

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

December 8, 2021

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

1740 W. Adams Street, Board Room A

Phoenix, Arizona 85007

Members Present: Mr. Jim Loughhead, Ms. Jessica Creager (left at 12:30pm), Ms. Jane Soloman, Dr. Robyn Jaynes, Dr. Melissa Thompson, Dr. Craig Nausley, Dr. Greg Byrne, Ms. Nikki Frost, and Dr. Darren Wright.

Staff and Legal Counsel Present: Ms. Victoria Whitmore, Executive Director; Mr. Marc Harris, AAG (Assistant Attorney General); and Ms. Tracy Riendeau, CVT, Senior Medical Investigator.

I. CALL TO ORDER

Roll call: Dr. Wright at 8:35 a.m.

II. INITIAL INVESTIGATIVE REVIEW AND ACTION ON THE FOLLOWING CASES:

1. 21-136, In Re: Neil Farrington, DVM

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

2. 21-139, In Re: Sarah Rios, DVM

Dr. Rios was present telephonically and made statements. Attorney, T. Scott King was present and made statements. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

3. 21-140, In Re: Marc Laudonio, DVM

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 unanimously.

4. 21-143, In Re: Amanda Liesse, DVM

Attorney W. Reed Campbell was present to monitor. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Soloman to accept the Investigative

Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

5. 21-144, In Re: Shellee Roe, DVM

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to accept the Investigative Committee's recommendation dismiss this issue with no violation but issue Dr. Roe a Letter of Concern with respect to client communication and ensuring that a veterinarian is appropriately involved when a technician appointment occurs. Roll call: Dr. Byrne, nay; Ms. Frost, nay; Dr. Nausley, nay; Ms. Creager, nay; Dr. Jaynes, nay; Dr. Wright, aye; Mr. Loughhead, nay; Ms. Soloman, nay; and Dr. Thompson, nay.

Motion failed, 1 aye, 8 nays.

After further discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to accept the Investigative Committee's recommendation dismiss this issue with no violation but issue Dr. Roe a **Letter of Concern** with respect to communication and ensuring a pet owner is having their questions answered and receiving the proper information from the veterinarian. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Nausley, nay; Ms. Creager, aye; Dr. Jaynes, aye; Dr. Wright, nay; Mr. Loughhead, aye; Ms. Soloman, aye; and Dr. Thompson, aye. **Motion passed, 7 ayes, 2 nays.**

6. 21-145, In Re: Bernard Mangone, DVM

Dr. Mangone was present and made statements. 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.

7. 21-147, In Re: Alison Ryan, DVM

Attorney W. Reed Campbell was present and made statements on behalf of Dr. Ryan. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Nausley to schedule this matter for an **Informal Interview**. Motion passed unanimously.

8. 21-149, In Re: Heather Lindgren, DVM

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

9. 21-150, In Re: Madeline Beebe, DVM

Dr. Beebe was present with attorney W. Reed Campbell and made statements. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Wright to **disagree** with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

10. 22-11, In Re: Madelyn Melchiors, DVM

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Wright to **dismiss** this issue with no violation. Motion passed unanimously.

11. 21-141, In Re: Elizabeth Wyatt, DVM

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

12. 21-142, In Re: Alex Beckley, DVM

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 unanimously.

III. INFORMAL INTERVIEWS - BOARD DELIBERATION AND ACTION

1. 21-123: In Re: Edwin Kiesel, DVM

Attorney W. Reed Campbell was present to monitor. After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to adopt the Findings of Fact and Conclusions of Law as drafted. Roll call: Dr. Jaynes, aye; Dr. Byrne, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughhead, aye; Dr. Thompson, aye; and Dr. Nausley, aye. Motion passed unanimously.

- At 11:04am a motion was made by Dr. Wright and seconded by Ms. Soloman to go into executive session for legal advice.
- At 11:18am, the Board entered back into open session.

After further discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Jaynes to offer Dr. Kiesel a **Consent Agreement** that includes a period of Probation for 1-year. Within 30 days of the effective date of the Consent Agreement, Dr. Kiesel shall obtain a Board approved Practice Monitor; within 30 days of approval of the Practice Monitor, an audit of Dr. Kiesel's premises shall be performed and a report submitted to the Board. The audit shall include, but not limited to, medical records and veterinary medical treatment review. The Practice Monitor shall perform monthly audits of Dr. Kiesel's medical records, medical treatment performance, etc. and submit monthly reports to the Board during the Probationary period.

