

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, November 30, 2017**

At 8:05 a.m., President William K. Dean, DVM called to order the regular meeting of the North Carolina Veterinary Medical Board. In attendance were the following Board members: Drs. Jane Barber, Susan Bull, Kim Gemeinhardt, Douglas Meckes, Ronald Komich, and Robin Lazaro, RVT. Also present were Board Attorney, George Hearn, and Executive Director, Tod J. Schadler, DVM. Mrs. Krissie Newman was absent.

Dr. Dean reviewed with the Board the Governor's and the North Carolina Board of Ethics' statement on recognizing and avoiding conflicts of interest. He also reviewed G.S. § 90-179 of the North Carolina Veterinary Practice Act.

Dr. Dean introduced guests attending the Meeting: State Veterinary Technician Association President, Anne Meyers RVT, Dr. Brenda Stevens, Dr. Jennifer Shults, and NCVMA Executive Director, Claire Holley.

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Dr. Joseph P. Jordan, CEO of North Carolina Physicians Health program, gave his report. He stated that they currently have 6 veterinarians under contract in the green status.

The October 12, 2017 Board meeting minutes were reviewed. Dr. Gemeinhardt, seconded by Dr. Barber moved to approve the October 12th, 2017 Board minutes, with corrections. The minutes were approved unanimously.

Claire Holley, NCVMA Executive Director, reminded everyone of the February 1, 2018 deadline for the DHHS to file their report regarding the STOP Act.

A question had been presented to the Board about “Fee Splitting”. The Board will need to research more before answering.

The Central Carolina Community College is looking for a member of the NCVMB to be on their Board. Dr. Meckes expressed interest in being on their Board.

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An update on the World Equine Games (September 12-23, 2018) in Tryon, NC was given by Dr. Meckes. He stated there have been a few issues, but they are being resolved.

At 8:45 a.m. the Legislative Committee, Dr. Barber, Dr. Gemeinhardt, Dr. Schadler, and Mr. Hearn gave a report. They gave a proposal of definitions for “immediate supervision”, “direct supervision”, and “indirect supervision” for better clarification in the Practice Act. They also would like input for a task list for registered veterinary technicians versus employees. The Legislative Committee will also be working on Premise Permits and telemedicine.

Dr. Gemeinhardt, seconded by Dr. Barber made a motion to accept and move forward with the proposed 21 NCAC 66.0206 Minimum Standards for Continuing Education. Passed unanimously.

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At 9:25 a.m. Dr. Bull, who is part of the Finance Committee, gave an updated report. Dr. Schadler is now the representative from NCVMB for the Franklin Oaks HOA. The Board is seeking a new auditor to be hopefully assigned by the State.

Dr. Bull made a motion for the work done by Board members on Board related tasks outside of formal committee and Board meeting. The following applies to calculating per diem: $\frac{1}{4}$ per diem up to 2 hours; $\frac{1}{2}$ per diem up to 4 hours; full per diem up to 24 hour day; participation in meetings through forms of immediate communication qualifies for per diem (for example, telephone, skype, or conference call). Dr. Gemeinhardt seconded the motion which was approved unanimously.

10:00 a.m. the Board recessed for a break reconvening at 10:15 a.m.

Dr. Marshall, Chief Inspector, gave a report. Dr. Joseph Wright, Inspector, started on October 1, 2017. All three inspectors, Dr. Marshall, Dr. Schmid, and Dr. Wright were present and answered several questions at the Board's booth during the NCVVC conference in November. Dr. Schmid has written an article on Tramadol for the upcoming newsletter. Dr. Marshall

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will be giving a speech about Core Accreditation in February 2018. Hopefully during first quarter of 2018, the inspectors will have the ability to view and print out information for facility inspections.

Dr. Bull made a motion to grant re-activation of Dr. David Green's license under the condition of not violating probation. If there are any changes in the probation jurisdiction, Dr. Green is to notify the Board within seven (7) days. Dr. Barber seconded the motion which was approved.

