

Board of Veterinary Medicine
Secretary of State, Office of Professional Regulation
National Life Building, North, Floor 2, Montpelier, VT 05620-3402
Unapproved Minutes
Meeting of October 8, 2009

1. The meeting was called to order at 9:07

Members present: Mark A. Basol, D.V.M., Chairman; Ronald S. Svec, D.V.M., Secretary; Kristin Haas, D.V.M.; Terry York and Linda Johnston. Absent: Robert Bergmann, V.M.D., Vice-Chair.

OPR Personnel present: Larry S. Novins, Board Counsel; Edward G. Adrian, State Prosecuting Attorney; Carla Preston, Unit Administrator, and Kristy Kemp, Administrative Assistant.

2. The Chair called for approval of the Minutes of the June 11th meeting. Dr. Svec made a motion, seconded by Dr. Haas, to approve the Minutes of the June 11, 2009 meeting as presented. The question was called and the motion passed unanimously.

3. Reports

4. Hearings/Stipulations and Consent Orders

a. At 9:15 the Board considered a Stipulation and Consent Order in the matter of Josh S. Lazarus, Docket Number 2008-364 (VE 06-0908). Neither the Respondent nor his attorney was present. Larry Novins presided for the Board. Edward Adrian was present for the State. Dr. Svec made a motion, seconded by Ms. York, to accept the *Stipulation and Consent Order* as presented. The question was called and the motion passed. Dr. Basol, Investigating Member, did not participate in the vote.

b. At 9:30 the Board considered a Stipulation and Consent Order in the matter of Ben Bradford Dow, Docket Number 2008-224 (VE 16-0608). Neither the Respondent nor his attorney was present. Larry Novins presided for the Board. Edward Adrian was present for the State. The Order imposes a two-week suspension to be determined by counsel (Respondent's counsel and Attorney Adrian). The Respondent, a sole practitioner, is planning when he can close his practice for two weeks within the next year without harm to clients and patients. If accepted, the conditions begin immediately. Ms. Johnston made a motion, seconded by Dr. Basol, to accept the Order. The Board voted to go into deliberative session at 9:47 A.M. and out at 9:56 A.M. The Board voted to not accept the Order concerning the suspension portion. The suspension must occur on or before March 31, 2010 and indicate when the suspension would occur. Dr. Haas, Investigating Member, did not participate in the vote.

c. At 10:00 the Board held a "sanctions" hearing in the matter of Valerie A. Johnson, Docket Number 2008-325. Dr. Johnson participated via phone. Larry Novins presided for the Board. Edward Adrian was present for the State. A Specific Citation of Charges was filed in July of 2009. Dr. Johnson voluntarily surrendered her licenses in the States of Massachusetts and Vermont. The facts are not in dispute. The State recommended an indefinite suspension. Either the suspension or surrender of her license would remove her from practice.

The Respondent explained the problem that led to her surrendering of her licenses. She experienced a relapse in her drug and alcohol abuse problems. She relapsed twice while under conditions in Massachusetts and then agreed to surrender her license. She said she wanted the option to continue practicing in the future. She said she is trying to get into a treatment program in New Hampshire where she now lives. Dr. Johnson said that at this time she was not sure in which state, Massachusetts, New Hampshire or Vermont, she would first seek reinstatement when she felt ready.

Attorney Adriansaid the Board should impose whatever feels that suspension is the best option and explained deliberative session at 10:35 A.M. and out at 11:05 A.M. Massachusetts required a year of sobriety before she voted to go back into deliberative session at 11:21

erit feels will best protect the public. He explained why. The Board voted to go into A.M. Attorney Adriansaid the State of e could reenter the practice. The Board A.M. and out at 11:45 A.M.

The Board voted to dismiss the charges. The Office review how Dr. Johnson is dealing with her substance reactivation of her Vermont license. An Order will Member, did not participate in the vote.

of Professional Regulation or Board will e abuse problems before considering be prepared. Dr. Basol, Investigating

5. Statute/Rulemaking

Attorney Novins will send out the latest draft to meeting.

her rule to be discussed at the December

6. Complaints/Follow-up cases

a. Marie E. (Jennings) Casiere, Docket Number 2008-conditions imposed on her license pursuant to a St July 8, 2009. The Board reviewed the August 4, 200 and the supporting documentation from Dr. Bob Johns Health. Ms. York made a motion, seconded by Dr. S. having completed the required four-hour rabies course on her license. The question was called and the motion Member, did not participate in the vote.

