

GEORGIA STATE BOARD OF VETERINARY MEDICINE
April 9, 2008 Board Meeting

A meeting of the Georgia State Board of Veterinary Medicine was held on Wednesday, April 9, 2008, at the Professional Licensing Boards, in Macon Georgia.

The following Board members were present:

Becky E. Malphus, DVM, President
Needham Bateman, DVM
Henry Bohn, DVM
Hugh Hill, DVM
Jan Hines, DVM
Charles Lance

Others Present:

Anita O. Martin, Executive Director
Eva Holmes, Board Secretary
Amelia Baker, Assistant Attorney General/Board Attorney
Scott Piper, GVMA
Lynn Reece, GVTAA
Stephanie Childers

President Malphus established that a quorum was present, and the Public Hearing that was scheduled to begin at 9:30 a.m. was **called to order** at 9:30 a.m. No verbal or written comments were received. The hearing adjourned at 9:35 a.m.

President Malphus established that a quorum was present, and the meeting that was scheduled to begin at 9:35 a.m. was **called to order** at 9:35 a.m.

Consideration of board rule 700-7-.03: Continuing Veterinary Education -

Board response: Dr. Bateman moved to **not adopt** and **repost** the board rule as **amended**. Dr. Hill seconded and the motion carried unanimously.

700-7-.03 Continuing Veterinary Education.

The Georgia State Board of Veterinary Medicine in accordance with the provisions of State Law and for the purpose of establishing certain minimum standards for continuing education in the best interest of and for the protection of the public health, safety and welfare hereby adopts the following rule:

(a) General Requirements:

1. Each veterinarian licensed to practice in the State of Georgia must obtain thirty (30) hours of Board approved continuing education per biennium for license renewal. Effective January 1, 2009, of the thirty (30) hours required, two (2) per renewal period must be acquired in Georgia laws, rules and professionalism. Georgia licensees who reside outside of the State of Georgia are not required to meet the two (2) hour requirement in Georgia laws, rules and professionalism.
2. At the time of license renewal, each veterinarian shall certify to the Georgia State Board of Veterinary Medicine that he/she has completed the continuing education required for license renewal.

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3. A veterinarian licensed during the first year of a biennium must obtain fifteen (15) hours of continuing education. A veterinarian licensed during the second year of a biennium is exempt from obtaining continuing education for that renewal period. After this time period, the entire thirty (30) hours is required for each renewal.
 4. In the event that a veterinarian fails to verify or submit documentation of continuing education credits at the same time of renewal of his/her license, the Board will not process his/her renewal until continuing education requirements have been met and proof of such has been received and approved by the Board.
 5. A veterinarian may not carry over continuing education credits from one biennium license renewal period to the next.
 6. Each veterinarian must maintain a record of credit hours earned and proof of attendance of such hours for a period of three years from the date of the preceding renewal period and must provide the Board with said documentation upon request.
 7. Veterinarians who attend programs where more than one course is taught must maintain proof of the courses attended and the number of hours awarded for each course.
- (b) Approved Continuing Education Programs and Hours:
1. Blanket approval is awarded to any National, State and International veterinary association meetings, United States Department of Agriculture and Georgia Department of Agriculture sponsored meeting, Board Certified Specialties programs recognized by the American Veterinary Medical Association, all Veterinary School sponsored classes and programs, all AAVSB RACE approved programs, any GVMA constituent organization programs, AAHA programs, programs sponsored by the United States or Southern Animal Health Association and any course approved by another state board.
 2. Upon specific request, continuing education courses may be approved by the Board whenever the sponsor provides information with respect to the practice of veterinary medicine. Such requests shall include the following:
 - (i) a detailed course outline or syllabus;
 - (ii) a current curriculum must be provided for each speaker or lecturer;
 - (iii) the procedure to be used for recording attendance;
 - (iv) the number of continuing education hours for which the course sponsor requests approval.
 3. Prior approval must be granted for any courses not offered by a blanket approved organization.
 4. Credit hours may be earned as follows:
 - (i) One (1) hour may be given for each 50 minutes of contact time. Seminars are composed of lectures or labs; welcoming remarks, business sessions, unstructured demonstrations or degree programs are not considered seminars.
 - (ii) Not more than three (3) hours can be for veterinary audio review. Three (3) hours can be for journal studies where follow-up testing is required. Fifteen (15) hours of interactive computer generated courses will be allowed. Follow-up testing is required.
 - (iii) Not more than five (5) hours for hospital management.
 - (iv) A maximum of twenty (20) hours will be allowed for any one meeting.
 - (v) A maximum of twelve (12) hours will be allowed per calendar day.
- (c) Continuing Education Audit:
1. During the renewal period, the Board staff will randomly select up to 25% of its licensees to audit for continuing education compliance. If selected for continuing