As part of the Consent Agreement, within 90 days of the effective date of the Consent Agreement, Dr. Kiesel shall also submit a plan on how he plans on winding down his veterinary practice to cease practicing veterinary medicine on or before the Probationary period. If the Consent Agreement is not signed within fifteen (15) days, the matter will be remanded to a Formal Hearing.

Roll call: Dr. Jaynes, aye; Dr. Byrne, aye; Ms. Creager, aye; Ms. Soloman, aye; Dr. Wright, aye; Mr. Loughhead, aye; Dr. Thompson, aye; and Dr. Nausley, aye. Motion passed unanimously.

IV. ADMINISTRATIVE REVIEW OF PREVIOUS ACTIONS

1. 19-71: In Re: Celeste Roy, DVM. Quarterly appearance as required by Consent Agreement. Board may review, discuss, and take action on information presented.

Dr. Roy was present telephonically. Made statements and answered questions in compliance with her Consent Agreement.

- At 10:07am, a motion was made by Ms. Soloman and seconded by Ms. Creager to go into executive session for legal advice.
- At 10:12am, the Board entered back into open session.

2. 21-53: In Re: Deborah Chapman, DVM. Board may review, discuss, and take action on completion of continuing education as required by Board Order and may return license to Active status.

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to accept Dr. Chapman's completion of continuing education as required by her Board Order and return her license to Active status. Motion passed 8 ayes, 1 absent (Dr. Jaynes).

V. REPORTS, CORRESPONDENCE, REFERRALS AND OTHER BUSINESS

1. Board may review, discuss, and take action on request for approval of Continuing Education credit for the American Association of Swine Veterinarians 2022 Annual meeting, February 26-March 1, 2022.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Dr. Wright to approve 24 CE credits for the American Association of Swine Veterinarians 2022 Annual meeting being held on February 26 – March 1, 2022. Motion passed 8 ayes, 1 absent (Dr. Jaynes).

2. Board may review, discuss, and take action on request for approval of Continuing Education credit for Advanced Meeting in Veterinary Homeopathy, February 24 to 26, 2022.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to approve 12 hours of continuing education credits offered at the Advanced Meeting in Veterinary Homeopathy being held on February 24 – February 26, 2022. Motion passed unanimously.

3. Board may review, discuss, and take action on premises inspection:

a. P0320: Rim Country Veterinary Clinic. Lorenzo Gonzales, DVM

After discussion and consideration, the Board directed staff to reinspect Rim Country Veterinary Clinic; Responsible veterinarian, Lorenzo Gonzales, DVM.

4. Board may review, discuss, and take action on request regarding the clarification of interpretation of A.R.S. § 32-2242(B) pertaining to Certified Veterinary Technician applications requirements, per A.R.S. § 41-1001.02:

a. Jordan Erhardt

Applicant Erhardt was present to monitor. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to approve the Certified Veterinary Technician application based on meeting the requirements of ARS § 32-2242 (B). Motion passed unanimously 8 ayes, 1 absent (Dr. Jaynes).

5. Board may review, discuss, and take action on review of investigative case review procedures and Board norms such as attendance and review of Investigative Committee materials.

Ms. Whitmore reviewed investigative case review procedures and Board norms with the Board.

- At 11:56am, after discussion and consideration a motion was made by Dr. Jaynes and seconded by Dr. Wright to go into executive session for legal advice.
- At 12:28pm, the Board entered back into open session.

6. Board may review, discuss, and take action on veterinary license application:

a. David Colton

After discussion and consideration, a motion was made by Dr. Byrnes and seconded by Dr. Wright to approve applicant Colton's veterinary license application. Motion passed 8 ayes, 1 absent (Ms. Creager).

VI. REVIEW AND APPROVAL OF MINUTES

1. October 20, 2021 Regular Session

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to approve the October 20, 2021 regular session minutes. Motion passed 6 ayes, 3 abstentions (Dr. Byrne, Dr. Nausley, and Dr. Thompson).

2. October 20, 2021 Executive Session

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to approve the October 20, 2021 executive session minutes. Motion passed 6 ayes, 3 abstentions (Dr. Byrne, Dr. Nausley, and Dr. Thompson).

3. November 17, 2021 Regular Session

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to approve the November 17, 2021 regular session minutes. Motion passed 7 ayes, 2 abstentions (Ms. Frost and Dr. Thompson).

4. November 17, 2021 Executive Session

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Soloman to approve the November 17, 2021 executive session minutes. Motion passed 7 ayes, 2 abstentions (Ms. Frost and Dr. Thompson).

