

**VETERINARY EXAMINING BOARD
MINUTES
AUGUST 3, 2011**

- PRESENT:** Wesley Elford, DVM; Marthina Greer, DVM; Brenda Nemec, CVT;
William Rice, DVM; Robert R. Spencer, DVM
- EXCUSED:** Theresa Waage, Neil Wiseley, DVM; Joan Wywialowski
- STAFF PRESENT:** Kelli Kaalele, Bureau Director; Lydia Thompson, Legal Counsel;
Karen Rude-Evans, Bureau Assistant; and other DRL Staff
- GUESTS:** Kelly McDowell and Bob Klosterman, Wisconsin Veterinary Medical
Association (WVMA); Yvonne Bellay, Department of Agriculture,
Trade and Consumer Protection (DATCP)

CALL TO ORDER

Robert Spencer, Chair, called the meeting to order at 9:42 a.m. A quorum of five (5) members was present.

ADOPTION OF AGENDA

Amendments to the Agenda:

- Item C – Secretary Matters – removed from agenda
- Item E (1) –Unlicensed Practice Liaison – Executive Assistant John Murray will not appear before the Board
- Under Item H(4) – Practice questions from the WVMA – insert after page 50
- Item N (4) in closed session – Pending Unlicensed Activity – insert after page 138
- Case Status Report in closed session – insert at the end of the agenda

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

APPROVAL OF MINUTES OF MAY 25, 2011

MOTION: Wesley Elford moved, seconded by Brenda Nemec, to approve the minutes of May 25, 2011 as written. Motion carried unanimously.

BUREAU DIRECTOR MATTERS

Kelli Kaalele reported the travel policy has been revised. Out of state travel that is fully funded by a third party will now be considered.

BOARD APPOINTMENTS

Unlicensed Practice Liaison

Kelli Kaalele, Michele Miller Hayes (former legal counsel), John Murray, Executive Assistant, and DOE staff met to discuss unlicensed practice related to the Veterinary Examining Board. One of the recommendations from this meeting was to appoint a Board Liaison to work with DOE staff to offer guidance on unlicensed practice issues.

Robert Spencer appointed Neil Wiseley as the unlicensed practice liaison.

ITEMS FOR BOARD DISCUSSION

American Veterinary Medical Association Uniform Practice Act (draft)

The draft of the AVMA Uniform Practice Act was reviewed and discussed.

Documentation Requirements for Large Animal/Food and Fiber Veterinarians

The Board discussed proposed language changes as recommended by the Rules Review Committee to VE 7.03(3) relating to medically pertinent communications and documentation requirements for large animal/food and fiber veterinarians.

Informed Consent Rules Changes/Updates

The Board discussed proposed changes to informed consent rules. This item will require more review and was referred back to the Rules Review Committee.

Letter from The Healing Oasis

The Veterinary Examining Board does not approve CE providers. If this course is approved by the Registry of Approved Continuing Education (RACE) it will be acceptable under VE 10.03(4)(f).

SPEAKING ENGAGEMENT, TRAVEL, PUBLIC RELATION REQUESTS

Delegate a Member of the Board to Attend the American Association of Veterinary State Boards (AASB) Annual Conference, September 15-17, 2011, New Orleans, LA

MOTION: Wesley Elford moved, seconded by William Rice, to authorize Marthina Greer as the delegate and Brenda Nemecek as the alternate to attend the AAVSB Annual Conference, September 15-17, 2011 in New Orleans, LA. Motion carried unanimously.

ITEMS RECEIVED AFTER PRINTING OF AGENDA

Practice Questions/Issues

The Board reviewed practice questions submitted by the WVMA. Legal counsel will respond as directed by the Board. The discussion regarding obligations relating to emergency services was tabled and will be reviewed at the next Board meeting.

INFORMATIONAL ITEMS

Informed Consent FAQ posted on the website

This item was noted. This information has been posted to the DSPS website.

