

## MINUTES

**BOARD OF VETERINARY MEDICINE  
GENERAL BUSINESS MEETING  
EMBASSY SUITES  
1100 SE 17TH STREET, FT. LAUDERDALE, FL  
MARCH 4, 2003**

### CALL TO ORDER

Dr. O'Neil called the meeting to order at 8:05 a.m. with the following present:

### MEMBERS

Dr. Robert O'Neil  
Dr. Sergio Vega  
Dr. Joann Helm  
Dr. Kandra Jones  
Dr. Katherine Horky  
Ms. Susan Love  
Ms. Cynthia Lewis

### OTHERS PRESENT

Cathy Lannon, Board Counsel  
Tiffany Short, Prosecuting Attorney  
Juanita Chastain, Executive Director  
Linda Tinsley, Government Analyst  
Donald Schaefer, FVMA  
Mary Pat Jablinski, DVM  
Robert Hart, DVM  
Annette Poirier, CVT  
Debbie Genereux, CVT  
Spencer Ratnoff

### APPROVAL OF EXECUTIVE DIRECTOR - JUANITA CHASTAIN

**MOTION:** Ms. Love made a motion to approve Juanita Chastain as Executive Director.

**SECOND:** Dr. Jones seconded the motion and the motion passed unanimously.

## **APPROVAL OF BOARD MEETING MINUTES FROM DECEMBER 4, 2002**

**MOTION:** Dr. Horky made a motion to approve the minutes as presented.

**SECOND:** Dr. Helm seconded the motion and the motion passed unanimously.

### **DISCIPLINARY HEARINGS**

Informal Hearings for Thandveshwar Mysore, DVM and Paul Plante, DVM were tabled until the June 2003 meeting.

#### **Mary Pat Jablinski, DVM: Case number 2000-05411, 2002-02045**

Dr. Jablinski was present and was not represented by counsel. She was sworn in by the court reporter.

Dr. Jones and Ms. Lewis were recused due to their participation on the probable cause panel.

Ms. Short presented the case as an informal hearing. The case alleges Dr. Jablinski was practicing with a suspended license. Her license was suspended December 2001 for failing to respond to an administrative complaint.

Dr. Jablinski addressed the board and asked that the suspension of her license be lifted.

Ms. Short advised the board that Dr. Jablinski had not paid the fine and costs due to financial difficulties, but as an act of good faith, she has promised to enter into a Promissory Note with the Department.

After discussion by the board the following motion was made.

**MOTION:** Dr. Helm made a motion to adopt the findings of fact and conclusions of law.

**SECOND:** Ms. Love seconded the motion and the motion passed unanimously.

**MOTION:** Dr. Vega made a motion to accept the Promissory Note, probation and 30 extra hours of continuing education for the next renewal.

**SECOND:** Ms. Love seconded the motion and the motion passed unanimously.

## **REQUEST FOR RE-CONSIDERATION BY JOSE CERNA**

Dr. Cerna was present and represented by counsel, Ms. Louise Jeroslow.

Ms. Jeroslow advised the board that Dr. Cerna had appeared before the board March 12, 2002 regarding a Petition for RE-Consideration. The Board reserved ruling on the request and advised Dr. Cerna to come back to the board after he passed the North American Veterinary Licensing Exam (NAVLE).

Ms. Jeroslow presented to the board a Petition for Re-Consideration for Examination and Variance, the Board's Order and the NAVLE test results.

The Petition was asking the Board to re-consider an Order of Intent To Deny that denied Dr. Cerna's application for licensure in 1989.

Ms. Lannon stated the board does not have jurisdiction over the Final Order. The current statute states he should have been approved for licensure before October 1989.

After discussion by the Board the following motion was made.

**MOTION:** Dr. Jones made a motion to deny the petition to re-open the Final Order from 1989.

**SECOND:** Ms. Lewis seconded the motion and the motion passed unanimously.

**MOTION:** Dr. Jones made a motion to approve Dr. Cerna's application for licensure and he must take and pass the Laws and Rules Exam.

**SECOND:** Ms. Lewis seconded the motion with Dr. Helm voting no.

## **REVIEW/CONSIDERATION OF APPLICATIONS**

### **Richard Phillip Draudt, DVM**

Dr. Draudt was present and was not represented by counsel. He was sworn in by the court reporter.