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education audit, each licensee must submit continuing education records to meet the renewal requirements for that license renewal period.

(d) Provider and Sponsor Criteria: All providers and sponsors must provide the following information to the Board if they have not been awarded blanket approval:

1. Each sponsor or provider shall have an administrator whose responsibility is to maintain the criteria for quality in programming.
2. Providers shall use qualified personnel to develop and present the programs, which shall utilize appropriate instructional materials and resources.
3. Providers shall provide to the Board adequate advanced promotional information, material about target audiences, program content, faculty credentials and fees.
4. Providers shall provide a means of registration of the participants at each program and maintain a record of attendance for a period of three years from the date of the program.
5. Providers shall develop policies and procedures for the management of grievances.
6. Providers shall provide each participant with adequate documentation of his/her successful completion of the program. The documentation shall include:
 - (i) Name and license number of participant;
 - (ii) Name of provider;
 - (iii) Name and title of program;
 - (iv) Hours/CEU's completed;
 - (v) Date of completion; and
 - (vi) Authorizing signature.
7. All continuing education providers seeking approval of the continuing education program by the Georgia State Board of Veterinary shall submit a Program Approval Form for each program presented. These forms should be submitted 60 days in advance. Authority O.C.G.A. §§ 43-1-25, 43-50-2, 43-50-21 and 43-50-40.

The Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Veterinarian Medicine.

Minutes from the February 6, 2008 meeting: Dr. Hill moved to **approve** the minutes **as amended**. Dr. Bohn seconded and the motion carried unanimously.

Minutes from the February 26, 2008 conference call: Dr. Bateman moved to **approve** the minutes. Dr. Hines seconded and the motion carried unanimously.

Ratify list of newly issued licenses: Dr. Bateman made a motion, Dr. Hines seconded and the Board voted to **ratify** the following list of newly issued licenses.

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License Number	Name	License Type
VET007789	Davenport, Timothy John	Veterinarian
VET007790	Golden, Dennis Lowell	Veterinarian
VET007791	Haines, Kathryn Lynn	Veterinarian
VET007792	Albarracin-Ordonez, Oscar Fernando	Veterinarian
VET007793	Mullican, Timothy James	Veterinarian
VET007794	Chambless, George Webster	Veterinarian
VET007795	James, Dawn Elizabeth	Veterinarian
VET007796	Luong, Nhianh	Veterinarian
VET007797	Brestle, Yvonne Karlisa	Veterinarian
VET007798	Rich, Jimmy Ray, Jr.	Veterinarian
VET007799	Manley, Gayl Renee	Veterinarian
VET007800	Riddick, Keri Lynn	Veterinarian
VET007801	Ray, Sherri Gorrell	Veterinarian
VET007802	Reichert, Franklin John, Jr	Veterinarian
VETF000540	Lopes, Marco A. F.	Veterinary Faculty
VETF000541	Weh, John Michael	Veterinary Faculty
VETF000542	Nagy, Tamas	Veterinary Faculty
VETT000906	Rogers, Tara Elizabeth	Veterinary Technician
VETT000907	Reymann, Erin A	Veterinary Technician
VETT000908	Ridley, Vanessa Ann	Veterinary Technician
VETT000909	Biester, Mark Daniel	Veterinary Technician
VETT000910	Fedorchak, Vera Lynn	Veterinary Technician
VETT000911	Huff, Tara Lynn	Veterinary Technician
VETT000912	Kennemore, Hilary Elizabeth	Veterinary Technician
VETT000913	Rauscher, Jamie Lynn	Veterinary Technician
VETT000914	Bishop, Misty Michelle	Veterinary Technician
VETT000915	Minshew, Amanda Michelle	Veterinary Technician
VETT000916	Tinsley, Malantha Layla	Veterinary Technician
VETT000917	White, George Allen	Veterinary Technician
VETT000918	Hannah, Shonda Lynn	Veterinary Technician
VETT000919	Napier, Paula Sue	Veterinary Technician
VETT000920	Plumer, Noelle Elissa	Veterinary Technician
VETT000921	Wyckoff, Kathryn Elizabeth	Veterinary Technician
VETT000922	Marconyak, Brad M	Veterinary Technician
VETT000923	Para, Rachael Ann	Veterinary Technician
VETT000924	Stratton, Susan Mary	Veterinary Technician
VETT000925	Bessette, Kathleen A	Veterinary Technician