VII. CONSENT AGENDA

A. Approval of Premises Licenses – Responsible Veterinarian listed

1. R3745: My Pet Market - Glendale. New Premises. Rose Fiskett, VMD
2. R3749: Halo Animal Rescue. New Premises. Rose. Fiskett, VMD
3. R3770: AZ Compassionate Veterinary Home Care. New Premises. Kelsey Gardner, DVM
4. R3780: Farm & Ranch Veterinary Service. New Address. Devon Kartchner, DVM
5. R3781: All-Star Animal Hospital. New Owner. Matthew Erickson, DVM
6. R3782: Grand Paws Animal Clinic. New Responsible Veterinarian. Michelle Johnson, DVM
7. R3784: Dr. Daniel Klinski, New Address. Dan Klinski, DVM

8. R3785: MD Petcare. New Responsible Veterinarian. Swaneth Portalatin, DVM
9. R3786: Epic Veterinary Specialist. New Premises. Theresa Fossum, DVM
10. R3788: Christown Animal Hospital. New Owner. Gurjit Sandhu, DVM
11. R3794: Perfect Balance Equine Dentistry and Veterinary Services. New Address. Jana Echols, DVM
12. R3806: VIP – Tractor Supply Company – Benson. New Responsible Veterinarian. Charles Cantrell, DVM
13. R3813: VIP – Tractor Supply Company – Payson. New Responsible Veterinarian. Charles Cantrell, DVM
14. R3815: VIP – Tractor Supply Company – Oracle. New Responsible Veterinarian. Charles Cantrell, DVM
15. R3816: VIP – Tractor Supply Company – Tucson. New Responsible Veterinarian. Charles Cantrell, DVM
16. R3817: VIP – Tractor Supply Company – Tucson (Valencia). New Responsible Veterinarian. Charles Cantrell, DVM
17. R3821: VIP – Tractor Supply Company – Surprise. New Responsible Veterinarian. Charles Cantrell, DVM
18. R3825: Peaceful Passing Hospice and In-home Euthanasia. New Address. Gina Lee Finney, DVM
19. R3826: Kierland Animal Clinic. New Owner. Krista Gibson, DVM
20. R3826: Valet Vet Mobile Vet Services. New Address. Gina Lee Finney, DVM
21. R3828: Pet Cancer Care Consulting. New Premises. Rachel Venable, DVM
22. R3829: Cavalli Equine Veterinary Services, LLC. New Premises. Jenyka Bergsma, DVM
23. R3835: Valet Vet Mobile Veterinary Services. New Address. Gina Lee Finney, DVM.

A (1), (3), (4), (9), (12), (19) and (22) Removed from the Consent Agenda.

Approval of Premises Licenses granted.

B. Approval of Random Premises Inspections – Responsible Veterinarian Listed

1. P0299: Hereford Veterinary Service. Gary Thrasher, DVM
2. P0320: Rim Country Veterinary Clinic. Lorenzo Gonzalez, DVM
3. R2077: Diamond J Veterinary Services, PC. James Justice, DVM
4. R2178: Jem's Vaccination Clinic. Jody Moffett, DVM

B (2) Removed from the Consent Agenda.

Approval of Random Premises Licenses granted.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Soloman to approve the Consent Agenda as amended. Motion passed 8 ayes, 1 absent (Ms. Creager).

Items Removed From Consent Agenda:

A (1), (4), (12), (19), (22) and B (2):

After discussion and consideration, a motion was made by Dr. Wright and seconded by Soloman to approve pending compliance. Motion passed 8 ayes, 1 absent (Ms. Creager).

A (3):

After discussion and consideration, a motion was made by Dr. Wright and seconded by Soloman to approve pending inspection and compliance. Motion passed 8 ayes, 1 absent (Ms. Creager).

A (9):

No action taken.

VIII. SUMMARY OF CURRENT EVENTS

No current events.

IX. CALL TO THE PUBLIC

Mr. Johnny Johnson addressed the Board.

X. ESTABLISHMENT OF FUTURE MEETING DATE

The next regular meeting will be held on **Wednesday, January 19, 2022**, beginning at 8:30 a.m. at 1740 W. Adams Street, Board Room "A," Phoenix, Arizona, 85007. One or more Board members may appear telephonically.

XI. ADJOURNMENT

Meeting adjourned at 12:55 pm.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victoria Whitmore", is written over a horizontal line.

Victoria Whitmore, Executive Director