Dr. Draudt had applied for licensure by endorsement. He is licensed in New York and has held a license in that state since 1953. Dr. Draudt is asking the board to accept his New York State boards in lieu of the National Board Exam (NBE) and the Clinical competency Test (CCT). These exams were not available in 1953.

Dr. O'Neil advised the board that the board has approved the New York exam in the past.

Dr. O'Neil read a letter of recommendation from Country Oaks Animal Hospital to the board.

After Discussion by the Board the following motion was made.

**MOTION:** Dr. Jones made a motion to approve Dr. Draudt's application for licensure.

**SECOND:** Ms. Lewis seconded the motion and it passed unanimously.

**Robert Hart, DVM**

Dr. Hart was present and was not represented by counsel. He was sworn in by the court reporter.

Dr. Hart had applied for licensure by endorsement. He holds an active license in New York. He asked the board to accept his New York State Boards in Lieu of the Clinical Competency Test (CCT).

Dr. Hart informed the board he took the New York boards in 1980.

After discussion by the board the following motion was made.

**MOTION:** Dr. Jones made a motion to approve Dr. Hart's application.

**SECOND:** Ms. Lewis seconded the motion and the motion passed unanimously.

**Dr. Anathony Sakal, DVM**

Dr. Sakal was present and was not represented by counsel. He was sworn in by the court reporter.

Dr. Sakal had applied for licensure by endorsement. He holds an active license in New York and has been disciplined in that state. Dr. Sakaal asked the board to accept his New York state boards in lieu of the Clinical competency Test (CCT).

After discussion by the board the following motion was made.

**MOTION:** Dr. Vega made a motion to approve Dr. Sakal's application for licensure.

**SECOND:** Dr. Jones seconded the motion and the motion passed unanimously.

## **DISCUSSION**

### **Suggested Definitions for the Word "Surgery"**

Cathy Lannon advised the board that a letter was in the agenda from Mr. Bayo with suggested definitions for the word "surgery". The board had discussed at the December 2002 meeting proposed changes for Chapter 61G18-17.005 F.A.C. regarding the duties of a veterinary technician and when they were approved the board and the FVMA felt the term "surgery" should be defined.

After discussion by the board the consensus was that it should be left as it is.

## **NOTICES OF PROPOSED RULE DEVELOPMENT**

### **Rule 61G18-17.005 - Tasks Requiring Immediate Supervision**

Ms. Lannon advised the board that rule development notices were published in the Florida Administrative weekly on January 3, 2003. The following changes were proposed for Rule 61G18-17.005

(a) The administration of medication and treatment, ~~excluding vaccinations~~, as directed by the licensed veterinarian: and

(3)The administration of any vaccination by a veterinary aide, nurse, technician, intern or other employee of a licensed vet which is not specifically prohibited by Rule 61G18-17.006, F.A.C., requires "immediate supervision" as that phrase is defined in subsection 474.202(5), Florida Statutes.

(4) A veterinary aide, nurse, or technician may assist a licensed veterinarian in surgery, but may not perform any type of surgery himself or herself, regardless of the level of supervision.

After Discussion by the Board the following motion was made.

**MOTION:** Dr. Jones made a motion to leave in excluding vaccinations and to approve number (3) and omit number (4).

**SECOND:** Dr. Vega seconded the motion and the motion passed unanimously.

## **Rule 61G18-30.001 - Disciplinary Guidelines**

The board reviewed proposed amendments to Rule 61G18-30.001 F.A.C., disciplinary guidelines for violations relating to unlicensed practice and failure to have a valid premise permit.

After discussion by the board the following motion was made.

**MOTION:** Ms. Love made a motion to approve the proposed language to Rule 61G18-30.001.

**SECOND:** Dr. Jones seconded the motion and the motion passed unanimously.

## **RATIFICATION OF APPLICATIONS**

### **Premise Permits**

Dr. Horky advised the board that she wants all responsible veterinarians to sign the inspection form. There were several clinics that needed additional information before she could approve them.

**MOTION:** Dr. Helm made a motion to approve the following applications for premise permits and to approve the deficient ones contingent on Dr. Horky's review.

