



DOUGLAS A. DUCEY
- GOVERNOR -

VICTORIA WHITMORE
- EXECUTIVE DIRECTOR -

ARIZONA STATE VETERINARY MEDICAL EXAMINING BOARD

1740 W. ADAMS ST., STE. 4600 ♡ PHOENIX, ARIZONA 85007

PHONE: (602) 364-1-PET ♡ FAX: (602) 364-1039

VETBOARD.AZ.GOV

MINUTES

October 16, 2019

Board Room A, at 8:30 a.m.

1740 W. Adams Street, Board Room A

Phoenix, Arizona 85007

Members Present: Mr. Jim Loughhead, Dr. Robyn Jaynes, Ms. Jessica Creager (Left at 12:05pm), Dr. Darren Wright, Ms. Jane Soloman, Dr. Sarah Heinrich, and Ms. Nikki Frost, CVT.

Members Absent: Dr. J. Greg Byrne and Dr. Christina Bertch.

Staff and Legal Counsel Present: Ms. Victoria Whitmore, Executive Director; Ms. Mary Williams, AAG (Assistant Attorney General); Ms. Dawn Halbrook, Veterinary Compliance Specialist; and Ms. Tracy Riendeau, CVT, Senior Medical Investigator.

I. CALL TO ORDER

Roll call: Dr. Wright at 8:30 a.m.

II. INITIAL INVESTIGATIVE REVIEWS

1. 19-89, In Re: Erika Angone, DVM

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

2. 19-90, In Re: Tami Mares-Ziehm, DVM

Attorney, David Stoll was present to monitor. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to schedule this matter to an **Informal Interview**. Motion passed unanimously.

3. 19-91, In Re: Joshua Winston, DVM

After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to agree with the Investigative Committee and dismiss this issue with no violation but issue Dr. Winston a **Letter of Concern** with respect to medical record are the responsibility of the responsible veterinarian for the premises and are required to be maintained for three years of the last date of service. Motion passed unanimously.

4. 19-94, In Re: Raegan Wells, DVM

Dr. Heinrich was recused. Ms. Patricia Cilmi was present and made statements. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed 6 ayes, 1 recusal.

5. 19-95, In Re: Christina Grant , DVM

Dr. Heinrich was recused. Ms. Patricia Cilmi was present and made statements. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed 6 ayes, 1 recusal.

6. 19-96, In Re: Monson Tryon, DVM

Dr. Tryon was present with attorney, David Stoll, and made statements. Ms. Betty Garner was present and made statements. After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to offer Dr. Tryon a **Consent Agreement** and adopt the Investigative Committee's Proposed Findings of Fact and Conclusions of Law as the Board's Findings of Fact and Conclusions of Law. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

After further discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to offer a Consent Agreement that includes a period of **Probation for 1-year** to obtain **four (4) hours of continuing education**, in addition to the statutory requirements to maintain licensure, in **congestive heart failure/thoracic diseases**. If the Consent Agreement is not signed in 30 days, the matter will be scheduled for an Informal Interview. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

7. 20-13, In Re: Gurjit Sandhu, DVM

Dr. Sandhu was present with attorney, David Stoll, and made statements. After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Creager to schedule this matter to an **Informal Interview**. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

III. INFORMAL INTERVIEWS AND BOARD DELIBERATION

1. 19-83, In Re: Gurjit Sandhu, DVM

Dr. Sandhu was present with attorney, David Stoll; made statements and answered questions. Ms. Marie Blechman was present, made statements and answered questions. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Heinrich to find Dr. Sandhu in violation of **A.R.S. § 32-2232 (12)** as it relates to **A.A.C. R3-11-501 (1)** failure to provide professionally acceptable procedures in the treatment of parvo by using steroids and metacam concurrently and not continually monitoring "Pinky" and sending home the dog that had declined since the last exam; the pet owner was not made aware of the dog's condition and no other recommendations were given for treatment.

