

UNAPPROVED DRAFT
BOARD OF VETERINARY MEDICINE
INFORMAL CONFERENCE
APRIL 17, 2008
DEPARTMENT OF HEALTH PROFESSIONS
RICHMOND, VA

CALL TO ORDER: An Informal Conference Committee of the Board was called to order at 9:03 a.m.

MEMBERS PRESENT: Henry McKelvin, DVM – Chair
George Siemering, DVM

STAFF PRESENT: Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division

MATTER SCHEDULED: **Brigid Sullivan-Nichols, DVM**
License #.: 0301005278
Case No. - 101766

DISCUSSION: Dr. Sullivan-Nichols appeared before the Committee in accordance with a Notice of Informal Conference dated January 24, 2008. Dr. Sullivan-Nichols was not represented by counsel. The Committee fully discussed the allegations contained in the notice with Dr. Sullivan-Nichols.

CLOSED SESSION: On properly seconded motion by Dr. Siemering, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Brigid Sullivan-Nichols, DVM**. Additionally, it was moved that Cynthia Gaines, Administrative Proceedings Division, and Terri Behr, Operations Manager, Board of Veterinary Medicine, attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report and discussion of the case with Dr. Sullivan-Nichols, the Committee dismissed the case. The hearing adjourned at 9:50 a.m.

Henry McKelvin, DVM

Elizabeth A. Carter, Ph.D., Executive Director
for the Board

VIRGINIA BOARD OF VETERINARY MEDICINE
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APRIL 17, 2008
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RICHMOND, VA

CALL TO ORDER: An Informal Conference Committee of the Board was called to order at 10:05 a.m.

MEMBERS PRESENT: Henry McKelvin, DVM - Chair
George Siemering, DVM

STAFF PRESENT: Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division

OTHERS PRESENT: Patricia Pade, M.D.
Amy Stewart
Dr. Salem

MATTER SCHEDULED: **Linda M. O'Brien, DVM**
License No.: 0301005693
Case No.: 113773

DISCUSSION: Dr. O'Brien appeared before the Committee in accordance with a Notice of Informal Conference dated January 25, 2008. Dr. O'Brien was not represented by counsel. The Committee fully discussed the allegations contained in the notice with Dr. O'Brien.

CLOSED SESSION: On properly seconded motion by Dr. Siemering, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Linda M. O'Brien, DVM**. Additionally, it was moved that Cynthia Gaines, Administrative Proceedings Division, and Elizabeth Carter, Executive Director, Board of Veterinary Medicine, attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report and discussion of the

case with Dr. O'Brien, the Committee ordered that Dr. O'Brien be released from probation. The hearing adjourned at 10:35 a.m.

As provided by law, this decision shall become a Final Order thirty days after service of such Order on Dr. O'Brien unless a written request to the Board for a Formal Hearing on the allegations made against her is received from Dr. O'Brien within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated

Henry McKelvin, DVM

Elizabeth A. Carter, Ph.D., Executive Director

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CALL TO ORDER: An Informal Conference Committee of the Board was called to order at 11:05 a.m.

MEMBERS PRESENT: George Siemering, DVM - Chair
John Wise, DVM

STAFF PRESENT: Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division

MATTER SCHEDULED: **Elizabeth A. McCrary, DVM**
License #: 0301007065
Case No. - 108309

DISCUSSION: Dr. McCrary appeared before the Committee in accordance with a Notice of Informal Conference dated January 29, 2008. Dr. McCrary was represented by counsel, H. Woodrow Crook, Esq. The Committee fully discussed the allegations contained in the notice with Dr. McCrary.

CLOSED SESSION: On properly seconded motion by Dr. Siemering, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Elizabeth A. McCrary, DVM**. Additionally, it was moved that Cynthia Gaines, Senior Adjudication Analyst, Administrative Proceedings Division and Terri Behr, Operations Manager, Board of Veterinary Medicine attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report and discussion of the case with Dr. McCrary, the Committee dismissed the case. The hearing was adjourned at 11:20 a.m.

George Siemering, DVM

Elizabeth A. Carter, Ph.D., Executive Director

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CALL TO ORDER: An Informal Conference Committee of the Board was called to order at 1:05 p.m.

MEMBERS PRESENT: James DeBell, DVM – Chair
John Wise, DVM

STAFF PRESENT: Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division

OTHERS PRESENT: Joanna Kim
Timothy Kim

MATTER SCHEDULED: **Jeonghwa Kim, DVM**
License #: 0301201794
Case No.: 113054

DISCUSSION: Dr. Kim appeared before the Committee in accordance with a Notice of Informal Conference dated January 29, 2008. Dr. Kim was represented by counsel, Alexa Mosley. The Committee fully discussed the allegations contained in the notice with Dr. Kim.

