Veterinary Ophthalmologists, Dr. Lewis made a motion to grant the request. Dr. Edwards seconded the motion. The motion passed unanimously.

Dr. Padgett appointed a nomination committee consisting of Dr. Edwards and Dr. Lewis. This committee is to make nominations for



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President, Vice President, and Secretary Treasurer. They will report back at the next meeting.

Mr. Hearn discussed with the Board the supervisory language for temporary permits.

Dr. Gordon made a motion to enter into closed session pursuant to G.S. § 143-318.11(a)(1), to approve the minutes of the last closed session. Dr. Justus seconded the motion. The motion passed unanimously. At 1:50 p.m. the Board entered into closed session.

The regular session of the Board Meeting reconvened at 1:55 p.m.

Dr. Gordon made a motion to approve the actual expense that occurred for this meeting. Dr. Edwards seconded the motion. The motion passed unanimously.

On a motion by Dr. Edwards, seconded by Dr. Padgett, the meeting was adjourned at 2:15 p.m.

Respectfully Submitted,

Thomas M. Mickey  
Executive Director