

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, November 14, 1997**

President David E. Brooks called the meeting to order at 8:30 A.M. Others in attendance were Board members Drs. George Edwards, Joseph Gordon, Herbert Justus, Kenneth Padgett, 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 September 19, 1997, meeting. On a motion made by Dr. Gordon, seconded by Dr. Lewis, the minutes were approved as corrected.

Mr. Hearn reported to the Board on the Occupational Licensing Boards of the State that license health care providers.

At 9:10 a.m. Dr. Fed B. McCashin and Dr. Thomas Martin Daniel, Jr. appeared before the Board to discuss the providing of equine dentistry by non-licensed individuals. They expressed the problems they are having providing large animal dentistry services to their clients. They propose that the Board undertake some action to allow non-veterinarians to provide these services. They left the meeting at 10:10 a.m.

The meeting was adjourned at 10:10 a.m. for a ten minute break.

The meeting resumed at 10:20 a.m.

Dr. Richard Gregory Burkett, Ms. Margot Bowers, and Ms. Karen Keltz joined the meeting at 10:30 a.m.

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The Committee on Investigations Number 7 reported that complaint number 95004-1-7, which was made by Ms. Margot Bowers against Dr. Gregory Burkett will not be reopened. Regarding the request of Ms. Bowers to force Dr. Burkett to provide her with a copy of her bird's medical record the Committee took no action other than to recommend that Dr. Burkett comply with her request.

The Committee on Investigations Number 1 presented their report concerning complaint number 97025-1-1. This complaint was filed by Ms. Karen Keltz against Dr. Burkett. The Committee dismissed part of the complaint, issued a Letter of Caution concerning a second part, issued a Letter of Reprimand concerning a third part. Dr. Burkett was also assessed a civil monetary penalty of \$3,000.

Dr. Burkett, Ms Bowers, and Ms. Keltz left the meeting at 11:30 a.m.

The Executive Director reported that Mr. Russell Sanderson has been re-appointed as a certified rabies vaccinator by the Duplin County Health Director. The Executive Director is to investigate the types of rabies certificates a certified rabies vaccinator may issue.

Dr. Gordon made a motion to have the Executive Director follow-up with local police departments, where possible, when it is identified that the unlicensed practice of veterinary medicine is taking place. The motion was seconded by Dr. Padgett. The motion passed unanimously.

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Mr. Hearn discussed with the Board the meeting with Dr. McCashin and Dr. Daniel. Dr. Gordon made a motion to have Mr. Hearn develop draft language concerning the providing of veterinary services by individuals not currently licensed or registered with the Board. The motion was seconded by Dr. Edwards. The motion passed unanimously.

Mr. Hearn reported that the forms necessary for the Board to receive insurance quotations have been filed with the appropriate insurance agent.

The Executive Director followed-up on the presentation at the last meeting concerning the Haven Animal Shelter. The Board took no action.

The Executive Director reported that Ms. Linda Evans did not respond to the Board's request for additional information on her request to be allowed to have a medical doctor perform a medical procedure on her horse. The Board took no action.

The Board discussed the fact that some veterinarians are not responding to practice facility violation letters that are sent certified mail. Dr. Gordon made a motion that veterinarians that do not present proof of the correction of violations, or show facts which justify an extension of time, should receive a Letter of Reprimand and a civil monetary fine of \$500 per day until the violation is corrected. Dr. Padgett seconded the motion. The motion passed unanimously.

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The Board discussed what issues should be part of the next president's letter.

The meeting was adjourned at 12:35 p.m. for lunch. The Committee on Investigations number 1 will also meet to review those cases that they did not have time to review yesterday.

The meeting reconvened at 3:15 p.m.

The Executive Director distributed a financial report to the Board Members.

Dr. Gordon made a motion to allow spays and neuters to be performed in a multi-purpose room at the Wake County Animal Shelter. The surgeries will be performed by second and third year North Carolina State University College of Veterinary Medicine students on animal owned by the Shelter. The motion was seconded by Dr. Lewis. The motion passed unanimously.

