

Minutes of the South Carolina Board of Veterinary Medical Examiners
Business Meeting, Presentation, Consent Agreements and MOA Disciplinary Hearing
May 8, 2014
Synergy Business Park, Kingstree Building, Room 108
110 Centerview Drive, Columbia, South Carolina 29211

Board members present were:

Oswald H. "Sonny" King, D.V.M., Chairperson
Bryan K. Cribb, D.V.M., Vice Chairperson
Walter C. Robinson, D.V.M., Secretary
Vanessa B. Brooks, D.V.M.
Rebecca Hughes, D.V.M.
David M. Oliver, D.V.M.
Christine Hartman, L.V.T.
Albert W. Platt, III, D.V.M.

Board member with excused absence was:

Cindy W. Nord, Ph.D.

Staff and others present were:

Erin G. Baldwin, LLR Litigation Attorney, Office of General Counsel (OGC)
Hanna Bauslaugh
Louis E. Bauslaugh, D.V.M.
Tina Behles, Court Reporter
John Francis Carney, IV, DVM
Darra Coleman, LLR Advice Attorney
Kate K. Cox, LLR Administrator
P.C. Faglie, LLR Investigator
Nancy Flores, LLR Administrative Assistant
Sherri A. Lyons, Esq.
Marcia Rosenberg
Mark Sanders, Chief Investigator LLR OIE
Frank Sheheen, RPP
Hardwick Stuart, LLR Advice Attorney
Richard Wilson, Esq., RPP

CALL TO ORDER:

The Regular Session of the South Carolina Board of Veterinary Medical Examiners was held at the Synergy Office Park, Kingstree Building, 110 Centerview Drive, Room 108, in Columbia, South Carolina. Whereas, proper notice of date, time, place and agenda information having been properly provided to THE STATE NEWSPAPER and ASSOCIATED PRESS and proper notice also having been posted at the LLR Office Building 24 hours prior to the time scheduled for the meeting and a quorum having been noted as present, Chairperson Dr. King called the meeting to order at 9:05 a.m. All votes referenced herein were unanimous unless otherwise noted.

APPROVAL OF AGENDA:

Motion: A motion was made by Dr. Cribb to approve the Agenda as adjusted. Ms. Hartman seconded the motion. The motion carried.

APPROVAL OF MINUTES:

Motion: A motion was made by Dr. Robinson to accept the April 3, 2013 Minutes as printed. Dr. Cribb seconded the motion. The motion carried.

INTRODUCE NEW ADVICE COUNSEL:

Mrs. Cox and Mrs. Coleman introduced Hardwick Stuart as the new advice counsel for the Board.

DISCIPLINARY ISSUES:

IRC Report:

The Investigative Review Committee Report (IRC) was provided by Mark Sanders and discussion followed.

Motion: A motion was made by Dr. Robinson to accept nine (9) Dismissals. The motion was seconded by Dr. Cribb. The motion passed.

Motion: A motion was made by Dr. Robinson to issue two (2) Letters of Caution. Ms. Hartman seconded the motion. The motion passed.

Motion: A motion was made by Dr. Cribb to authorize a (1) Formal Complaint for Case 2013-64. The motion was seconded by Dr. Brooks. The motion passed.

Motion: A motion was made by Dr. Brooks to authorize a (1) Formal Complaint for Case 2014-2. The motion was seconded by Dr. Platt. The motion passed.

Motion: A motion was made by Dr. Cribb to send back Case 2013-69 to the IRC require a more detailed issue description for an authorization. The motion was seconded by Dr. Platt. The motion passed.

OIE and OGC Management Reports:

The OIE and OGC Management Reports were given for OIE and OGC by Mr. Sanders and Ms. Baldwin. The reports were accepted as information by the Board.

DISCIPLINARY MOA HEARING

MOA Hearing - John Francis Carney, IV, D.V.M.:

A hearing with a Memorandum of Agreement and Stipulation of Facts was held for Dr. Carney. Darra Coleman advised the Board. Erin Baldwin represented the state. Dr. Carney was present and was represented by Sherri A. Lyons. Dr. Brooks recused herself in the matter. A court reporter was present. A quorum was noted as present. The hearing commenced.

Motion: A motion was made by Dr. Robinson to go into Executive Session. The motion was seconded by Ms. Hartman. The motion carried.

Motion: A motion was made by Dr. Cribb to come out of Executive Session. The motion was seconded by Dr. Robinson. The motion carried.