Roll call: Ms. Frost, nay; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, nay; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed 5 ayes, 2 nays.

2.18-125: In Re: Maria Zayas, DVM – Continuance of Informal Interview of September 18, 2019, for the purpose of receiving additional information and reviewing and possible action to approve proposed Findings of Fact, Conclusions of Law and adopting an Order.

- At 10:19am, a motion was made by Dr. Jaynes and seconded by Ms. Creager to go into executive session for legal advice. Motion passed unanimously.

- At 10:27am, the Board entered back into open session.

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Heinrich to accept the Findings of Fact and Conclusions of Law as written. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

After further discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Heinrich to issue Dr. Zayas an Order that includes a **civil penalty of \$250** to be paid within 90 days of the effective date of the Board Order. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

3. 19-75: In Re: ShanAnne Edwards, DVM – Continuance of Informal Interview of September 18, 2019, for the purpose of receiving additional information and reviewing and possible action to approve proposed Findings of Fact, Conclusions of Law and adopting an Order.

Attorney, David Stoll was present to monitor. After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Heinrich to accept the Findings of Fact, as amended, and Conclusions of Law as written. Motion passed unanimously.

After further discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Heinrich to issue Dr. Edwards an Administrative Order that includes a **civil penalty of \$500** to be paid within 90 days of the effective date of the Board Order. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

IV. ADMINISTRATIVE REVIEW OF PREVIOUS ACTIONS

1.18-88: In Re: Dennis White, DVM. Board may review, discuss, and take action on Continuing Education completed in compliance with Board Order and may return license to Active status.

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Dr. Wright to accept Dr. White's completed continuing education in compliance with his Board Order and return his license to Active status. Motion passed unanimously.

2.19-76: In Re: Alexa Wilson, DVM. Board may review, discuss and take action on Continuing Education plan submitted in compliance with Consent Agreement.

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Dr. Wright to approve Dr. Wilson's continuing education plan submitted in compliance of

her Consent Agreement as long as it has not been taken prior to Board approval. Motion passed unanimously.

3.19-60: In Re: Jeri Cathy Major, CVT. Board may review, discuss, and take action on report received from evaluator as required by Interim Consent Agreement and may offer a final Consent Agreement.

After discussion and consideration, a motion was made Ms. Soloman and seconded by Dr. Heinrich to offer Ms. Major a Consent Agreement adopting paragraphs 1, 2, 3, and 4 of the Findings of Fact in the Interim Consent Agreement; adding Ms. Major entered into the Agreement to get the evaluation and results and recommendations of the evaluator. Roll call: Ms. Frost, aye; Ms. Creager, absent; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed 6 ayes, 1 absent.

After further discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Soloman to find Ms. Major in violation of A.R.S. § 32-2249 (A) (2) (c) Chronic inebriety or habitual use of narcotics, dangerous drugs or controlled substances. Roll call: Ms. Frost, aye; Ms. Creager, absent; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed 6 ayes, 1 absent.

After discussion and consideration a motion was made by Ms. Frost and seconded by Dr. Heinrich to offer Ms. Major a Consent Agreement that includes with a Stayed Suspension-Probation for a period of Probation for five (5) years that includes:

