

**VETERINARY EXAMINING BOARD
MINUTES
OCTOBER 24, 2012**

PRESENT: Wesley Elford, D.V.M.; Marthina Greer, D.V.M.(arrived 10:27 a.m.);
Brenda Nemeč, C.V.T.; William Rice, D.V.M.; Robert R. Spencer,
D.V.M.; Neil Wiseley, D.V.M.

EXCUSED: Sheldon Schall

STAFF: Tom Ryan, Executive Director; Pamela Stach, Legal Counsel; Karen
Rude-Evans, Bureau Assistant; Shawn Leatherwood, Paralegal;
Sharon Henes, Paralegal, and other Department Staff

CALL TO ORDER

Robert Spencer, Chair, called the meeting to order at 9:30 a.m. A quorum of five (5) members was present.

ADOPTION OF AGENDA

Amendments:

- Under Item F (open session), EXECUTIVE DIRECTOR MATTERS:
 - 2) 2013 Meeting Dates – handout inserted after page 10
- Item I- 3 (open session), DIVISION OF LEGAL SERVICES AND COMPLIANCE:
 - a) Discussion of Unlicensed Practice of Veterinary Medicine – handout for review in closed session
- Item P (closed session), CASE CLOSINGS:
 - 1) 11 VET 043 – remove pages 107-116 and replace with handout
- Case Status Report – insert at the end of closed session

MOTION: William Rice moved, seconded by Brenda Nemeč, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF AUGUST 1, 2012

MOTION: William Rice moved, seconded by Neil Wiseley, to approve the minutes of August 1, 2012 as written. Motion carried unanimously.

**BOARD DISCUSSION ITEMS INCLUDING ANY RECEIVED
AFTER PRINTING OF AGENDA**

Legislation/Administrative Rules Matters:

**Review of Proposed Rule for VE 2, 3, 4 and 5, Wis. Admin. Code Relating to Licensure,
Temporary Permits and Examinations**

MOTION: Wesley Elford moved, seconded by Marthina Greer, to approve the language amending VE 2, 3, 4 and 5 Wis. Admin. Code with the correction of the typographical error in Section 7. Motion carried unanimously.

MOTION: Wesley Elford moved, seconded by Marthina Greer, to designate William Rice to approve the Clearinghouse draft of VE 2, 3, 4 and 5 Wis. Admin. Code. Motion carried unanimously.

CLOSED SESSION

MOTION: Robert Spencer moved, seconded by Marthina Greer, to convene to closed session to deliberate on cases following hearing (Wis. Stat. 19.85(1) (a)), to consider licensure or discipline (Wis. Stat. § 19.85(1) (b)), to consider individual histories or disciplinary data (Wis. Stat. § 19.85(1) (f)), and to confer with legal counsel (Wis. Stat. § 19.85(1) (g)). Roll Call Vote: Wesley Elford-yes; Marthina Greer-yes; Brenda Nemec-yes; William Rice-yes; Robert Spencer-yes and Neil Wiseley-yes. Motion carried unanimously.

The Board convened into Closed Session at 12:40 p.m.

**RECONVENE INTO OPEN SESSION IMMEDIATELY
FOLLOWING CLOSED SESSION**

MOTION: Wesley Elford moved, seconded by Brenda Nemec, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 2:00 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS

MOTION: Wesley Elford moved, seconded by Neil Wiseley, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the disciplinary proceedings against **Mary S. Lux, DVM (10 VET 062)**. Motion carried. William Rice was excused during deliberation and abstained from voting.

MOTION: Marthina Greer moved, seconded by Wesley Elford, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the disciplinary proceedings against **Scott F. Harman, DVM (12 VET 015)**. Motion carried unanimously.

PROPOSED FINAL DECISION(S) AND ORDER(S)

MOTION: William Rice moved, seconded by Neil Wiseley, to adopt the Final Decision and Order in the disciplinary proceedings against **Aaron T. Scofield, CVT (11 VET 040/DHA Case No. SPS-12-0019)**. Motion carried. Brenda Nemec was excused during deliberation and abstained from voting.

MONITORING

MOTION: William Rice moved, seconded by Wesley Elford, that following the Board's review of the records submitted from **Frank F. During, DVM**, pursuant to the Final Decision and Order issued 6/13/2012, the Board determined that the records were deficient with regard to the meat and milk withholding times. The Board requests Dr. During to submit ten (10) additional records created after 10/24/2012 for review at a time to be determined by the Department monitor. Motion carried unanimously.

MOTION: Wesley Elford moved, seconded by William Rice, to grant the request for full licensure from **Beverly Halama, DVM**. Motion carried unanimously.

CASE CLOSINGS

MOTION: Marthina Greer moved, seconded by Neil Wiseley, to close case **11 VET 043 against respondent D.R.V., DVM, for no violation**. Motion carried unanimously.

MOTION: Wesley Elford moved, seconded by Brenda Nemec, to close case **10 VET 048 against respondent E.R.R., DVM, for prosecutorial discretion (P7)**. Motion carried unanimously.

MOTION: Neil Wiseley moved, seconded by William Rice, to close case **12 VET 013 against respondent J.S., DVM, for no violation**. Motion carried unanimously.

ADJOURNMENT

MOTION: William Rice moved, seconded by Marthina Greer, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:05 p.m.