Motion: A motion was made by Dr. Platt to accept the MOA; to state Dr. Carney did violate the Practice Act; to issue a public reprimand, pay the cost of investigation within 60 days of \$480.00. The motion was seconded by Ms. Hartman. The motion carried.

PRESENTATION BY RECOVERING PROFESSIONALS PROGRAM (RPP):

Mr. Sheheen and Mr. Wilson reviewed the history of the creation of RPP in 2000 and gave statistics regarding the program, its rates of success and rate of failure of compliance. They commented that statistics can be provided for Boards individually when requests are made. Discussion followed.

DISCIPLINARY CONSENT AGREEMENTS:

Consent Agreement: Nicole L. Taylor, D.V.M.

Consent Agreement: Meredith L. Somerset, D.V.M.

Ms. Baldwin made a presentation of two Consent Agreements regarding companion cases for Nicole L. Taylor, D.V.M. and Meredith L. Somerset, D.V.M. The Board had the Consent Agreements in their electronic materials and in hardcopy.

Motion: A motion was made by Dr. Platt to accept the Consent Agreements as written for each respondent. The motion was seconded by Dr. Cribb. The motion carried.

Consent Agreement: Louis E. Bauslaugh, D.V.M.

A Consent Agreement was presented to the Board for Dr. Louis E. Bauslaugh. Dr. Bauslaugh was present for a different matter and was not represented by counsel. Ms. Coleman advised the Board. Ms. Baldwin represented the state. A court reporter was present. The presentation commenced.

Motion: A motion was made by Dr. Robinson to go into Executive Session. The motion was seconded by Ms. Hartman. The motion carried.

Motion: A motion was made by Dr. Brooks to come out of Executive Session. The motion was seconded by Dr. Robinson. The motion carried.

Motion: A motion was made by Dr. Cribb to accept the Consent Agreement as presented. The motion was seconded by Dr. Platt. The motion carried.

REINSTATEMENT HEARING:

Reinstatement Hearing for Louis E. Bauslaugh, D.V.M.

A reinstatement hearing was held regarding reinstatement of licensure for Dr. Bauslaugh. Ms. Coleman advised the Board. Dr. Bauslaugh was not represented by counsel and waived his right to counsel. A court reporter was present. The hearing commenced.

Motion: A motion was made by Dr. Robinson to go into Executive Session. The motion was seconded by Ms. Hartman. The motion carried.

Motion: A motion was made by Dr. Brooks to come out of Executive Session. The motion was seconded by Dr. Robinson. The motion carried.

Motion: A motion was made by Dr. Brooks to accept the reinstatement application for Dr. Bauslaugh. The motion was seconded by Dr. Cribb. The motion carried.

ADMINISTRATIVE REPORTS:

Administrative Report:

The Administrative Report was given with a staffing chart; licensure totals were given to be 1692 veterinarians and 373 veterinary assistants are licensed by the Board with a total of 2065 licensees; and update on the continued wait for appointments for District 2, 3, 5, and 7. It was noted that the Notice for Election for District 4's seat has been announced.

Attendees for the AAVSB meeting in September 2014 were discussed. Dr. King stated he would like to attend and would also like Dr. Cribb to attend. It was noted that travel will be requested for two members and the administrator. Dr. Robinson stated he will also attend as a committee member for AAVSB.

Security of data, emails, and the LLR building were discussed.

The Disciplinary Monitor Log Report:

The Disciplinary Monitor Log report was presented and accepted as information.

Financial Report:

Financial Report was given and accepted as information.

UNFINISHED BUSINESS:

There was none.

NEW BUSINESS:

There was none.

LEGAL:

There was no legal business.

DISCUSSION TOPICS:

Dr. Platt discussed the budget and the importance of being aware of the financial soundness of the Board as fees are being adjusted in the next year.

PUBLIC COMMENT:

Mrs. Rosenberg commented that she would like for Consent Agreements to be summarized for the public within the meeting rather than waiting for them to be posted to the public website.

ANNOUNCEMENTS:

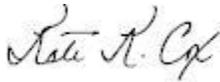
It was announced the next meetings of the South Carolina Board of Veterinary Medical Examiners for 2014 will August 7 and November 6.

ADJOURNMENT:

Dr. King presented plaques to Dr. Bert Platt and to Ms. Chris Hartman to thank them for their service to the South Carolina Board of Veterinary Medical Examiners.

Motion: Dr. King made a motion to adjourn as there was no further business to come before the Board. Dr. Platt seconded the motion. The motion passed and the meeting was adjourned at 12:30 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Kate K. Cox".

Kate K. Cox
Administrator