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VETT000926	Rentz, Tricia C	Veterinary Technician
VETT000927	Vawter, Bobby Beau	Veterinary Technician
VETT000928	DeLong, Erin Michelle	Veterinary Technician
VETT000929	Marts, Lisa Ann	Veterinary Technician
VETT000930	Owenby, Rebecca Ann	Veterinary Technician
VETT000931	Bishop, Karen Lynn	Veterinary Technician
VETT000932	Rivera, Melissa Frances	Veterinary Technician
VETT000933	Sikora, Candice Elizabeth	Veterinary Technician
VETT000934	Townsend, Kelly Anne	Veterinary Technician
VETT000935	Logue, Angela Suzanne	Veterinary Technician
VETT000936	Lunitz, Jennifer R	Veterinary Technician
VETT000937	Fisher, Katherine Ann	Veterinary Technician
VETT000938	Knight, Gina Suzette	Veterinary Technician
VETT000939	Duncan, Sarah Elizabeth	Veterinary Technician
VETT000940	Broach, Gina Renee	Veterinary Technician
VETT000941	Powell, Audrey Vizena	Veterinary Technician
VETT000942	Barber, Melanie Serenity	Veterinary Technician
VETT000943	Breese, Barbara Lynn	Veterinary Technician
VETT000944	Weaver, Patricia Erin	Veterinary Technician
VETT000945	Jones, Ashley Shannon	Veterinary Technician
VETT000946	Florisbello, Erin M	Veterinary Technician
VETT000947	Bridges, Corey McLeod	Veterinary Technician
VETT000948	Bernhard, Christa L	Veterinary Technician
VETT000949	Blom, Olivia Sara	Veterinary Technician
VETT000950	Munderloh, Tonya Lynn	Veterinary Technician
VETT000951	Cameron, Julia Ann Marie	Veterinary Technician
VETT000952	Lepp, Katherine Lisa	Veterinary Technician
VETT000953	McCullough, Christopher Lee	Veterinary Technician
VETT000954	Hershberger, Morgan Nicole	Veterinary Technician
VETT000955	Crocker, Carl Andrew	Veterinary Technician
VETT000956	Wamsley, Jessica Michelle	Veterinary Technician
VETT000957	Marshall, Elizabeth Downing	Veterinary Technician
VETT000958	Jakubiak, Alice Marie	Veterinary Technician
VETT000959	Powers, Brittney Lauren	Veterinary Technician
REINSTATEMENTS		
VET005988	Mix, Kirstin Leanne	Veterinarian
VET004329	McField, Gizele H.	Veterinarian
VET006111	Barker, Alan Lee	Veterinarian
VET004764	Drummond, Mark Victor	Veterinarian
VET004711	Wilcox, Duane Joseph	Veterinarian
VETT00574	Berry, Natalie Jane	Veterinary Technician

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Petition from Richard Whitten requesting variance of board rule 700-7-.03 -

Board response: Dr. Hines moved to **approve** the request. Dr. Bohn seconded and the motion carried unanimously. The board also request to inform Dr. Whitten that board thanks him for his service to the country and that they would interested in hearing about his deployment experience.

