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Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF REGISTRATION IN VETERINARY MEDICINE
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Massachusetts Board of Registration in Veterinary Medicine
Public Meeting Minutes for July 12, 2018
1000 Washington Street, Conference Room 1C
Boston, MA 02118-6110
9:30 a.m.

Board Members:

Dr. David Diamond, Chair
Dr. Stephanie Kube, Secretary
Dr. Sheri Siegel, Member
Dr. Karen Patti, Member

Board Staff:

Brian Bialas, Executive Director
James O'Connor, Board Counsel
Doris Lugo, Investigator

Public Present:

Susan Curtis, Massachusetts Veterinary Medical Association Executive Director
Dr. Robert Shurtleff, MVMA Liaison

Meeting Called to Order

9:37 a.m.: Dr. Diamond, Chair, opened the meeting.

Vote on Minutes

The Board reviewed the public session meeting minutes from May 10, 2018. Dr. Siegel made a motion to approve the public meeting minutes, seconded by Dr. Patti. Motion passed unanimously.

Board Business

- **Executive Director Report:** Mr. Bialas discussed the AAVSB Conference coming up in September in Washington, D.C. and asked whether a board member would be interested in attending. Dr. Patti expressed interest, and Mr. Bialas stated that he would work to arrange her attendance with the AAVSB.
- **Delegation of Authority to Board Staff to Sign Approved Meeting Minutes:** Mr. Bialas proposed that the Board delegate authority to board staff to sign approved board meeting minutes to expedite posting of minutes for the public. Dr. Patti made a motion to delegate authority to board staff to sign approved meeting minutes, seconded by Dr. Diamond. Motion passed unanimously.



- **6/20/18 Email from S. Bloom re: Dispensing Prescriptions at Different Locations:** The Board discussed an email from Dr. Shayda Bloom inquiring whether clients of a veterinary practice with multiple locations may pick up prescriptions at a different practice location than the one where the patient was evaluated. The Board determined that no Veterinarian-Client Patient Relationship (VCPR) would exist at the location where the patient was not evaluated, so drugs cannot be dispensed there under these circumstances. Direction was given to staff to respond.
- **CE Documentation Retention Policy:** Mr. O'Connor discussed a draft CE Documentation Retention Policy. Dr. Siegel made a motion to approve the draft policy, seconded by Dr. Patti. Motion passed unanimously. Mr. O'Connor emphasized that the policy is subject to further agency legal review before it takes effect.

Public Comments

Susan Curtis from the MVMA discussed whether Continuing Medical Education credits could be used for veterinarian CEs and proposed regulation changes to clarify the status of veterinary technicians and supervision requirements.

Dr. Shurtleff, the President of the MVMA, discussed an insurance question.

Approval of Monitor

20150113VT015-IT-ENF (MR) and 2015-001361-IT-ENF (MR):

The Board discussed the monitors proposed by this licensee. A motion was made by Dr. Patti, seconded by Dr. Siegel, to approve Dr. Claudia Kessen Banks as monitor. Motion passed unanimously.

Executive Session CLOSED per M.G.L. c. 30A, § 21(a)(1), Individual Character Rather Than Competence

10:26 a.m.: A motion was made by Dr. Patti, seconded by Dr. Siegel, to enter into Executive Session.

A Roll Call vote was taken: Dr. Patti (yes), Dr. Siegel (yes), Dr. Diamond (yes), Dr. Kube (yes)

The motion passed unanimously.

Dr. Patti was recused from the Executive Session and left the room.

Investigative Conference CLOSED under M.G.L. c. 112, § 65C

10:45 a.m.: A motion was made by Dr. Siegel, seconded by Dr. Kube, to exit Executive Session and go into Investigative Conference to consider open cases, conduct investigative conferences, and consider settlement offers.

A Roll Call vote was taken: Dr. Siegel (yes), Dr. Diamond (yes), Dr. Kube (yes)

The motion passed unanimously.

Dr. Patti returned to the meeting.

The Board made the following decisions while in Investigative Conference:

(a) Complaints:

- (1) 2018-000616-IT-ENF (ER): Closed, no action.
- (2) 2018-000233-IT-ENF (SC): Dismissed without prejudice.
- (3) 2018-000512-IT-ENF (SS): Referred to the Office of Prosecutions.
- (4) 2018-000427-IT-ENF (GF): Dr. Patti was recused from consideration of this case and left the room. Closed, no action.
- (5) 2017-001225-IT-ENF (JM): Referred to the Office of Prosecutions.

(b) Settlements:

- (1) 2017-000976-IT-ENF (RN): Guidance given to prosecutor.
- (2) 2016-001124-IT-ENF (MO): Guidance given to prosecutor.

Meeting Adjournment

11:31 a.m.: Dr. Patti made a motion to adjourn the meeting, seconded by Dr. Siegel. Motion passed unanimously.

The above Minutes were approved at the public meeting held on September 13, 2018.



Brian Bialas, Executive Director

List of Documents Used During the Public Meeting

- Agenda of July 12, 2018 Meeting
- Minutes of May 10, 2018 Meeting
- Draft CE Documentation Retention Policy
- 6/20/18 Email from S. Bloom re: Dispensing Prescriptions at Different Locations
- 5/7/2018 Letter from J. Auerhahn re: Proposed Monitors