CLOSED SESSION: On properly seconded motion by Dr. Wise, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Jeonghwa Kim, DVM**. Additionally, it was moved that Cynthia Gaines, Senior Adjudication Analyst, Administrative Proceedings Division and Terri Behr, Operations Manager, Board of Veterinary Medicine attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report, the Committee made certain Findings of Fact and Conclusions of Law

and issued a reprimand, assessed a monetary penalty of \$1000 and set other terms and conditions. The hearing was adjourned at 2:15 p.m.

As provided by law, this decision shall become a Final Order thirty days after service of such Order on Dr. Kim unless a written request to the Board for a Formal Hearing on the allegations made against her is received from Dr. Kim within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

James DeBell, DVM

Elizabeth A. Carter, Ph.D., Executive Director

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CALL TO ORDER: An Informal Conference Committee of the Board was called to order at 2:20 p.m.

MEMBERS PRESENT: Henry McKelvin, DVM – Chair
John Wise, DVM

STAFF PRESENT: Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division

MATTER SCHEDULED: **Gerri S. Reid, DVM**
License #: 0301200461
Case No.: 112424

DISCUSSION: Dr. Reid appeared before the Committee in accordance with a Notice of Informal Conference dated February 8, 2008. Dr. Reid was not represented by counsel. The Committee fully discussed the allegations contained in the notice with Dr. Reid.

CLOSED SESSION: On properly seconded motion by Dr. McKelvin, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Gerri S. Reid, DVM**. Additionally, it was moved that Cynthia Gaines, Senior Adjudication Analyst, Administrative Proceedings Division and Terri Behr, Operations Manager, Board of Veterinary Medicine attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report and discussion of the case with Dr. Reid, the Committee made certain Findings of Fact and Conclusions of Law, but did not sanction the license of Dr. Reid. The hearing was adjourned at 3:00 p.m.

As provided by law, this decision shall become a Final Order thirty days after service of such Order on Dr. Reid unless a written request to the Board for a Formal Hearing on the allegations made against her is received from Dr Reid within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

Henry McKelvin, DVM

Elizabeth A. Carter, Ph.D., Executive Director

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- CALL TO ORDER:** An Informal Conference Committee of the Board was called to order at 3:20 p.m.
- MEMBERS PRESENT:** James DeBell, DVM – Chair
Henry McKelvin, DVM
- STAFF PRESENT:** Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division
- OTHERS PRESENT:** Sondra Cobbler
Tracy Hinsch
- MATTER SCHEDULED:** **Mark P. Johnstone, DVM**
License #: 0301201503
Case No.: 110081
- DISCUSSION:** Dr. Johnstone appeared before the Committee in accordance with a Notice of Informal Conference dated February 8, 2008. Dr. Johnstone was not represented by counsel. The Committee fully discussed the allegations contained in the notice with Dr. Johnstone.
- CLOSED SESSION:** On properly seconded motion by Dr. McKelvin, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Mark P. Johnstone, DVM**. Additionally, it was moved that Cynthia Gaines, Senior Adjudication Analyst, Administrative Proceedings Division and Terri Behr, Operations Manager, Board of Veterinary Medicine attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.
- DECISION:** Based on the Investigative Report and discussion of the case with Dr. Johnstone, the Committee made certain

Findings of Fact and Conclusions of Law and ordered Dr. Johnstone to take 3 hours of continuing education in physical exams. The hearing was adjourned at 4:20 p.m.

As provided by law, this decision shall become a Final Order thirty days after service of such Order on Dr. Johnstone unless a written request to the Board for a Formal Hearing on the allegations made against him is received from Dr. Johnstone within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

James DeBell, DVM

Elizabeth A. Carter, Ph.D., Executive Director

**VIRGINIA BOARD OF VETERINARY MEDICINE
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CALL TO ORDER: An Informal Conference Committee of the Board was called to order at 11:05 a.m.

MEMBERS PRESENT: Henry McKelvin, DVM -Chair
James DeBell, DVM

STAFF PRESENT: Elizabeth Carter, Executive Director
Terri Behr, Operations Manager
Cynthia Gaines, Administrative Proceedings Division

MATTER SCHEDULED: **Patrick J. Denny, DVM**
License #: 0301002570
Case No. - 116447

DISCUSSION: Dr. Denny appeared before the Committee in accordance with a Notice of Informal Conference dated February 15, 2008. Dr. Denny was not represented by counsel. The Committee fully discussed the allegations contained in the notice with Dr. Denny.

CLOSED SESSION: On properly seconded motion by Dr. DeBell, the Special Conference Committee recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Patrick J. Denny, DVM**. Additionally, it was moved that Cynthia Gaines, Senior Adjudication Analyst, Administrative Proceedings Division and Terri Behr, Operations Manager, Board of Veterinary Medicine attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report and discussion of the case with Dr. Denny, the Committee dismissed the case. The hearing was adjourned at 5:40 p.m.

Henry McKelvin, Chair

Elizabeth A. Carter, Ph.D., Executive Director