AAVSB Annual Conference 2008

Board response: Drs. Malphus, Bohn and Bateman expressed an interest in attending.

Email re: ECFVG/PAVE – Information from Dr. Allen of UGA and Dr. St. Jean of Ross University was reviewed.

Board response: Dr. Hines informed the board of his recent attendance at the ECFVG meeting and reported on the meeting. The ECFVG/PAVE matter is still under consideration. The board requested Dr. Hines to speak with an AAVSB representative concerning the PAVE.

Correspondence from AAVSB 2008 Nominating Committee:

Board response: Dr. Hines nominated Dr. Malphus as a Director. Mr. Lance seconded the nomination. The staff will forward the board's nomination to AAVSB.

Correspondence from NBVME re: opportunity to view the NAVLE:

Board response: If any board member is interested, they will contact the Executive Director.

Veterinary Technician Exam Stats 2007 and 2008:

Board response: Viewed as informational. The Executive Director will review the Veterinary Technician statistics since 2003 and share with the board & GVMA. Lynn Reece addressed the board to strongly consider the differences in passing exam scores between educated-vs-on the job training applicants.

Petition from Kiran P. Singh requesting waiver of board rule 700-7-.02:

Board response: Dr. Hill moved to **approve** the request. Dr. Bateman seconded and the motion carried unanimously.

Correspondence from Kerstin del Campo re: reconsideration of reinstatement fee.

Board response: Mr. Lance moved to **deny** the request. Dr. Hill seconded and the motion carried unanimously.

Miscellaneous:

- After discussion, Dr. Hill moved to post 700-7-.04 as amended. Dr. Bohn seconded and the motion carried unanimously.

700-7-.04 Veterinary Technician Continuing Education.

Effective January 1, 2010, the Georgia State Board of Veterinary Medicine in accordance with the provisions of State Law and for the purpose of establishing certain minimum standards for

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continuing education in the best interest of and for the protection of the public health, safety and welfare hereby adopts the following rule:

(a) General Requirements:

1. Each veterinary technician licensed to practice in the State of Georgia must obtain ten (10) hours of Board approved continuing education per biennium for license renewal.
2. At the time of license renewal, each veterinary technician shall certify to the Georgia State Board of Veterinary Medicine that he/she has completed the continuing education required for license renewal.
3. A veterinary technician licensed during the first year of a biennium must obtain five (5) hours of continuing education. A veterinary technicians licensed during the second year of a biennium is exempt from obtaining continuing education for that renewal period. After this time period, the entire ten (10) hours is required for each renewal.
4. In the event that a veterinary technicians fails to verify or submit documentation of continuing education credits at the same time of renewal of his/her license, the Board will not process his/her renewal until continuing education requirements have been met and proof of such has been received and approved by the Board.
5. A veterinary technician may not carry over continuing education credits from one biennium license renewal period to the next.
6. Each veterinary technician must maintain a record of credit hours earned and proof of attendance of such hours for a period of three years from the date of the preceding renewal period and must provide the Board with said documentation upon request.
7. Veterinary technicians who attend programs where more than one course is taught must maintain proof of the courses attended and the number of hours awarded for each course.

(b) Approved Continuing Education Programs and Hours:

1. Blanket approval is awarded to any National, State and International veterinary association meetings, United States Department of Agriculture and Georgia Department of Agriculture sponsored meeting, Board Certified Specialties programs recognized by the American Veterinary Medical Association, all Veterinary School sponsored classes and programs, all AAUSB RACE approved programs, any GVMA constituent organization programs, AAHA programs, programs sponsored by the United States or Southern Animal Health Association and any course approved by another state board.
2. Upon specific request, continuing education courses may be approved by the Board whenever the sponsor provides information with respect to the practice of veterinary medicine. Such requests shall include the following:
 - (i) a detailed course outline or syllabus;
 - (ii) a current curriculum must be provided for each speaker or lecturer;
 - (iii) the procedure to be used for recording attendance;
 - (iv) the number of continuing education hours for which the course sponsor requests approval.
3. Prior approval must be granted for any courses not offered by a blanket approved organization.
4. Credit hours may be earned as follows:
 - (i) One (1) hour may be given for each 50 minutes of contact time. Seminars are composed of lectures or labs; welcoming remarks, business sessions, unstructured demonstrations or degree programs are not considered seminars.