- Quarterly visits to the Board;
- Monthly random drug testing for year 1, then step-down to quarterly years 2 and 3, then step down to biannually years 4 and 5;
- The Stayed Suspension will be lifted until a hearing can be held should Ms. Major fail a random drug test;
- Quarterly reports from a board approved behavioral health care monitoring program – group or one-on-one;
- Ms. Major shall attend NA, or a program equivalent, three days a week throughout the term of Consent Agreement with quarterly reports to the Board signed by her sponsor;
- Ms. Major shall obtain a permanent sponsor within 60 days of the Consent Agreement;
- Ms. Major shall present a copy of the Consent Agreement to her employer within 3-days of the final Consent Agreement; responsible veterinarian shall notify the Board in writing within 10-days, that they have read and understand the Consent Agreement;
- If Ms. Major changes employment, she shall notify the Board in writing within 10-days of the change and present the Consent Agreement to the new responsible veterinarian who shall notify the Board in writing within 10-days that they have read and understand the Consent Agreement;
- Ms. Major shall abstain from alcohol and narcotics and only use prescription medication that has been prescribed to her by a physician and she shall notify the Board in writing who prescribed the medication and why, along with the details of name, strength and duration of medication;
- Ms. Major shall provide the Board with her choice of pharmacy where her prescriptions will be filled and provide the Board with her pharmacy profile on a quarterly basis;
- Within 18-months of the end of the Consent Agreement, Ms. Major shall undergo a relapse evaluation and report shall be submitted to the Board within 30 days of the evaluation;

- If Consent Agreement is not signed within 20-days the matter will be schedule to an informal interview.
- If Ms. Major is non-compliant with any term of the Consent Agreement, the Stayed-Suspension shall be lifted, and her certificate Suspended until a hearing can be held for possible Revocation.

Roll call: Ms. Frost, aye; Ms. Creager, absent; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed 6 ayes, 1 absent.

4. 18-47: In Re: Adriana Stinnett, DVM. Board may review, discuss, and take action on proposed settlement offer in the judicial review action (Maricopa County Superior Court Case No. LC2018-00429-001 DT).

Dr. Stinnett appeared telephonically; her attorney, David G. Derickson appeared and made statements.

- At 9:51am, a motion was made by Ms. Heinrich and seconded by Ms. Creager to go into executive session for legal advice. Motion passed unanimously.
- At 10:11am, the Board entered back into open session.

After discussion and consideration, a motion was made by Dr. Heinrich and Ms. Soloman to reject the settlement offer made by Dr. Stinnett and her attorney. Roll call: Ms. Frost, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughead, aye; Dr. Heinrich, aye; and Dr. Jaynes, aye. Motion passed unanimously.

V. REPORTS, CORRESPONDENCE, REFERRALS AND OTHER BUSINESS

1. Board may review, discuss, and take action on information from Sara McMichael, CVT regarding resolution of case involving reportable charges.

No action taken.

2. Board may review, discuss, and take action on C-20-01, In Re: Mario J. Cruz, possible unlicensed practitioner.

After discussion and consideration, a motion was made by Ms. Frost to refer this matter to the County Attorney's Office and Attorney General's Office.

- At 12:40pm, a motion was made by Ms. Soloman and seconded by Ms. Frost to go into executive session for legal advice. Motion passed unanimously.
- At 12:45pm, the Board entered back into open session.

After further discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Heinrich to refer this matter to the County Attorney's Office and Attorney General's Office. Motion passed 6 ayes, 1 absent (Ms. Creager).

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to issue Mr. Cruz a Cease and Desist and schedule a hearing for a future Board meeting. Motion passed 5 ayes, 1 nay (Ms. Frost), and 1 absent (Ms. Creager).

3. Board may review, discuss, and take action on veterinary license and temporary permit application submitted by Emily Roth, DVM.

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Dr. Wright to approve Dr. Roth's application and have her appear at the November Board meeting to discuss practicing without a Temporary Permit further. Motion passed 6 ayes, 1 absent (Ms. Creager).

4. Board may review, discuss, and take action on Certified Veterinary Technician applications:

a. Stephanie Avila

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Frost to approve Ms. Avila's CVT application. Motion passed 6 ayes, 1 absent (Ms. Creager).

b. Jacob Ballard

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Dr. Jaynes to approve Mr. Ballard's CVT application. Motion passed 6 ayes, 1 absent (Ms. Creager).

c. Carmaletha Bitsoi

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Heinrich to approve Ms. Bitsoi's CVT application pursuant to ARS § 32-2242 (B). Motion passed 6 ayes, 1 absent (Ms. Creager).

d. Angel Gutierrez-Jordan

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Soloman to approve Ms. Gutierrez-Jordan's CVT application. Motion passed 6 ayes, 1 absent (Ms. Creager).

e. Christine Yamada

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Heinrich to approve Ms. Yamada's CVT application pursuant to A.R.S. § 32-2242 (B). Motion passed 6 ayes, 1 absent (Ms. Creager).