The Board directed Mr. Hearn to draft a response to Ms. Kathy Duncan concerning her request information on massage therapy for horses.

The Board reviewed the request of Dr. Dana Walker, a 1986 graduate of the University of Missouri, College of Veterinary Medicine, for an exemption from re-taking the Clinical Competency Test. Based on her previously passing the National Board Exam, Clinical Competency Test, her

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having worked in the veterinary profession for three of the last five years, and her status as a Diplomate of the American College of Veterinary Pathologists, Dr. Gordon made a motion to grant her request. Dr. Lewis seconded the motion. The motion passed unanimously.

The Board reviewed the request of Dr. Samuel Pinckney Christenberry, a 1985 graduate of Auburn University, College of Veterinary Medicine, for an exemption from re-taking the Clinical Competency Test. Based on his previously passing the National Board Exam, Clinical Competency Test, his having worked in the veterinary profession for three of the last five years, and his status as a Diplomate of the American College of Poultry Veterinarians, Dr. Gordon made a motion to grant his request. Dr. Padgett seconded the motion. The motion passed unanimously.

The Board reviewed the request of Dr. Mark W. Jackson, a 1987 graduate of the University of Wisconsin, College of Veterinary Medicine, for an exemption from re-taking the Clinical Competency Test. Based on his previously passing the National Board Exam, Clinical Competency Test, his having worked in the veterinary profession for three of the last five years, and his status as a Diplomate of the American College of Veterinarian Internal Medicine, Dr. Gordon made a motion to grant his request. Dr. Padgett seconded the motion. The motion passed unanimously.

Investigative Committee Reports

Report of Committee on Investigations No. 1

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- 97040-1-1 Dr. David B. Todd (Complaint of Mr. Elwood M. Wilcox) - Dismissed, no probable cause.
- 97044-1-1 Dr. Ray J. Randall (Complaint of Ms. Susan C. Smith) - Disciplinary Action. Letter of Caution.
- 97046-2-1 Dr. Richard Gregory Burkett (Complaint of North Carolina Veterinary Medical Board) - Continued.
- Report on Committee on Investigations No. 7
- 97007-1-7 Dr. John Anthony Stih (Complaint of Ms. Carol Reynolds) - Previous decision of the Committee to issue a Letter of Caution stands.
- 97024-1-7 Dr. Curt Locklear (Board Complaint) - Disciplinary Action. Letter of Reprimand. As part of the investigation the Committee determined that Dr. Todd Nibbie should be sent a letter to cease and desist the unlicensed practice of veterinary medicine by Mr. Hearn.
- 97035-1-7 Dr. Mark Camacho (Complaint of Dr. Karen Jordan) - Dismissed, no probable cause.

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- 97037-1-7 Dr. David Peterson (Complaint of Mr. Kevin Fitch) -  
Disciplinary Action. Letter of Caution.
- 97034-1-7 Dr. Donald G. Hoover (Complaint of Ms. Paula R.  
Burgess) - Disciplinary Action. Letter of Caution.
- 97043-1-7 Dr. S. J. Dalrymple (Complaint of Ms. Tonie Gibson) -  
Dismissed, no probable cause.
- 97028-3-7 Dr. Salli Sides Stewart (Complaint of Dr. Lynn A. Reed)  
- Dismissed, no probable cause. Board to initiate a  
complaint against Dr. Reed.
- 97032-2-8 Dr. Kim Francine Krivit - North Star Equine (Complaint  
by the Board) - Reconsidered, Board to further  
investigate.

The next meeting of the Board will be held in its Raleigh office on  
January 30, 1998.

On a motion by Dr. Padgett, seconded by Dr. Gordon, the Board  
approved the actual expenses for this meeting. As part of this motion the  
Board also tentatively approved the actual expenses for Board meeting held  
during calendar year 1998, however, this approval is subject to review and  
possible withdrawal at each meeting.

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The meeting was adjourned on a motion by Dr. Gordon and seconded by Dr. Lewis at 5:20 P.M.

Respectfully Submitted,

Thomas M. Mickey  
Executive Director