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(ii) Not more than six (6) hours can be for veterinary audio review or journal studies where follow-up testing is required. Five (5) hours of interactive computer generated courses will be allowed where follow-up testing is required.

(iii) Of the ten (10) hours, one (1) must be on Georgia laws and rules and professionalism. Georgia licensed veterinary technicians who do not practice in Georgia are exempt from the Georgia laws and rules and professionalism subject requirement; however the total ten (10) hours is required.

(iv) Not more than three (3) hours for hospital management.

(c) Continuing Education Audit:

1. During the renewal period, the Board staff will randomly select up to 25% of its licensees to audit for continuing education compliance. If selected for continuing education audit, each licensee must submit continuing education records to meet the renewal requirements for that license renewal period.

(d) Provider and Sponsor Criteria: All providers and sponsors must provide the following information to the Board if they have not been awarded blanket approval:

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2. Providers shall use qualified personnel to develop and present the programs, which shall utilize appropriate instructional materials and resources.

3. Providers shall provide to the Board adequate advanced promotional information, material about target audiences, program content, faculty credentials and fees.

4. Providers shall provide a means of registration of the participants at each program and maintain a record of attendance for a period of three years from the date of the program.

5. Providers shall develop policies and procedures for the management of grievances.

6. Providers shall provide each participant with adequate documentation of his/her successful completion of the program. The documentation shall include:

(i) Name and license number of participant;

(ii) Name of provider;

(iii) Name and title of program;

(iv) Hours/CEU's completed;

(v) Date of completion; and

(vi) Authorizing signature.

7. All continuing education providers seeking approval of the continuing education program by the Georgia State Board of Veterinary shall submit a Program Approval Form for each program presented. These forms should be submitted 60 days in advance.

Authority O.C.G.A. _____

The Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of this rule will impact every licensee in the

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same manner and each licensee is independently licensed, owned and operated in the field of Veterinarian Medicine.

Anita O. Martin, Executive Director's Report

- Animal Chiropractic –
 - **Board response:** Viewed as informational – Attorney General advised that Chiropractors may not need to work under their Chiropractic license, but must always be under the direction of a DVM in the capacity as a Veterinary Technician.
 - Executive Director presented an updated Evaluation Facilities list for board approval for the OMPE.
 - Dr. Hill moved to **accept** the list. Mr. Lance seconded and the motion carried unanimously.
- Presented the following policy for board acceptance: Dr. Hill moved to **accept** the policy. Dr. Hines seconded the motion and it carried unanimously.
 - Voluntary Cease and Desist Order Effective Upon Docketing
It is the policy of the Georgia State Board of Veterinary Medicine to accept all Voluntary Cease and Desist Orders upon receipt in the Board office and authorize the president/chairperson or his or her designee to execute the Order and to authorize the Orders to be docketed and served. It is the intent of the Board that the Orders will be in effect upon docketing. The Georgia State Board of Veterinary Medicine will ratify the docketed Cease and Desist Orders at its next meeting after the date of docketing and include a list of the approved orders in the board minutes.
Georgia State Board of Veterinary Medicine – April 9, 2008
- Vet Tech Examination requirements
 - Board response: Dr. Hill moved to **adopt** into the policy. Dr. Bateman seconded the motion carried unanimously. The policy is as follows:
 - To clarify Georgia O.C.G.A. §43-50-52(c)(ii), all AVMA accredited veterinary technology curriculums are approved by the Georgia State Board of Veterinary Medicine. Therefore, the approval of these curriculums meets the criteria to allow for veterinary technology students to apply to take the examination not earlier than six (6) months prior to graduation from the accredited program.

Dr. Hines made a motion, Dr. Bateman seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A §43-1-19(h)(2) and §43-1-2(k) to deliberate on applications and enforcement matters and to receive information on applications, investigative reports, and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Drs. Hill, Bohn and Mr. Lance. The Board concluded **Executive Session** in order to vote on these matters and to continue with the public session.