5. Board may review, discuss and take action on premises inspections.

a. R3223: Four Peaks Animal Clinic. Aubrey Pruitt, DVM

After discussion and consideration, Board directed staff to inspect as needed.

b. R3335: Spay Neuter Clinic. Monica Durgin, DVM

After discussion and consideration, Board directed staff to re-inspect and report back to the Board.

c. R1949: Cali's East Spay/Neuter Clinic. Tammy Helzer, DVM

After discussion and consideration, the Board advised Board staff that the findings at the premise inspection are potential violations and Dr. Helzer should submit a plan on how she will correct the issues.

6. Board may review, discuss, and take action on report from attendees of the 2019 American Association of Veterinary State Boards' Annual Meeting.

Ms. Whitmore highlighted topics discussed at the 2019 AAVSB Annual Meeting.

7. Board may, review, discuss and take action on C-20-03, In Re: Megan Hammersley/Unlicensed Practitioner.

Ms. Hammersley appeared, made statements and answered questions. After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to close this matter. Motion passed unanimously.

8. Board may review, discuss, and take action on request for extension of Temporary Permit for Teva Stone, DVM.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Jaynes to extend Dr. Stone's Temporary Permit until next exam. Motion passed 6 ayes, 1 absent (Ms. Creager).

9. Board may review, discuss, and take action on veterinary license applications:

a. Kimberly Radway

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Soloman to approve Dr. Radway's veterinary license application. Motion passed 6 ayes, 1 absent (Ms. Creager).

VI. REVIEW AND APPROVAL OF MINUTES

a. September 18, 2019 Regular Session

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to approve the September 18, 2019 regular session minutes. Motion passed 6 ayes, 1 absent (Ms. Creager).

b. September 18, 2019 Executive Session

After discussion and consideration, motion was made by Dr. Wright and seconded by Ms. Soloman to approve the September 18, 2019 executive session minutes. Motion passed 6 ayes, 1 absent (Ms. Creager).

VII. CONSENT AGENDA

A. Approval to take Veterinary State Exam

1. Barton, Linda (E)
2. Belshe, Sabrina (E)
3. Larsen, Judith (R)
4. Lesser, Craig (R)
5. Mazur, Melissa (E)
6. Parker, Kristin (E)
7. Truong, Emily (R)
8. Osterloh, Richard (E)
9. Stone, Teva (E)
10. Strosnider, Scott (E)
11. Whitaker, Beau (E)

Approval to take Veterinary State Exam granted.

B. Approval of Temporary Permit(s)

1. Barton, Linda
2. Larsen, Judith
3. Mazur, Melissa
4. Parker, Kristin
5. Stone, Teva

B (1) and (3) removed from Consent Agenda.

Approval of Temporary Permit(s) granted.

C. Approval of Veterinary License

1. Blackmore, Keith
2. Bertrand, Jessica
3. Bradberry, Britton
4. Bray, Kathryn
5. Conley, Katherine
6. Corrao, Nicole
7. Corson, Melissa
8. Dantio, Marie
9. Griffin, Hailey
10. Helgeson, Megan
11. Hunt, Timothy
12. Iloff, Christine
13. Kidandaire, Amos
14. Kogan, David
15. Lenberg, Jamie
16. Luberto, Angela
17. Scholl, Susan
18. Varley, Tanya
19. Whittaker, John
20. Wilson-Cohen, Jennifer

C (2), (5), (6), (9), (10), (16) and (19) removed from Consent Agenda.