**SECOND:** Dr. Vega seconded the motion and the motion passed unanimously.

Baycrest Veterinary Hospital, Bayou Veterinary Hospital, PA, Live Oak Veterinary Hospital, sunset Lakes Veterinary Clinic, Underhill Animal Clinic

### **Exam Candidates**

**MOTION:** Dr. Jones made a motion to ratify Dr. O'Neil's actions on the following exam candidates.

**SECOND:** Dr. O'Neil seconded the motion and the motion passed unanimously.

*Dr. O'Neil ratified and approved by conference call December 5, 2002.*

## **AVMA Graduates**

Micah C. Brodsky, Rachael Cunningham, Mari Good, Andrew Dooley, Renee Erdman, Karen Farver, James Fernandez, Kimberly Gloystein, Kevin Kelly, Joanna Maza, Kevin McAllister, Misha Mitchell, Melissa O'Bryan, Jessica Roberts, Kia Scott

## **Foreign Graduates**

Lisa Bump, Fernando Durand, Eduardo Garbarino, Jessica Lightsey, Sinisa Stupar, Aman Sukhija, Leonel Roach

## **Endorsement**

Douglas Beebe, Richard Bostrom, Daniel Bowen, Michelle Burton, Michelle Congelos, Amy Cousino, James Ebner, Thomas Johnson, Roy Joyce, Elizabeth Norton, Georgia Paul, Scott Pierce, Julia Reynolds, Anne Schwartz, Sandra Sisk, Jeffery Speicher, Deborah Spike, Lisa Yetman

*Dr. O'Neil ratified and approved by conference call February 24, 2003.*

## **Senior Graduates**

Robert Arbo, Shawn Basinger, Nancy Betancourt, Enrique Duprey, Sharon Eckert, Janas Gray, Matthew Schmidt

## **AVMA Graduates**

Matthew Chandler, Kelly Crowdis, Deborah Fauquier, Shannon Howitt, Stacey Kent, Jean Loonam, Jonathan McLellan, Ashley Moore, Sarah Pelvin, Karl Schmidt, Kenneth Schwartz, Bonnie Tucker, Natalie Waggener

## **Foreign Graduates**

Patrick Abernethy, Chivonne Ali, Fawzy Beshara, Ahmed Hala Bessyouné, Enzo Bicchì, Sandep Cheema, Carlos Carabajal, Jose Carrera, Enrique Castillo, Gustavo Dupuy, Eduardo Fonseca, Baby George, Stefan Harsch, Maged Kerolas, Adriana Mora, Patricia Riggs, Marcela Von Reitzenstein, Maria Zeiter

## **Endorsement**

Gray Brooks, Nancy Buonpane, Fernando Cardenas, Barry Carter, Jon Day, Pamela Clary, Lisa Gote, D'Ara Klein, Gary Lantz, Maria Mercado, William Novak, Jeffrey Phillips, Dan Rosenberg, Creighton Trahan, Roger Valentine, Janet VanDyke

## **Continuing Education**

**MOTION:** Dr. Jones made a motion to approve the following providers presented by Dr. Helm.

**SECOND:** Ms. Lewis seconded the motion and the motion passed unanimously.

Pigs as Pets Association, Health Care Management Services, The Iams Company, Omni Employee Benefit Consultants, Omni Financial Services, Mobile Veterinary Diagnostics

## **REPORTS**

### **Prosecuting Attorney - Tiffany Short**

Ms. Short presented to the board a current status report of cases located in the legal section. She reviewed the report with the Board and answered any questions they had.

### **Board Counsel - Cathy Lannon**

Ms. Lannon advised the board that Mr. Bayo, previous board counsel, had gone into private practice. She stated she had nothing else to report.

### **Board Chair - Dr. Robert O'Neil**

Dr. O'Neil had no report .

### **Executive Director - Juanita Chastain**

Ms. Chastain had no report.

## **ELECTION OF OFFICERS**

**MOTION:** Dr. Vega made a motion to elect Dr. O'Neil as Chairman.

**SECOND:** Ms. Love seconded the motion and the motion passed unanimously.

**MOTION:** Dr. Jones made a motion to elect Dr. Vega as Vice Chairman.



**SECOND:** Dr. Helm seconded the motion and the motion passed unanimously.

**MOTION:** Ms. Lewis made a motion to adjourn.

**SECOND:** Dr. Jones seconded the motion and the motion passed unanimously.

The meeting adjourned at 11:20 p.m.