Complainant on case# VET070053 addressed the board –

- **recommendation:** after discussion, case to be re-opened.

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Applications:

- **Dr. J.L. – Ridgeview report –**
 - **Board response:** Viewed as informational

- **M.D. – Vet Tech Applicant –**
 - **Recommendation:** approved

- **T.M.P. – Vet Applicant –**
 - **Recommendation:** approved

- **M.A.L. – disclosing substance abuse -**
 - **Recommendation:** referred to Legal Services to draft a Voluntary Surrender Order to be accepted upon receipt.

- **D.K. – Renewal applicant –**
 - **Recommendation:** denied; cite review hearing option.

- **B.B. – Vet Tech Applicant –**
 - **Recommendation:** Inform candidate that she can either submit curriculum information pursuant to 43-50-52(a)(2)(C)(ii) to see if the board will approve the California program or pursuant to 43-50-52(b) have the veterinarian she worked under sign the affidavits.

Anita O. Martin, Executive Director’s Report

- VET070029 & VET080031 – referred to Attorney General’s office to send a Voluntary Surrender – if not returned within ten (10) days – file for a Summary Suspension.
- Discussed Vet Tech applicant, L.M
 - Board response: Dr. Hill moved that experience cannot be use for time period Dr. P.E.R. was unlicensed. Dr. Hines seconded and the motion carried unanimously. Dr. P.E.R.’s reinstatement consent order can be accepted upon receipt.
- Discussed cases on Dr. R.S. –
 - Board response: Viewed as informational.

Cognizant Reports:

<u>Case #</u>	<u>Recommendation</u>
VET080054	Close with no violation
VET080055	Close with no violation
VET060042	Schedule for Investigative Interview. Also schedule subsequent treating veterinarian.
VET070032	Send to OIG to serve a C&D and refer to the FL board.
VET070039	Schedule for Investigative Interview.
VET070045	Send to AG’s office for Public Consent Order with \$500 fine. Must take and pass the GA law exam within 30 days.
VET060020	Refer to Peer Reviewer

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VET060071	Send to AG's office for Public Consent Order with \$3500 fine, \$250 reimbursement of peer review fees, 30 days suspension, two (2) years probation and additional CE (5 hours in diagnostics, and 5 hours in internal medicine).
VET070049	Request a response from supervisor regarding his direct supervision of respondent during this procedure. Response due in 30 days. Once letter received, schedule for Investigative Interview.
VET070117	Close with letter of concern
VET080024	Board upheld previous decision to not seek public disciplinary action on this case.
VET080068	Close with letter of concern

OIG Report – Lynn Eason

<u>Case #</u>	<u>Recommendation</u>
VET070102	Close as inspection issues have been resolved.
VET070104	Close as inspection issues have been resolved.
VET070106	Close as inspection issues have been resolved.
VET070121	Refer back to OIG to serve a Cease & Desist
VET080041	Send inspection letter citing deficiencies found by agent. Allow 30 days to comply; then refer back to OIG for re-inspection within 45 days.

Amelia Baker, Board Attorney Report

Reported on cases in her office.

<u>Case #</u>	<u>Recommendation</u>
VET080003	Consent order has been mailed.
VET070094	Schedule for Investigative Interview
VET070005	AG requested additional information from board office
VET070100	Consent order under consideration by practitioner
VET070101	Consent order under consideration by practitioner
VET070103	Consent order under consideration by practitioner
VET070112	Consent order under consideration by practitioner
VET070116	Consent order under consideration by practitioner

Dr. Hill made a motion, Mr. Lance seconded and the Board voted to **approve** the recommendations made in the Executive Session.

The next Board meeting is scheduled for June 4, 2008 at 9:30 A.M. at the Professional Licensing Boards in Macon, Georgia.

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There being no further business to come before the Board, the meeting was adjourned at 4:40 p.m.

Minutes recorded by: Eva Holmes, Board Secretary

Minutes edited by: Anita O. Martin, Executive Director

These minutes will be approved at the June 4, 2008 Board meeting.