

**MINUTES, North Carolina Veterinary Medical Board  
Raleigh, North Carolina, March 28, 2014**

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 Jane Barber; and Mr. Jonathan Loftis, R.V.T. and Mrs. Katie Morgan. 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. Cochran, the minutes for the January 31, 2014 Board meeting were approved.

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

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the last Board meeting. Dr. Pendergast and Dr. Jordan left the meeting at 8:20 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.

The Board reviewed the dates and locations of the July and September Board meetings. Dr. Gemeinhardt made a motion to hold the July meeting at the Board office instead of the location of the meeting North Carolina Veterinary Medical Association (NCVMA) that will be held in Myrtle Beach. As part of her motion she also proposed to change the date of the September 5 Board meeting to August 29. The motion was seconded by Dr. Cochran. The motion passed unanimously.

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Dr. Gemeinhardt made a motion at 9:15 a.m. to recess the meeting so that several Hearing Panels could meet and finalize their decisions. Dr. Cochran seconded the motion. The motion passed unanimously.

At 10:10 a.m. the meeting resumed.

Dr. Martin reported on behalf of the Hearing Panel in the Mitzi Denise Elliott, DVM hearing in regard to complaint no. 2011005-6 that the decision was to revoke her veterinary license permanently and to assess her one-half of the costs incurred by the Board for the prosecution and hearing of this case. She will be required to pay \$9,313.31 in three equal annual installments, with the first payment due within 120 days of the entry of the final agency decision.

Dr. Martin reported on behalf of the Hearing Panel in the Dennis K. Johnson, DVM hearing in regard to complaint no. 2008042-2 that the decision was to issue a letter of reprimand and to assess him one-half of the costs incurred by the Board for the prosecution and hearing of this case. He will be required need to pay \$22,365.37 in three equal annual installments,

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with the first payment due within 120 days of the entry of the final agency decision.

Dr. Martin appointed a nominating committee composed of himself, Dr. Marshall and Mrs. Morgan to propose a 2014-2015 slate of officers. The Committee will report at the next meeting.

Dr. Marshall made a motion to approve a technical correction to Board Rule 21 NCAC 66.0101 that would eliminate the reference to a Post Office box that the Board will no longer be using. Board staff will undertake the necessary steps with the North Carolina Rule Review Commission to secure adoption of the amendment. Dr. Gemeinhardt seconded the motion, which passed unanimously.

Dr. Gemeinhardt made a motion, seconded by Dr. Cochran, to enter into a closed meeting pursuant to G.S. § 143-318.11(a)(5) to discuss personnel matters, including compensation of Board staff. The motion passed unanimously. At 10:30 a.m., the Board entered into closed meeting and returned to open session at 11:05 a.m.

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Dr. Marshall discussed with the Board information from Sharron Stewart, Director of Emergency Programs with the N.C. Department of Agriculture & Consumer Services, concerning the temporary or emergency licensure of veterinarians coming into North Carolina to assist with post-disaster problems. Dr. Cochran and the Executive Director will review the existing General Statutes and Administrative Rules to determine how they would apply to such a situation.

Dr. Marshall also reported on the recent impact on North Carolina of Porcine Epidemic Diarrhoea (PED) disease.

Report of Committee on Investigations No. 3

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

2013040-3 **Theresa Ann Wisk-Carroll, DVM** – (Reidsville Veterinary Hospital) – Ms. Carol Ann Pinion – letter of reprimand and \$500 civil monetary penalty.

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2013038-3 **Diana Whittier Dudley, DVM** – (South Granville Animal Hospital) – Mr. Frederick T. Peace – Dismissed, no probable cause.

2014001-3 **Daniel Henry Johnson, DVM** – (Avian & Exotic Animal Care) – Ms. Sue Harris – Dismissed, no probable cause.

2014004-3 **Elyse Goldman, DVM & Davelyn Rednour, DVM** – (Tar River Veterinary Hospital) – Mr. & Mrs. Matthew McKee – Dr. Goldman - Dismissed, no probable cause; Dr. Rednour – letter of caution.

2012019-5 **Michael J. Thomann, DVM** – (Greater Charlotte Mobile Veterinary Clinic) – Continued.

Mr. Loftis made a motion to accept the report of Committee on Investigations No. 3. Dr. Martin seconded the motion. The motion passed unanimously.

Following discussion, upon motion by Mr. Loftis, seconded by Dr. Dean, which unanimously passed, the Board found the following factors set

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forth in G.S. § 90-187.8(b)(1) [degree and extent of harm to the public health]; and (b)(2) [the gravity of the violations] to support the civil monetary penalty against Theresa Ann Wisk-Carroll, DVM, in complaint 2013040-3.

At 11:55 a.m., the Board recessed for lunch and resumed the meeting at 12:45 p.m.

Report of Committee on Investigations No. 4

2013013-4 **Jennifer Lyn Merlo, DVM** – (CVS-Matthews) –

Mrs. Jennifer Melvin – Dismissed, no probable cause. The Committee has also directed the Board Attorney to send a letter to Kim Skardinski, RVT expressing the concerns of the Committee about her actions relating to the care of the dog that was the subject of this complaint.

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Dr. Martin made a motion to accept the report of Committee on Investigations No. 4. Mr. Loftis seconded the motion. The motion passed unanimously.

Report of Committee on Investigations No. 8

2013039-8 **Megan Anne Harris, DVM** – (Cole Park Veterinary Hospital) – Ms. Baird & Mr. Middleton – Dismissed, no probable cause.

2013041-8 **Abelina Gaona, DVM** – (Vets for Pets Animal Hospital) – Ms. Elaine Cannon – Dismissed, no probable cause.

Dr. Martin made a motion to approve the report of Committee on Investigations No. 8. Dr. Gemeinhardt seconded the motion. The motion passed unanimously.

The Committee on Investigations No. 3 presented a proposed Consent Order to the Board to resolve complaint no. 2012049-3, filed by Ms. Beverly Harris against Joel M. Barden, Jr., DVM. Following discussion, Mr. Loftis



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made a motion to accept the proposed Consent Order and Dr. Cochran seconded the motion. The motion passed unanimously.

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

The Board having no further business, upon motion of Mr. Loftis, seconded by Dr. Dean, the meeting was adjourned at 1:49 p.m.

Respectfully Submitted,

Thomas M. Mickey  
Executive Director