

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, August 18, 2006**

President Linwood Jernigan, D.V.M., called the regular meeting of the North Carolina Veterinary Medical Board to order at 8:00 a.m. In attendance were Board members Drs. Amy Lewis, Susan Bull, Richard Hawkins, David Marshall, Dante Martin, Mrs. Nancy Robinson, R.V.T., and Ms. Amy Edwards. Also present was Board Attorney, Mr. George Hearn, and Executive Director, Mr. Thomas Mickey.

On a motion made by Dr. Marshall, seconded by Mrs. Robinson, the minutes for the June 9, 2006, 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. He also gave a PowerPoint educational presentation to the Board. After a question and answer period with the Board, he left the meeting at 9:10 a.m.

Mr. Hearn reported that Senate Bill 1485 and House Bill 2098 both passed and have been signed by Governor Easley.

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

The meeting of the Board recessed at 9:23 a.m. for a break, and reconvened at 9:32 a.m.

Michael Davidison, D.V.M., Associate Dean and Director of Veterinary Medical Services at North Carolina State University College of Veterinary Medicine (NCSU-CVM), and Mr. David Drooz, Associate General Counsel for N.C. State University, appeared before the Board to discuss the general issue of confidentiality of patient medical records at NCSU-CVM. They asked that the Board consider adopting a rule that would provide for the confidentiality of medical records at NCSU-CVM. If a rule is not possible, then they requested that the Board consider supporting legislation to provide for such confidentiality. Ms. Edwards stated that for the record she is opposed to the Board adopting any rule or supporting a statutory change that would provide for the confidentiality of medical records at NCSU-CVM. Following discussion, the Board asked Mr. Hearn to communicate to Mr. Drooz that the Board has concluded that proposing the adoption of such a rule is not practical or feasible, but that the Board

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would like to continue the discussion and would like to see a draft of the language that he would present to the college system.

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

Following a presentation by Mr. Mickey, Dr. Bull made a motion to approve the purchase for the office of a Minolta color copier model C352. Ms. Edwards seconded the motion. The motion passed unanimously.

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

The meeting of the Board recessed at 11:05 a.m. for a break, and reconvened at 11:15 a.m.

Report of Committee on Investigations No. 2.

2006002-2 Mark T. Hayes, D.V.M. (complaint of Ms. Marlo

L. Blake – Dismissed, no probable cause.

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- 2006028-2 Chandra Vonette Meachem, D.V.M. (complaint of Mr. and Mrs. Richard Winters) – Disciplinary action, letter of reprimand.
- 2006019-2 Joel M. Barden, Jr., D.V.M. (complaint of Ms. Wendy S. Cook) – Disciplinary action, letter of reprimand and a \$750.00 civil monetary penalty. The basis for the penalty is G.S. 90-187.8(b)(5).
- 2006024-2 Marie Lynnette Ballengee, D.V.M. (complaint of Mr. and Mrs. Donald L. Thomas) – Disciplinary action, letter of caution.
- 2006014-2 John C. Harroff, D.V.M. (complaint of Ms. Helena Ells) – Dismissed, no probable cause.
- 2006026-2 Sharon B. King, D.V.M. (complaint of Mr. Paul Dean) – Dismissed, no probable cause.
- 2006040-2 Jeffrey Todd Denny, D.V.M. (complaint of Ms. Nancy Buckner) – Dismissed, no probable cause.

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

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The meeting of the Board adjourned at 12:05 p.m., for lunch, and reconvened at 12:36 p.m.

Report of Committee on Investigations No. 7.

- 2005056--7 Dennis Kay Johnson, D.V.M. (complaint of Ms. Caitlyn Atkin) – Disciplinary action, letter of caution.
- 2006013-7 Lorien Ethel Potts, D.V.M. (complaint of Ms. Jackie Bare) – Dismissed, no probable cause.
- 2006029-7 Carolyn Patricia Gahagan, D.V.M. (complaint of Ms. Ann Weaver) – Dismissed, no probable cause.
- 2006023-7 William Bryant Morton, D.V.M. (complaint of Ms. Jewel P. Smith) – Dismissed, no probable cause.
- 2006003-7 Robert Bryan Ballard, D.V.M. (complaint of Ms. Crystal Landreth) – Dismissed, no probable cause.
- 2006027-7 Richard H. Harlow, D.V.M. (complaint of Mr. Lawrence Wiggins) – Dismissed, no probable cause.

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2006031-7 Jeffrey Todd Smith, D.V.M. and Noel Linnea
Watkins, D.V.M. (complaint of Ms. Victoria
Schultz) – Dismissed, no probable cause.

2005055-7 Gerald Bruce Dienhart, D.V.M. (complaint of Ms.
Carol Nash) – The Committee is reconsidering the
letter of reprimand, and will review it further at the
request of Dr. Dienhart.

2006031-7 George S. Gregg, D.V.M. (complaint of Ms. Kim
Brown) – Dismissed, no probable cause.

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

Dr. Jernigan appointed a new Committee on Investigations, Number
5, the members of which are Dr. Hawkins (Chairman), Mrs. Robinson, and
Dr. Martin. The Committee on Investigations No.7 will finish any
remaining cases and no further cases will be assigned to it.

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The Board reviewed the Statement of Economic Interest for Dr. Jernigan that was received from the North Carolina Board of Ethics. No further action was taken.

At the request of Dr. Marshall, the Board asked for a volunteer to take his place on the North Carolina Physicians Health Program. Dr. Martin volunteered.

The Board set the date of the first Board meeting in 2007 to be January 26.

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

The meeting was adjourned by unanimous vote upon a motion by Dr. Hawkins and seconded by Mrs. Robinson at 1:45 P.M.

Respectfully Submitted,

Thomas M. Mickey
Executive Director