

North Carolina Veterinary Medical Board
April 18th 2017 Phone Meeting
Minutes

1. Call to Order— *President Gemeinhardt 7:03 A.M.*

In attendance: Drs. Gemeinhardt, Meckes, Bull, Barber, Dean, Cochran, Mrs. Lazaro RVT, Mrs. Newman, Mr. Hearn, and Dr. Schadler.

2. Ethics Statement was read

3. Old Business:

- a) Review the public comments on .0311 and vote to approve the language as written in order to complete rule making.

Motion: With the Board having received no public comment to the proposed rule amendment, Dr. Meckes made a motion to approve the rule change to 21 NCAC 66.0311 entitled, "Limited Veterinary License". Dr. Cochran seconded the motion and it passed unanimously.

- b) Update on the revised draft rule .0206 (Continuing Education/online education)

The rule was presented by Mr. Hearn, discussed, and currently the NCVMB is awaiting feedback from interested parties prior to proceeding.

4. Request to sit for State Vet Tech Examination: guilty of DWI in 2015

Dr. Schadler presented information regarding an applicant for registration who was charged with a DWI, and was convicted in District Court in 2013; and appealed and was convicted in Superior Court in 2015. In discussion the Board decided to: have Mr. Wheeler investigate the DWI and Dr. Schadler will request a written statement from the applicant explaining the circumstances behind the charge. After this information is obtained the Board will consider requesting the applicant to submit to an evaluation from the NCVHP. The issue will be addressed at the May Board meeting and the applicant will be invited to attend. Additionally, the Board appreciates that current wording needs to be updated in our Practice Act/Rules & Regulations in regards to this issue for both technicians and veterinarians. The Board requested Dr. Schadler and Robin Lazaro, RVT to work on potential wording to present at the May meeting.

5. New IRS requirement: Board member per diem considered as taxable compensation

Mr. Hearn presented information from Mr. Bob Brooks of the NC State Board of CPA Examiners regarding an IRS agent's decision stating that all Regulatory Board Members are to be considered for tax and workers compensation purposes as employees. The Board will await further clarification of this issue prior to making any decision.

6. Dr. Cecil Brown (Seaview Animal Hospital) complaint from Dr. Schmid

Dr. Schadler presented information received from Dr. Schmid regarding Dr. Cecil Brown and his attempted inspection of Seaview Animal Hospital July 2016. Recent information obtained from Dr. Schmid also indicated rumors of possible health issues with Dr. Brown and the rumored

report of drug diversion in his hospital. The Board decided to: have Ken Wheeler investigate for any available information and then Drs. Schmid, Schadler, and Mr. Wheeler will conduct an inspection at Seaview Animal Hospital. The results of this inspection will be reviewed at the May Board Meeting.

7. Committee on Investigations

Committee 1: the following cases were presented by Dr. Dean

2016042-1 NPC-Teresa Allen vs James Schmunk DVM

Ms Allen could not afford to treat her dog and Dr Schmunk facilitated treatment and adoption. Signed adoption form by Ms Allen.

Dr. Gemeinhardt recused herself from this discussion

2016040-1 LOR-Morgan Simone's vs Lindsay Joann Dzombar DVM

Dr Dzombar accidentally injected cat with Immiticide IV which led to cats death. DVM admitted mistake and did everything possible to save cats life.

2017001-1 NPC-Pamela Dixon vs Joanna Simons Tysor DVM

Dr Tysor performed a negative exploratory but took an intestinal biopsy which confirmed feline parvovirus. The cat continued to deteriorate over time as was euthanized 12 days later.

Motion to approve the recommendations of Committee 1 made by Dr. Cochran and seconded by Robin Lazaro, RVT. The motion passed unanimously, with Dr. Gemeinhardt abstaining from the vote with respect to 2016042-1.

8. WRAL Interview

Mr. Hearn and Dr. Schadler discussed the WRAL interview that took place April 11th at the Board Office. Mistervs Kerr and Browder from WRAL's Investigative Reporting team conducted the 1 ½ hour interview. The segment is slated to air sometime the first week of May.

9. Purchase of the "Let's Talk" Facility

Mr. Hearn presented information on the property purchase and indicated that due diligence ended April 17th. The issue of the roof's condition was discussed and it is believed that Franklin Oaks Business Park is responsible for the repair (if needed).

10. New NCVMB.org email addresses for the Board

Dr. Schadler mentioned that all Board members should now have their new NCVMB.org email addresses. Ideally, all Board communications will begin utilizing those email addresses starting on Monday, April 24th.

11. Final Review and Summary of Action Items

Dr. Schadler reviewed the meeting and gave a summary of action items

12. Adjourn

*Motion to adjourn the meeting was made at 8 AM by Dr. Cochran and seconded by Dr. Barber.
The motion passed unanimously.*

The next regular Board meeting is scheduled for May 4th, 2017