

**VIRGINIA BOARD OF VETERINARY MEDICINE
SPECIAL CONFERENCE COMMITTEE MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
TRAINING ROOM 2
HENRICO, VA
June 29, 2023**

- CALL TO ORDER:** A meeting of a Special Conference Committee (“Committee”) of the Virginia Board of Veterinary Medicine (“Board”) was convened on June 29, 2023, at 9:07 a.m., at the Department of Health Professions (“DHP”), Perimeter Center, 2nd Floor Conference Center, Training Room 2, 9960 Mayland Drive, Henrico, Virginia 23233.
- FIRST CONFERENCE:** 9:07 a.m.
- MEMBERS PRESENT:** Tregel Cockburn, DVM, Board Secretary, Chairperson
Jeffery Newman, DVM, Committee Member
- STAFF PRESENT:** Kelli Moss, Deputy Executive Director
Heather Pote, Sr. Discipline Case Specialist
Christine Corey, Adjudication Specialist, Administrative Proceedings Division
- OTHERS PRESENT:** Dan Burnstein, Department of Environmental Quality
Merle Damico, Department of Environmental Quality
Melody Morton, Manager, DHP Enforcement Division
Adina Pogue, Senior Inspector, DHP Enforcement Division
Carla Pool, Department of Environmental Quality
Taryn Singleton, LVT, DHP Discipline Case Specialist
- MATTER SCHEDULED:** **Providence Square Veterinary Clinic and Referral Services, Stationary Veterinary Establishment
Case No. 217987**
- DISCUSSION:** Dr. Bedford appeared on behalf of Providence Square Veterinary Clinic and Referral Services as the registered veterinarian-in-charge and was represented by Nora Ciancio, Esq. Dr. Bedford appeared in accordance with a Notice of Informal Conference dated March 30, 2023, to inquire into allegations that certain laws and regulations governing veterinary practice in Virginia may have been violated and noted as deficiencies during a routine establishment inspection. The Committee fully discussed

the allegations contained in the Notice with Dr. Bedford.

CLOSED SESSION:

Dr. Newman moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code for the purpose of deliberation to reach a decision in the matter regarding **Providence Square Veterinary Clinic and Referral Services**. Additionally, Dr. Newman moved that Ms. Moss attend the closed meeting because her presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENE:

Dr. Newman moved that the Committee 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 Committee reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION:

Case No. 217987

Dr. Newman moved that the Committee issue an Order requiring Providence Square Clinic and Referral Services to pay a monetary penalty of \$1000.00, undergo an unannounced inspection within one year from the date of entry of the Order, and pay an inspection fee of \$300.00 to the Board within 30 days of the inspection. Dr. Newman further moved that the basis for this decision will be set forth in a final Board order sent to Providence Square Veterinary Clinic and Referral Services. The motion was seconded and carried unanimously.

The hearing concluded at 10:32 a.m.

SECOND CONFERENCE:

10:52 a.m.

MEMBERS PRESENT:

Tregel Cockburn, DVM, Board Secretary, Chairperson
Jeffery Newman, DVM, Committee Member

STAFF PRESENT:

Kelli Moss, Deputy Executive Director
Heather Pote, Sr. Discipline Case Specialist
Christine Corey, Adjudication Specialist, Administrative

Proceedings Division

WITNESS PRESENT: Adina Pogue, Senior Inspector, DHP Enforcement Division

OTHERS PRESENT: Dan Burnstein, Department of Environmental Quality
Merle Damico, Department of Environmental Quality
Melody Morton, Manager, DHP Enforcement Division

Carla Pool, Department of Environmental Quality

MATTER SCHEDULED: **Matthew Garrett, Veterinarian**
Case No. 218707

DISCUSSION: Dr. Garrett appeared before the Committee in person in accordance with a Notice of Informal Conference dated March 27, 2023, to inquire into allegations that he may have violated certain laws and regulations governing veterinary practice in Virginia. Dr. Garrett was represented by Michael Thorsen, Esq. The Committee fully discussed the allegations contained in the Notice with Dr. Garrett. Ms. Pogue provided testimony to the Committee.

CLOSED SESSION: Dr. Newman moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code for the purpose of deliberation to reach a decision in the matter regarding **Matthew Garrett, Veterinarian**. Additionally, Dr. Newman moved that Ms. Moss attend the closed meeting because her presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENE: Dr. Newman moved that the Committee 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 Committee reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION:
Case No. 218707

Dr. Newman moved that the Committee issue an Order to Dr. Garrett for a reprimand, a monetary penalty of \$5000.00, and requiring him to successfully complete of ten hours of continuing education in the subject of medical recordkeeping to include electronic medical record management and surgical documentation, and for an unannounced inspection of his practice within one year of entry of the order to include the review of a total of ten randomly selected daily patient records. Dr. Newman further moved that the basis for this decision will be set forth in a final Board order sent to Dr. Garrett. The motion was seconded and carried unanimously.

The hearing concluded at 2:03 p.m.

THIRD CONFERENCE:

2:12 p.m.

MEMBERS PRESENT:

Tregel Cockburn, DVM, Board Secretary, Chairperson
Jeffery Newman, DVM, Committee Member

STAFF PRESENT:

Kelli Moss, Deputy Executive Director
Heather Pote, Sr. Discipline Case Specialist
Christine Corey, Adjudication Specialist, Administrative Proceedings Division

MATTER SCHEDULED:

Jason Flanary, Veterinarian
Case No. 217546

DISCUSSION:

Dr. Flanary appeared before the Committee in person in accordance with a Notice of Informal Conference dated November 2, 2022, to inquire into allegations that he may have violated certain laws and regulations governing veterinary practice in Virginia. Dr. Flanary was represented by Margaret Hardy, Esq. The Committee fully discussed the allegations contained in the Notice with Dr. Flanary.

CLOSED SESSION:

Dr. Newman moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code for the purpose of deliberation to reach a decision in the matter regarding **Jason Flanary, Veterinarian**. Additionally, Dr. Newman moved that Ms. Moss attend the closed meeting because her presence in the closed meeting was deemed necessary and would aid the

Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENE:

Dr. Newman moved that the Committee 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 Committee reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION:

Case No. 217546

Dr. Newman moved that the Committee dismiss the matter and exonerate Dr. Flanary, and that the basis for this decision will be set forth in a final Board order sent to Dr. Flanary. The motion was seconded and carried unanimously.

The hearing concluded at 3:22 p.m.

A handwritten signature in cursive script that reads "Kelli Moss". The signature is written in black ink and is positioned above a horizontal line.

Kelli Moss, Deputy Executive Director