

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 30, 2007**

President Linwood Jernigan, D.V.M., called the regular meeting of the North Carolina Veterinary Medical Board to order at 8:02 a.m. In attendance were Board members Drs. Susan Bull, Amy Lewis, 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. Bull, seconded by Dr. Martin, the minutes for the January 26, 2007, meeting were approved.

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

At 8:20 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 January meeting.

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After a question and answer period with the Board, he left the meeting at 8:35 a.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, Dr. Lewis made a motion to approve the report. Mrs. Robinson seconded the motion. The motion passed unanimously.

The meeting of the Board recessed at 8:57 a.m. for a break, and reconvened at 9:04 a.m.

Thomas M. Daniel, Jr., D.V.M. joined the meeting to discuss the formation of Companion Animal Clinic of the Sandhill. It is a new formed 501-C3 whose mission is to provide low cost spay/neuter to a nine county region in order to eliminate euthanasia as a means of population control. Following a lengthy discussion, he left the meeting at 10:15 a.m. The Board took no further action.

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Dr. Bull made a motion to adjourn the meeting at 10:20 a.m. Dr. Martin seconded the motion. The motion passed unanimously.

The regular meeting of the Board reconvened at 11:00 a.m.

The Board reviewed the request from Pamela Biancamano, DVM for an extension of her continuing education requirements for 2007 because of a medical condition. Dr. Bull made a motion to grant her a six-month extension. Dr. Lewis seconded the motion. The motion passed unanimously.

The Board reviewed the letter sent to Dr. Hawkins from Charles W. Miller, Jr., DVM. On the letterhead under the name of his facility are the words, "Your Complete Pet Medical Center." The Board will review this at the next meeting when Dr. Hawkins is available.

The Board reviewed the letter from Michael Davidson, D.V.M., Associate Dean and Director of Veterinary Medical Services, at North Carolina State University College of Veterinary Medicine concerning the North Carolina Board of Physical Therapy Examiners and the use of the

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term “physical therapy.” Dr. Jernigan will contact Dr. Davidson to discuss the issue further.

Report of Committee on Investigations No. 2.

2006034-2 Carla Louise Gartrell, D.V.M., Jerry Raymond Waddle, D.V.M. and Sheri Leanne Clarkson, D.V.M. (complaint of Mr. Joseph Barr) – The portion of the complaint against Dr. Gartrell is dismissed. Dr. Waddle and Dr. Clarkson are to receive a Disciplinary action, letter of reprimand.

2006059-2 Gale G. Bowman, D.V.M. (complaint of Ms. Marguerite F. Duffy, D.V.M.) – Dismissed, no probable cause.

2006064-2 Marguerite F. Duffy, D.V.M. (complaint of Mr. & Mrs. Stan Morse) – Dismissed, no probable cause.

2007002-2 Lindy Aurora Marshall, D.V.M. (complaint of Mr. & Mrs. Allen Snyder) – Dismissed, no probable cause.

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2007002-2 Lindy Aurora Marshall, D.V.M. (complaint of Mr. & Mrs. Allen Snyder) – Dismissed, no probable cause.

2006067-2 Edward J. Kennedy, III, D.V.M. and Susan L. Skelding, (complaint of Mr. & Mrs. Jim Morey) – Dismissed, no probable cause.

2006077-2 Dennis D. Emerson, D.V.M. (complaint of Mr. Fred Brock) – Dismissed, no probable cause.

2007008-2 Robert Weedon, D.V.M. (complaint of Mr. Albert M. Bjorkquist) – Dismissed, no probable cause.

2006071-2 Richard L. Cotton, D.V.M. (complaint of Ms. Sarah Moore) – Disciplinary action, letter of caution.

2006073-2 John Patrick Galligan, Jr., D.V.M. (complaint of Mr. & Mrs. Paul McKinnon) – Disciplinary action, letter of reprimand and \$500.00 civil monetary penalty. The basis for the penalty is G.S. 90-187.8(b)(1).

2007004-2 James Percy Morgan, D.V.M. (complaint of Ms. Carron Suddreth) – Continued

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2006069-2 John Joseph Sherman, III, D.V.M. (complaint of Mr. & Mrs. Jon Fusco) - Disciplinary action, letter of caution.

2006075-2 Carlos Antonio Flynn, MV (complaint of Ms. Vanessa D. Montgomery) – Disciplinary action, letter of reprimand. The basis for the penalty is G.S. 90-187.8(b)(1). Ten additional hours of continuing education is required. The hours are to be in orthopedics.

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

Report of Committee on Investigations No. 5.

2006065-5 Herman David Jeffer, D.V.M. and Mette Thorning Tonkins, D.V.M. (complaint of Mr. Jeffrey D. Stein) – Dismissed, no probable cause.

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- 2007001-5 Mark Douglas Ledyard, D.V.M. (complaint of Mrs. Carol A. Ross) – Continued.
- 2006070-5 Clarence Elridge Dunning, D.V.M. (complaint of Mrs. Olive Johnson) – Continued.
- 2006074-5 Thomas P. Plavilayil Chacko, BVSc, (complaint of Mr. & Mrs. William Johnson) – Dismissed, no probable cause.
- 2006063-5 Theresa Ann Wisk-Carroll, D.V.M. & Jaroslaw Wojciech Zdanowicz, L.W. (complaint of Ms. Angela Escontrias) – Continued.

Dr. Lewis made a motion to approve the Committee on Investigations No. 5 report. Dr. Bull seconded the motion. The motion passed unanimously.

Report of Committee on Investigations No. 7.

- 05032-1-7 Dennis Kay Johnson, D.V.M. (complaint of Ms. Cheryl Smith, R.V.T.) – Ms. Smith has withdrawn

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her complaint and after meeting with Dr. Johnson
the Committee has honored her request.

2005061-7 Dennis Kay Johnson, D.V.M. (complaint of Mr.
Charles Cato) – The Committee reconsidered its
previous decision to issue a letter of caution and
instead dismissed the complaint with a finding of
no probable cause.

2005055-7 Gerald Bruce Dienhart, DVM (complaint of Ms.
Ina E. Breaux-Lunney) – In response to Dr.
Dienhart’s request for a Administrative Hearing,
the Committee reconsidered its previous decision
to issue a letter of reprimand. Following its review
the Committee’s decision is to not change its
decision to issue a letter of reprimand. The
disciplinary letter will be re-issued with clarifying
language.

2006066-7 Dennis Kay Johnson, D.V.M. (complaint of Ms.
Tammy Ginn) - Disciplinary action, letter of
caution.

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Dr. Marshall made a motion to approve the Committee on Investigations No. 7 report. Dr. Bull seconded the motion. The motion passed unanimously.

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

Mr. Hearn reported that Dennis Kay Johnson, DVM has withdrawn his request for an Administrative Hearing concerning the complaint, 05035-1-7, filed against him by Ms. Amber R. Daniels. He has agreed to enter into a consent order. The disciplinary action will be a letter of reprimand and \$500.00 civil monetary penalty. The Hearing panel has accepted the terms of the consent order.

The meeting was adjourned by unanimous vote upon a motion by Mrs. Robinson and seconded by Dr. Martin at 2:47 P.M.

Respectfully Submitted,

Thomas M. Mickey
Executive Director