Approval of Veterinary Licenses granted.

D. Approval of Non-Resident Permit

1. Smith, Aimee

Approval of Non-Resident Permit granted.

E. Approval of Premises Licenses - Responsible Veterinarian listed

1. R3332: Briarcrest Veterinary Care Center. New Responsible Veterinarian. Suzanne Maki, DVM
2. R3336: Animal Fair Low Cost Vaccination Clinic. New Owner. ShanAnne Edwards, DVM
3. R3337: Dr. Garthe on the Go DBA Veterinarians on the Go. Address Change. Desiree Garthe, DVM
4. R3340: VIP Petcare- Sonoran Desert Pet Resort. New Premises. Siobhan Jones, DVM
5. R3344: Ironwood Animal Hospital. New Responsible Veterinarian. Shantibhushan Jha, DVM
6. R3345: Marketside Animal Hospital at Verrado. New Premises. Scott Duston, DVM

7. R3346: DC Ranch Animal Hospital. New Responsible Veterinarian. Tanya Lopez, DVM
8. R3347: Copper State Veterinary Services. New Premises. Alyssa Butler, DVM

E (2), (3), (6) and (7) removed from Consent Agenda.

Approval of Premise Licenses granted.

F. Approval of Random Premises Inspections

1. R1588: Mobile Veterinary Practice (MVP). Carl William Oberg, DVM
2. R1791: Cochise Animal Hospital. Steven Thomasson, DVM
3. R1793: Home Veterinary Care, PLLC. Richard Rotmistrovsky, DVM
4. R1920: Seville Veterinary Hospital. Jill Bronz, DVM
5. R2001: 99th Avenue and Lower Buckeye Animal Clinic. Steven McDaniel, DVM
6. R2020: Angel Veterinary Services. Veena Alexis, DVM

F (6) removed from Consent Agenda.

Approval of Random Premises Inspections granted.

G. Premises Change of Scope Request

1. R2468: Spay/Neuter Clinic at Pima Animal Care Center. Add Mobile Unit. Jennifer L Willcox, DVM.
2. R3331: Palo Verde Animal Hospital. Add Mobile Unit. Anna Krumins, DVM.

H. Premises Name Change Request

1. R2468: Spay/Neuter Clinic at Pima Animal Care Center to Pima Animal Care Center Spay/Neuter and Offsite Public Outreach clinics. Jennifer Willcox, DVM.
2. R3298: Glenn Animal Care Hospital to Sun Valley Hope Animal Hospital. Lara Sosnow, DVM

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to approve the Consent Agenda as amended. Motion passed 6 ayes, 1 absent (Ms. Creager).

Items Removed from Consent Agenda

C (2), (5), (6), (9), (10), (16), and (19).

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Heinrich to approve pending receipt of issuance fee. Motion passed 6 ayes, 1 absent (Ms. Creager).

E (2) and (3).

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Heinrich to approve pending inspection and compliance. Motion passed 6 ayes, 1 absent (Ms. Creager).

E (6), (7) and F (6)

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Heinrich to approve pending compliance. Motion passed 6 ayes, 1 absent (Ms. Creager).

VIII. SUMMARY OF CURRENT EVENTS

Ms. Soloman stated that Dr. Roy did not sign the offered Consent Agreement.

IX. CALL TO PUBLIC

No members of the public were present.

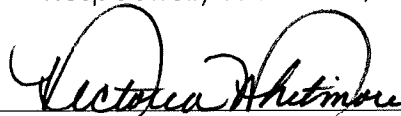
X. ESTABLISHMENT OF FUTURE MEETING DATE

The next *regular* meeting will be held on **Wednesday, November 20, 2019**, beginning at 8:30am at 1740 W. Adams St., Board Room "A," Phoenix, Arizona, 85007.

XI. ADJOURNMENT

The meeting adjourned at 1:40pm.

Respectfully submitted,



Victoria Whitmore, Executive Director