

**VIRGINIA BOARD OF VETERINARY MEDICINE
FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
BOARD ROOM 1
HENRICO, VA
March 11, 2025**

CALL TO ORDER: The meeting of the Virginia Board of Veterinary Medicine (Board) was called to order at 12:08 p.m. on March 11, 2025, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 1, Henrico, Virginia.

PRESIDING OFFICER: Jeffrey Newman, D.V.M., President

MEMBERS PRESENT: Bruce Bowman, D.V.M.
Steven Linas, O.D.
Thomas Massie, D.V.M.
Margaret Rucker, D.V.M.
Patricia Seeger, L.V.T.

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

STAFF PRESENT: Kelli Moss, Executive Director
Claire Foley, J.D., Deputy Executive Director
Heather Pote, Sr. Discipline Case Specialist

BOARD COUNSEL: Jim Rutkowski, Sr. Assistant Attorney General

COURT REPORTER: Kandi Oliver

PARTIES ON BEHALF OF THE COMMONWEALTH: Christine Corey, Esq., Sr. Adjudication Specialist, Administrative Proceedings Division, Department of Health Professions

COMMONWEALTH WITNESSES: Brooke Dayton, D.V.M.
Allison Geise
Individual A
Individual B
Lisa O'Neill

Josette Richmond, D.V.M.
Amy Tanner, Sr. Investigator Enforcement Division

RESPONDENT WITNESSES:

Sarah Hicks
Cody Swilley, D.V.M.
Jennifer Zambriski, D.V.M.

OTHERS PRESENT:

Laura Booberg, Deputy Director, Administrative Proceedings
Division
Scott Pearl, Administrative Proceedings Division

MATTER SCHEDULED:

Cody Swilley, Veterinarian

Dr. Swilley appeared before the Board in accordance with a Notice of Formal Hearing dated December 2, 2024. He was represented by Brittany Haddox, Esq. The Board received evidence from the Commonwealth and from Dr. Swilley and his counsel regarding the allegations in the Notice.

CLOSED SESSION:

Dr. Massie moved that the Board convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia (“Code”) for the purpose of deliberation to reach a decision in the matter of **Cody Swilley, Veterinarian**. Additionally, Dr. Massie moved that Kelli Moss, Claire Foley, and Jim Rutkowski attend the meeting because their presence in the closed meeting is deemed necessary and/or will aid the Board in its deliberations. The motion was seconded by Ms. Seeger and carried unanimously.

RECONVENE:

Dr. Massie 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 business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded by Ms. Seeger and carried unanimously.

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

DECISION:

Dr. Massie moved to issue a reprimand and to continue the indefinite suspension of Dr. Willey’s license to practice as a

veterinarian until such time that Dr. Swilley provides evidence to the Board of obtaining Fear Free certification for canines and felines and the completion of six hours of Board-approved anger management courses. The basis for this decision will be set forth in a final Board Order that will be sent to Dr. Swilley at his address of records. The motion was seconded by Dr. Rucker and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of the is quorum of the Board.

ADJOURNMENT:

The Formal Hearing adjourned at 6:46 p.m.


Kelli G. Moss, Executive Director