336 (VE05-0908), requested removal of the pulation and Consent Order effective on 9 letter from Attorney Robert A. Sheftman on with the Vermont Department of ec, to accept the evidence of Dr. Casiere se and to remove the conditions imposed tion passed. Dr. Haas, Investigating

7. The Board reviewed the following applicants for

licensure and took action as indicated.

Dr. Svec made a motion, seconded by Ms. Johnson, t applicants for licensure based on their completed a themotion passed unanimously.

o formally approve the following plications. The question was called and

- a. Bergman, Robert L., Jr., DVM (Examination)
- b. Boulton, Conrad H., DVM (Endorsement)
- c. Coburn, Sarah M., DVM (Examination)
- d. Dalamangas, Sara E., DVM (Endorsement)
- e. Edmunds, Elizabeth E., DVM (Endorsement)
- f. Gunzburg, David D., BVMS (Examination)
- g. Hellman, Brady A., DVM (Examination)
- h. Johnson, Rebecca L., DVM (Examination)
- i. Marino, Amanda J., DVM (Examination)
- j. Meltzer, Philip J., DVM (Endorsement)
- k. Stokes-Greene, Laura A., DVM (Examination)
- l. Telgen, Carrie M., DVM (Examination)

8. Continuing Veterinary Medical Education

The Board reviewed the following requests for approval of continuing veterinary medical education programs and took action as indicated.

val of continuing veterinary medical

- a. **“Udder Health and Milk Quality on Organic Dairy Farms,”** submitted by Lisa McCrory with Northeast Organic Farming Association of Vermont (NOFA-VT), was considered for approval of six (6) hours of continuing veterinary medical education credits.

ms,” submitted by Lisa McCrory nt (NOFA-VT), was considered for medical education credits.

The program will be offered on October 13, 2009. Since the Vermont Veterinary Medical Association is cosponsoring this event, Board approval is not needed.

9. Newsletter Topics!

Topics to be included in the next newsletter include the Chairman's report, communication among the veterinarian, his or her staff, and the client/patient, OPR's new licensing system (eLicense), prescriber consent information, statistics, notice of CVME audit, update of statutory changes, rule making process, etc.

10. Miscellaneous Correspondence

- a. The Board reviewed and noted the Notice to be sent to all Prescribers from the Vermont Board of Pharmacy regarding requirements for tamper-resistant prescription pads or paper which will be in effect as of January 1, 2010.
- b. The Board reviewed and noted various documents from the American Association of Veterinary State Boards (AAVSB). No further action is required.
- c. The Board reviewed the 12 June 2009 Memorandum from the National Board of Veterinary Medical Examiners (NBVME) re NAVLER takes Ms. Preston and Attorney Novins will review their information further to determine whether statutory changes are needed.
- d. The Board reviewed and noted various documents from the National Board of Veterinary Medical Examiners (NBVME).

11. Other Business Introduced by the Board

Members would appreciate receiving the Agenda and Minutes of upcoming meetings at least a week in advance.

12. Election of Officers

Ms. Johnson made a motion to keep the same slate. The Board discussed the position of Vice-Chair. Dr. Basol will communicate with Dr. Bergman regarding his future plans. A reelection for the position of Vice-Chair person may be brought up again at the next meeting. The question was called and the motion passed unanimously.

Dr. Svec made a motion to authorize the Chairman to grant or deny continuances and stays as authorized by statute. The motion was seconded by Dr. Haas and approved unanimously.

13. The last meeting in 2009 is scheduled for **December 10, 2009.** Meeting dates in 2010 are as follows: **February 11, 2010, April 8, 2010, June 10, 2010, August 12, 2010, October 14 and December 9, 2010.**

14. There being no further business, the meeting was adjourned at 1:00 P.M.

Respectfully submitted,

Carla Preston, Unit Administrator
Office of Professional Regulation