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GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

MIKE ZIMMER  
DIRECTOR

## MICHIGAN BOARD OF VETERINARY MEDICINE DISCIPLINARY SUBCOMMITTEE MEETING OF JUNE 25, 2015

### APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Veterinary Medicine Disciplinary Subcommittee met in regular session on June 25, 2015 at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 4, Lansing, Michigan.

### **CALL TO ORDER**

Renee Werth, Chairperson, called the meeting to order at 1:30 p.m.

### **ROLL CALL**

**Members Present:** Renee Werth, Chairperson  
Michael Bell, Public Member  
Amy Hicswa, DVM  
Dwight McNally, DVM

**Members Absent:** Marianne Tear, LVT

**Staff Present:** Shellayne Grimes, Secretary, Policy, Rules and Board Support  
Virginia Abdo, Compliance Manager, Enforcement Division  
Pamela Millben, Enforcement Analyst, Enforcement Division  
Thomas Clement, Division Chief, Licensing and Regulation  
Division, Attorney General's Office (left at 2:32 p.m.)  
Deb Gagliardi, Assistant Attorney General (arrived at 1:35 p.m.) (left at  
2:28 p.m.)

**Others Present:** Tari Kern, DVM  
Sandy Smith, DVM  
Ashley Mannow, DVM Student  
Lynn Happel, DVM  
Colleen Thorp-Stout, DVM

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## **APPROVAL OF MINUTES**

*MOTION* by Bell, seconded by Hicswa, to approve the March 26, 2015 meeting minutes with the following correction: Members Present: Marianne Tear, LVT.

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

*MOTION* by McNally, seconded by Werth, to approve the agenda with the following correction: Under 5. Regulatory Considerations, the lettering is corrected to read items A through H.

*MOTION PREVAILED*

## **REGULATORY CONSIDERATIONS**

### **Abolarin Agbona, D.V.M. – Consent Order and Stipulation**

*MOTION* by McNally, seconded by Hicswa, to accept the Consent Order and Stipulation in the matter of Abolarin Agbona, D.V.M.

Discussion was held.

A roll call vote followed:       Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

### **Cynthia Sue Anderson, D.V.M. – Consent Order and Stipulation**

*MOTION* by McNally, seconded by Bell, to accept the Consent Order and Stipulation in the matter of Cynthia Sue Anderson, D.V.M.

Discussion was held.

A roll call vote followed:       Yeas – Bell, McNally, Werth  
Abstain – Hicswa

*MOTION PREVAILED*

### **Rachel Marie Brown, D.V.M. – Consent Order and Stipulation**

*MOTION* by Bell, seconded by Hicswa, to accept the Consent Order and Stipulation in the matter of Rachel Marie Brown, D.V.M.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

**Paul Michael Turkal, D.V.M. – Consent Order and Stipulation**

*MOTION* by McNally, seconded by Hicswa, to accept the Consent Order and Stipulation in the matter of Paul Michael Turkal, D.V.M.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

**William K. Wellman, D.V.M. – Consent Order and Stipulation**

*MOTION* by McNally, seconded by Bell, to reject the Consent Order and Stipulation and offer a counter-offer to add an additional five (5) hours of continuing education, pre-approved by the DSC Chair or her designee, in the area of Post-Surgical Case Management or other similar class, in the matter of William K. Wellman, D.V.M.

All other terms remain as stated in the proposed Consent Order.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

**Deirdre Ann Hall, D.V.M. – Consent Order and Stipulation**

*MOTION* by Bell, seconded by Hicswa, to reject the Consent Order and Stipulation in the matter of Deirdre Ann Hall, D.V.M.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

**Richard J. Havas, D.V.M. – Proposal for Decision**

*MOTION* by McNally, seconded by Bell, to accept the Proposal for Decision in the matter of Richard J. Havas, D.V.M.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

*MOTION* by Bell, seconded by Hicswa, to place Respondent on probation for one (1) year with the following terms and conditions:

- (1) Respondent shall be required to complete a minimum of 15 hours of continuing education in the following areas:
  - a. five (5) hours in Record Keeping
  - b. ten hours in Anesthesiology, Surgical Techniques and Pain Management (or similar classes) pre-approved by the Board Chair or her designee
- (2) Quarterly records review by a Board/DSC appointed member of the DSC, with a minimum of 10 charts randomly selected which include surgical cases.

Additionally, a fine shall be assessed in the amount of \$1,000.00, payable within 60 days from the effective date of the Order.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

**Phyllis U. Shance, L.V.T. – Administrative Complaint**

*MOTION* by Bell, seconded by McNally, to suspend Respondent's license for six (6) months and one (1) day in the matter of Phyllis U. Shance, L.V.T.

Discussion was held.

A roll call vote followed: Yeas – Bell, Hicswa, McNally, Werth

*MOTION PREVAILED*

## PUBLIC COMMENT

Tari Kern, DVM, stated that she has reviewed the Veterinary Practice Act within the Michigan Public Health Code. She finds it to be significantly lacking in several areas, i.e. incredibly prohibitive, and it does not protect the public well enough compared to several other states.

Sandy Smith, DVM, stated that she is supportive of Dr. Kern's comments.

## ANNOUNCEMENTS

The next regularly scheduled meeting will be held September 24, 2015 immediately following the Michigan Board of Veterinary Medicine meeting scheduled to begin at 1:30 p.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 4, Lansing, Michigan.

## ADJOURNMENT

*MOTION* by Bell, seconded by McNally, to adjourn the meeting at 2:45 p.m.

  
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Renee Werth, Chairperson

  
\_\_\_\_\_  
Date Minutes Approved

Prepared by:  
Shellayne Grimes, Board Secretary

June 25, 2015