

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, November 15, 2013**

At 8:00 a.m., President Dante Martin, D.V.M. called to order the regular meeting of the North Carolina Veterinary Medical Board. In attendance were the following Board members: Drs. Dwight E. Cochran, William Dean, Kim Gemeinhardt, David Marshall and Richard Hawkins; and Mr. Jonathan Loftis, R.V.T. Also present were Board Attorneys Mr. George Hearn and Mr. Lee Craven. Executive Director Mr. Thomas Mickey was present as well.

Dr. Martin reviewed with the Board the Governor's and the North Carolina Board of Ethics' statement on recognizing and avoiding conflicts of interest.

On motion by Dr. Marshall, seconded by Dr. Gemeinhardt, the minutes for the September 6, 2013 Board meeting were approved.

At 8:10 a.m., Joseph P. Jordan, PhD., Clinical Director of the N.C. Physicians Health Program (NCPHP) joined the meeting. Dr. Jordan presented an update of the status of the N.C. Veterinary Health Program

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(NCVHP) since the last Board meeting. Dr. Jordan gave a presentation on addiction. Dr. Jordan left the meeting at 8:45 a.m.

Dr. Martin reported that he had attended a Patterson University Practice Management course and felt it was very informative. A motion to place no limitations on practice management continuing education hours was made by Dr. Marshall and seconded by Dr. Martin. The motion passed unanimously.

At 10:00 a.m. the Board recessed for a break. The meeting resumed at 10:05 a.m.

The Board Investigator presented his report on activities since the last Board meeting.

Mr. Mickey reported on operational and administrative activities of the Board since the last Board meeting. He distributed a financial report which the Board reviewed and discussed with him.

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Mr. Loftis and Dr. Gemeinhardt reported on their attendance of the September American Association of Veterinary State Boards (AAVSB) meeting that was held in Kansas City. Dr. Gemeinhardt also reported on her attendance of a Kansas Board of Veterinary Examiners meeting and their possible merger with the Kansas Department of Agriculture.

The Board scheduled Dr. Dennis Johnson's hearing for January 16, 2014 at 8:00 a.m. with a backup date of January 21, 2014. Committee on Investigations No. 8 will reschedule its meeting to January 9, 2014 at noon if the hearing is held on January 16.

Under old business, the Board reviewed additional information received concerning the U.S. Army's Appalachian Innovative Readiness Training "Appalachian Care" Mission. The information received stated the mission will be limited to the administration of rabies vaccine. Given this information no action is required by Board.

The Board reviewed the N.C. Veterinary State Examination application of Dr. John Wesley Reese Dunn. Dr. Hawkins motioned that Dr.

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John Wesley Reese Dunn be allowed to sit for the NC Practice Act exam.

Dr. Martin seconded the motion. The motion passed unanimously.

Mr. Loftis and Dr. Gemeinhardt wrote a proposed rule change in the definition of a Registered Veterinary Technician for the Practice Act.

Discussion took place and Mr. Hearn will assist them with terminology.

At Noon, the Board recessed for a lunch break and resumed the meeting at 12:30 p.m.

Report of Committee on Investigations No. 3

2013019-3 **Gregg Jordan, DVM; Patrick Broshar, DVM**–
(Animal Hospital of Mebane) and **Sharon
Anthony, DVM** (All Paws Pet Emergency
Hospital) – Ms. Jennifer Gregory – The Committee
found no probable cause for all doctors.

2013024-3 **Timothy Jordan, DVM** – (Cross Creek Animal
Hospital) – Ms. Jennifer Lasecki – Continued.

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- 2013022-3 **Dennis Kay Johnson, DVM** – (All Pets Hospital for Animals) – Ms. Alberta Ortiz – Board to issue Summary Emergency Order to suspend his license and issue a Notice of Hearing in conjunction with complaint 2012036-4.
- 2013026-3 **James M. Harrell, DVM** – (Reidsville Veterinary Hospital) – Ms. Karen Walker – Letter of Reprimand and \$500 civil monetary penalty.
- 2013028-3 **Carroll F. Williams, DVM** – (Carolina Veterinary Hospital) – Mr. Robert Richardson – No probable cause.

Dr. Marshall made a motion to accept the Committee on Investigations No. 3 report for the Dr. Jordan, Dr. Harrell and Dr. Williams complaints. Dr. Martin seconded the motion. The motion passed unanimously.

Following discussion, upon motion by Dr. Marshall, seconded by Dr. Martin, which unanimously passed, the Board found the following factors

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set forth in G.S. § 90-187.8(b)(3) [the violation was committed willfully or intentionally]; and (b)(5) [the licensee's prior disciplinary record] as the bases for a \$500.00 civil monetary penalty against James M. Harrell, DVM, in complaint 2013028-3.

Dr. Marshall motioned to accept the recommendation of a Summary Emergency Order and Notice of Hearing for Dr. Dennis Johnson as a result of the finding in complaints no. 2013022-3 and 2013036-4. Mr. Loftis seconded the motion. The motion passed unanimously.

Report of Committee on Investigations No. 4

2013013-4 **Kimberly Ann Sheaffer, DVM and Jennifer**

Lyn Merlo, DVM – (CVS-Matthews) – Mrs.

Jennifer Melvin – Letter of Reprimand and \$2,500
civil monetary penalty for Dr. Sheaffer; the case
against Dr. Merlo to be continued.

2013004-4 **Jason Kenneth Thornton, DVM** – (Vets for Pets)

– Ms. Betty Capps – Letter of Reprimand.

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Following discussion, upon motion by Dr. Cochran, seconded by Dr. Gemeinhardt, which unanimously passed, the Board found the following factors set forth in G.S. § 90-187.8(b)(1) [the degree and extent of harm to the public health or to the animal under the licensee's care]; (b)(2) [the duration and gravity of the violation]; and (b)(5) [the prior disciplinary record with the Board] as the bases for a \$2,500.00 civil monetary penalty against Kimberly Ann Sheaffer, DVM, in complaint 2013013-4..

Report of Committee on Investigations No. 8

- 2013017-8 **Allison Clark Canter, DVM** – (Middle Creek Veterinary Hospital) – Ms. Kaitlyn Hill Anding – No probable cause.
- 2013023-8 **Derrich A. Phillips, DVM** – (Charlotte Veterinary Emergency & Trauma Center) – Ms. Arlene McCarthy – Letter of reprimand for inadequate initial diagnosis & communication.
- 2013025-8 **James R. Bassett, DVM & Michelle Purnell, DVM** – (CVS) – Ms. Kathy Bean – No probable cause.

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2013029-8 **Samuel Green Griffin, DVM** – (West Stanly
Animal Clinic) – Ms. Deborah Johnson – Letter of
Caution with cautionary words.

2013031-8 **Gina Marie Scarzella, DVM** – (College Road
Animal Hospital) – Mr. Jarrod Holland – no
probable cause

Dr. Hawkins made a motion to approve the report of Committee on
Investigations No. 8. Dr. Gemeinhardt seconded the motion. The motion
passed with Dr. Cochran recusing himself with respect to the Allison Clark
Canter, DVM complaint (No. 2013017-8).

Upon motion of Mr. Loftis, seconded by Dr. Gemeinhardt, the
expenses for this Board meeting were approved.

The Board having no further business, upon motion of Dr.
Cochran, seconded by Dr. Gemeinhardt, the meeting was adjourned at 3:10
p.m.

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Respectfully Submitted,

Thomas M. Mickey
Executive Director