Update on Statutory Changes related to Wis. Stat. 453.06(3)(b) and rule changes to VE 8.03(1)(e)

The Board reviewed the update.

NEW BUSINESS

Robert Spencer spoke with Donald Peterson and Dr. Peterson wanted to convey that it was an honor to have served on the Board.

PUBLIC COMMENTS

There were no comments.

CLOSED SESSION

MOTION: Wesley Elford moved, seconded by Brenda Nemec, 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)). Motion carried by a roll call vote: Wesley Elford-yes; Marthina Greer-yes; Brenda Nemec-yes; William Rice-yes; Robert R. Spencer-yes.

The Board convened into Closed Session at 11:08 a.m.

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

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

The Board reconvened into open session at 12:17 p.m.

**VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF
VOTING IS APPROPRIATE**

DELIBERATION OF STIPULATION(S), FINAL DECISION(S) AND ORDER(S)

**SOLOMON M WIKERT, DVM
07 VET 018**

MOTION: William Rice moved, seconded by Wesley Elford, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Solomon M. Wikert, DVM. Motion carried unanimously.

**FRANK W BUTLER, DVM
07 VET 024**

MOTION: Wesley Elford moved, seconded by Marthina Greer, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Frank W. Butler, DVM. Motion carried unanimously.

**CARIANN L TURBEVILLE, DVM
07 VET 066**

MOTION: William Rice moved, seconded by Marthina Greer, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Cariann L. Turbeville, DVM. Motion carried unanimously.

**DUANE R. VOLLENDORFT, DVM
09 VET 001**

MOTION: Marthina Greer moved, seconded by Wesley Elford, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Duane R. Vollendorft, DVM. Motion carried unanimously.

**DEAN D RASMUSSEN, DVM
09 VET 018**

MOTION: William Rice moved, seconded by Brenda Nemec, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Dean D. Rasmussen, DVM. Motion carried unanimously.

VICTORIA D LATTANZIO, CVT

09 VET 024

MOTION: Marthina Greer moved, seconded by Wesley Elford, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Victoria D. Lattanzio, CVT. Motion carried unanimously.

**JAMES R VOSS, DVM
09 VET 051**

MOTION: Wesley Elford moved, seconded by William Rice, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against James R. Voss, DVM. Motion carried unanimously.

**LAURA J ORTON, DVM
09 VET 054**

MOTION: Marthina Greer moved, seconded by Brenda Nemec, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Laura J. Orton, DVM. Motion carried unanimously.

**ESTA L PARRISH, DVM
09 VET 058 AND 10 VET 053**

MOTION: Wesley Elford moved, seconded by Brenda Nemec, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the disciplinary proceedings against Esta L. Parrish, DVM. Motion carried unanimously.

DELIBERATION OF PROPOSED ORDER FIXING COSTS

**JESSICA TUSHAUS, CVT
08 VET 001**

MOTION: Wesley Elford moved, seconded by William Rice, to adopt the Order Fixing Costs in the disciplinary proceedings against Jessica Tushaus, CVT. Motion carried unanimously.

CASE STATUS REPORT

Noted.

CASE CLOSINGS

11 VET 005

MOTION: William Rice moved, seconded by Marthina Greer, to close case **11 VET 005** for insufficient evidence. Motion carried unanimously.

07 VET 034

MOTION: Wesley Elford moved, seconded by Marthina Greer, to close case **07 VET 034** for compliance gained. Motion carried unanimously.

08 VET 021

MOTION: Marthina Greer moved, seconded by Wesley Elford, to close case **08 VET 021** for compliance gained. Motion carried unanimously.

11 VET 011

MOTION: Wesley Elford moved, seconded by William Rice, to close case **11 VET 011** for no jurisdiction. Motion carried unanimously.

08 VET 023

MOTION: Wesley Elford moved, seconded by Brenda Nemec, to close case **08 VET 023** for insufficient evidence. Motion carried unanimously.

ADJOURNMENT

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

The meeting adjourned at 2:32 p.m.