11:00 a.m. Dr. Schadler presented the Executive Director's report. The new software is up and running and renewals are being processed online. The Board is hoping to have a budget to approve from the Financial Committee beginning next year. The subject of media training was discussed for Board members. AAVSB may have media training at their next meeting in which a majority of the NCVMB will be attending.

January 25-28, 2018 is the 42nd Annual FARB Forum held in Coronado, California. Dr. Gemeinhardt made a motion, seconded by Dr.

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Bull to send Dr. Schadler and Dr. Barber to the FARB Forum in January 2018. Motion passed unanimously.

The Board recessed for lunch at 11:55 p.m. and reconvened at 12:40 p.m. The new student liaison from NCSU-CVM, Jeffrey Tyrrell, was introduced to Board and joined the meeting at 12:15 p.m.

Mr. Hearn conducted Board Member training while the Members ate lunch. The training was conducted pursuant to N.C.G.S. § 93B-5(g). Prior to the meeting Mr. Hearn had mailed to each Board Member a notebook containing a copy of each statute discussed, as well as a separate memorandum explaining each statute. The statutes presented in the notebook and in the training were the Veterinary Practice Act; the Veterinary Medical Board Administrative Rules; N.C.G.S. Chapter 150B; the Open Meetings Act; the Public Records Law; the Tort Claims Act; the Defense of State Employees Act; and materials covering federal antitrust statutes and information relating to the U.S. Supreme Court decision involving N.C. State Board of Dental Examiners.

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Report of Committee on Investigations No. 1

2017006-1 **Drs. Nanfelt; Merlo, Bergman, Huff, Schillinger, Bonin and Bass** (CVS-Matthews/Huntersville) – Mr. Christopher B. Manecke – No probable cause/dismissed for Drs. Nanfelt, Bergman, Huff, Schillinger, and Bonin. Letter of caution for Dr. Merlo. Letter of reprimand for Dr. Bass.

2017043-1 **Dwight Cochran, DVM** – continued

2017038-1 **Guy Patrick McKee, DVM** (Apple Valley Animal Hospital) – Ms. Martha DeShazo – Letter of reprimand

Dr. Gemeinhardt made a motion, seconded by Mrs. Lazaro, RVT, to approve the report from Committee on Investigations No. 1 and it was approved unanimously.

Report of Committee on Investigations No. 7

2017011-7 **Kevin Lewis Brophy, DVM** – NCVMB – Continued

2017042-7 **Terry John Cheramie, DVM** (The Cottage Animal Clinic) – Mr. & Mrs. Marc & Donna Kiewert – No probable cause/dismissed

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- 2017037-7 **Janine Marie Oliver, DVM** (Benessere Animal Hospital) – Ms. Ms. Arlene Laing – Letter of caution
- 2017040-7 **Shannon Michele Burroughs, DVM** (Banfield Pet Hospital) and **Marilyn Goss Haskell, DVM** (NCDHHS) – Mr. Ryan Timms – Letter of caution for Dr. Burroughs. No probable cause/dismissed for Dr. Haskell
- 2017044-7 **Andrew Lee Pierce, DVM** (Denver Animal Emergency) – Ms. Teresa Post – Continued
- 2017045-7 **Sharon Louise Anthony, DVM** (All Paws Pet Emergency Hospital) – Ms. Brandi Princell – No probable cause/dismissed.

Dr. Barber made a motion, seconded Dr. Gemeinhardt, to approve the report from Committee on Investigations No. 7 and it was approved unanimously.

A motion by Dr. Gemeinhardt to approve expenses, seconded by Dr. Barber, was approved unanimously.

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The Board having no further business, a motion to adjourn was made by Dr. Gemeinhardt, seconded by Dr. Bull, and unanimously passed. The meeting adjourned at 4:57 p.m.

Respectfully Submitted,

Tod J. Schadler, DVM
Executive Director