

**VIRGINIA BOARD OF VETERINARY MEDICINE
FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
BOARD ROOM 2
HENRICO, VA
MARCH 1, 2018**

CALL TO ORDER: The meeting of the Virginia Board of Veterinary Medicine (Board) was called to order at 9:11 a.m., on March 1, 2018, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 2, Henrico, Virginia.

PRESIDING OFFICER: Autumn Halsey, L.V.T., President

MEMBERS PRESENT: Ellen G. Hillyer, M.P.H., D.V.M.
Mark A. Johnson, D.V.M.
Steven B. Karras, D.V.M., Vice-President
Bayard A. Rucker, III, D.V.M.
Mary Yancey Spencer, Esquire

MEMBERS ABSENT: Tregel Cockburn, D.V.M.

QUORUM: With six members of the Board present, a quorum was established.

STAFF PRESENT: Leslie L. Knachel, Executive Director
Amanda E. M. Blount, Deputy Executive Director
Terri H. Behr, Discipline/Compliance Specialist
Natalie Unmussig, Administrative Assistant

BOARD COUNSEL: Charis A. Mitchell, Assistant Attorney General

COURT REPORTER: Cherryl J. Maddox, Maddox Reporting Service, Inc.

PARTIES ON BEHALF OF THE COMMONWEALTH: Anne G. Joseph, Deputy Director, Administrative Proceedings Division

COMMONWEALTH WITNESSES: Leith D. Ellis, Senior Inspector
Andria P. Christian, Senior Investigator

RESPONDENT WITNESSES: Leanne D. Rohlk

MATTER SCHEDULED:

Thomas L. Rohlk, D.V.M.
License No.: 0301-002644
Case Nos.: 174333 & 181624

Dr. Rohlk appeared before the Board in accordance with a Notice of Formal Hearing dated January 19, 2018. Dr. Rohlk was not represented by legal counsel. The Board received evidence from the Commonwealth and Dr. Rohlk regarding the allegations in the Notice.

CLOSED SESSION:

Dr. Karras moved that the Board convene a closed meeting pursuant Virginia Code § 2.2-3711(A)(27) for the purpose of deliberation to reach a decision in the matter of **Thomas L. Rohlk, D.V.M.** Additionally, he moved that Ms. Blount, Ms. Knachel, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENE:

Dr. Karras moved that the Board certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

The Board reconvened in open session pursuant to Virginia Code § 2.2-3712(D).

DECISION:

Dr. Karras moved to accept the Findings of Fact and Conclusions of Law as presented by the Commonwealth, amended by the Board, and read by Ms. Mitchell. The motion was seconded and carried unanimously.

Dr. Johnson moved to issue an Order to revoke Dr. Rohlk's license to practice veterinary medicine in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Formal Hearing adjourned at 11:34 a.m.

Autumn Halsey, L.V.T., President

Leslie L. Knachel, M.P.H., Executive Director

**VIRGINIA BOARD OF VETERINARY MEDICINE
FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
BOARD ROOM 2
HENRICO, VA
MARCH 1, 2018**

CALL TO ORDER: The meeting of the Virginia Board of Veterinary Medicine (Board) was called to order at 1:01 p.m., on March 1, 2018, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 2, Henrico, Virginia.

PRESIDING OFFICER: Autumn Halsey, L.V.T., President

MEMBERS PRESENT: Ellen G. Hillyer, M.P.H., D.V.M.
Mark A. Johnson, D.V.M.
Steven B. Karras, D.V.M., Vice-President
Bayard A. Rucker, III, D.V.M.
Mary Yancey Spencer, J.D.

MEMBERS ABSENT: Tregel Cockburn, D.V.M.

QUORUM: With six members of the Board present, a quorum was established.

STAFF PRESENT: Leslie L. Knachel, Executive Director
Amanda E. M. Blount, Deputy Executive Director
Terri H. Behr, Discipline/Compliance Specialist

BOARD COUNSEL: Charis A. Mitchell, Assistant Attorney General

COURT REPORTER: Cherryl J. Maddox, Maddox Reporting Service, Inc.

PARTIES ON BEHALF OF THE COMMONWEALTH: Emily E. Tatum, Adjudication Specialist

COMMONWEALTH WITNESSES: Joyce S. Johnson, Senior Investigator

RESPONDENT WITNESSES: None

MATTER SCHEDULED: **John A. Fabish, D.V.M. Reinstatement Applicant**
Case Nos.: 181974 &183874

Dr. Fabish appeared before the Board in accordance with a Notice of Formal Hearing dated January 31, 2018. Dr. Fabish was represented by counsel, John A. Conrad, Esquire. The Board received evidence from the Commonwealth and Mr. Conrad regarding the allegations in the Notice.

CLOSED SESSION:

Dr. Karras moved that the Board convene a closed meeting pursuant to Virginia Code § 2.2-3711(A)(27) for the purpose of deliberation to reach a decision in the matter of **John A. Fabish, D.V.M. Reinstatement Applicant**. Additionally, he moved that Ms. Blount, Ms. Knachel, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENE:

Dr. Karras moved that the Board certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. Following a second, a roll call vote was taken. The motion passed unanimously.

The Board reconvened in open session pursuant to Virginia Code § 2.2-3712(D).

DECISION:

Dr. Hillyer moved to accept the Findings of Fact and Conclusions of Law as presented by the Commonwealth, amended by the Board, and read by Ms. Mitchell. The motion was seconded and carried unanimously.

Dr. Hillyer also moved to issue an Order approving Dr. Fabish's license to practice veterinary medicine in the Commonwealth of Virginia with the restriction that Dr. Fabish not be allowed to perform surgery. The motion was seconded and carried by a vote of five to one.

ADJOURNMENT:

The Formal Hearing adjourned at 3:30 p.m.

Autumn Halsey, L.V.T., President

Leslie L. Knachel, M.P.H., Executive Director