

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, October 31, November 1, 2007**

President Linwood Jernigan, D.V.M., called the regular meeting of the North Carolina Veterinary Medical Board to order at 6:45 p.m. In attendance were Board members Drs. Michael Davidson, Richard Hawkins, David Marshall, 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 Board continued its discussion from the last meeting about the current requirements for the issuance of faculty certificates. No further action was taken.

The Board continued its discussed from the last meeting about the current number of continuing education hours that may be earned from computer based training or videocassette. No further action was taken.

The Board continued its discussed from the last meeting about the requirements of 21 NCAC 66 .0207 concerning in-house or consultant laboratory services. No further action was taken.

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The Board discussed General Statute 90-187.4 and Administrative Rule .0305 concerning temporary permits. No further action was taken.

The meeting was adjourned at 9:10 p.m.

Dr. Jernigan reconvened the regular meeting of the Board at 8:05 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.

On a motion made by Dr. Davidson, seconded by Dr. Hawkins, the minutes for the August 23, 24, 2007, meeting were approved.

At 8:10 a.m., 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 June meeting. After a question and answer period with the Board, he left the meeting at 8:30 a.m.

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Mr. Michael Crowell appeared before the Board to request that the Board clarify the status of the October 17, 2001, letter of reprimand against Kevin A. Monce, D.V.M., by formally withdrawing the letter. Mr. Crowell left the meeting at 9:20 a.m.

The meeting of the Board recessed at 9:20 a.m. for a break, and reconvened at 9:30 a.m.

John R. Pascoe, BVSc, PhD, Chair of the Program for the Assessment of Veterinary Education Equivalence (PAVE) joined the meeting at 9:30 a.m. He presented information about the PAVE program. He left the meeting at 11:20 a.m.

The meeting of the Board recessed at 11:24 a.m. for a break, and reconvened at 11:41 a.m.

The Board's Investigator presented a report on his activities since the March meeting. No further action was taken.

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The meeting of the Board recessed at 12:09 p.m. for a break, and reconvened at 12:28 p.m.

The Executive Director reported on activities of the Board office since the last meeting. No further action was taken.

A financial report was distributed to the members of the Board. Following discussion, Mrs. Robinson made a motion to approve the report. Dr. Martin seconded the motion. The motion passed unanimously.

Beth Sabin, DVM, PhD, Assistant Director, Education & Research Division of the American Veterinary Medical Association joined the meeting at 12:45 p.m. She presented information about the Educational Commission for Foreign Veterinary Graduates (ECFVG) certification program. She left the meeting at 2:20 p.m.

The meeting of the Board recessed at 2:20 p.m. for a break, and reconvened at 2:25 p.m.

Dr. Bull made a motion, pending review and possible further discussions, to amend G.S. 90-817(c) to include other nationally recognized

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certification programs for graduates of nonaccredited colleges of veterinary medicine such as PAVE. Dr. Davidson seconded the motion. Following discussion Dr. Bull amended her motion to state that the language used by the Virginia Board of Veterinary Medicine should be used as a model. Dr. Davidson seconded the motion. The motion passed unanimously.

Dr. Martin made a motion that the Board issue a letter clarifying the result of Dr. Monce rejecting his Letter of Reprimand and requesting an administrative hearing. Dr. Marshall seconded the motion. The motion passed unanimously.

The Board reviewed the letter from Veterinary Answers, LLC concerning medical consultations. Dr. Bull made a motion that a letter be sent informing them that they are able to fully provide these services without further licensing issues. Dr. Hawkins seconded the motion. The motion passed unanimously.

Dr. Hawkins presented information to the Board about the WhelpWise Service provided by Veterinary Perinatal Specialties, Inc. A Letter is to be sent requesting that they clarify their business model with the Board.

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

The Board set the date of the next meeting to be Friday, February 08, 2008. If the case load permits both Committees on Investigations will meet on Thursday, November 7, with Committee 2 meeting in the morning and Committee 5 meeting in the afternoon. If there are too many case the Committee on Investigations No. 5 will meet on Wednesday, November 6 and the Committee on Investigations No. 2 will meet on Thursday.

Report of Committee on Investigations No. 2.

2007026-2 Trenna Luise ManWarren, D.V.M. (complaint of the North Carolina Veterinary Medical Board) – Dismissed, no probable cause.

2007027-2 Melissa M. Matthews, D.V.M. & Steven D. Matthews, D.V.M. (complaint of the North Carolina Veterinary Medical Board) - Disciplinary actions. The Committee recommended that the Board enter into consent orders with both Melissa and Steven Matthews. Dr. Davidson made a

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motion to approve the Committee's
recommendation. The motion was seconded by
Dr. Martin. The motion passed unanimously.

2007023-2 John Joseph Sherman, III, DVM (complaint of Ms.
Lynne N. Thomson) – Dismissed, no probable
cause.

2006071-2 Richard L. Cotton, D.V.M. (complaint of Ms.
Sarah Moore) – The Committee reconsidered its
previous decision to issue a letter of caution and
determined that the complaint should be dismissed
with a finding of no probable cause.

Mrs. Robinson made a motion to approve the Committee on
Investigations No. 2 report. Dr. Bull seconded the motion. The motion
passed unanimously.

Report of Committee on Investigations No. 5.

2007022-5 Carla Louise Gartrell, DVM (complaint of S.H.S.
Kwa, DDS & N.L. Hopfensperger, DDS) –
Dismissed, no probable cause.

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2007024-5 Heather Ann Jones, DVM (complaint of Mr.
Charles E. Gainer) – Dismissed, no probable
cause.

Dr. Bull made a motion to approve the Committee on Investigations
No. 5 report. Dr. Marshall seconded the motion. The motion passed
unanimously with Dr. Davidson abstaining from the vote regarding
complaint 2007022-2 (Dr. Gartrell).

The Board discussed preparing draft language to 21 NCAC 66 .0203
that would require an applicant applying for a faculty certificate to take and
pass a North Carolina Examination to evaluate the applicant's knowledge of
Article 11 of Chapter 90 and 21 NCAC 66 of the North Carolina
Administrative Code within 90 days of the offering of an exam. No further
action was taken.

Dr. Marshall made a motion to initiate rule making to revise 21
NCAC 66 .0207(b)(10). Dr. Bull seconded the motion. The motion passed
unanimously.

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Mrs. Robinson made a motion to initiate rule making to revise 21 NCAC 66 .0203. Dr. Hawkins seconded the motion. The motion passed unanimously with Dr. Davidson abstaining from the vote.

Dr. Marshall made a motion to initiate rule making to revise 21 NCAC 66 .0206. Dr. Hawkins seconded the motion. The motion passed unanimously.

The meeting was adjourned by unanimous vote upon a motion by Dr. Hawkins and seconded by Mrs. Robinson at 4:48 P.M.

Respectfully Submitted,

Thomas M. Mickey
Executive Director