

Minutes of the South Carolina Board of Veterinary Medical Examiners  
Business Meeting, Consent Agreements, and MOA Disciplinary Hearing  
February 26, 2015  
Synergy Business Park, Kingstree Building, Room 105  
110 Centerview Drive, Columbia, South Carolina 29211

Board members present were:

Bryan K. Cribb, D.V.M., Chairperson  
Rebecca Hughes, Vice Chairperson, D.V.M.  
Vanessa B. Brooks, D.V.M.  
Oswald H. "Sonny" King, D.V.M.  
W. Marshall, Liger, III, L.V.T.  
Walter C. Robinson, D.V.M.  
Rebecca I. Shealy, Consumer

Board members with excused absences:

Gretchen Love, Secretary, D.V.M.  
David M. Oliver, D.V.M.

Staff and others present were:

Erin G. Baldwin, LLR Litigation Attorney, Office of Disciplinary Counsel  
Tina Behles, Court Reporter  
Andrea Brisbin, Esq.  
Kate K. Cox, LLR Administrator  
P.C. Faglie, LLR Investigator  
Nancy Flores, LLR Administrative Assistant  
Suzanne Hawkins, Esq.  
Steven T. Moon, Esq.  
Marica Rosenberg  
Hardwick Stuart, Jr., LLR Advice Attorney  
Morgan Danielle Watkins, D.V.M.

---

CALL TO ORDER:

The Regular Session of the South Carolina Board of Veterinary Medical Examiners was held at the Synergy Office Park, Kingstree Building, 110 Centerview Drive, Room 105, in Columbia, South Carolina. Whereas, proper notice of date, time, place and agenda information having been properly provided to THE STATE NEWSPAPER and ASSOCIATED PRESS and proper notice also having been posted at the LLR Office Building 24 hours prior to the time scheduled for the meeting and a quorum having been noted as present, Chairperson Dr. Cribb called the meeting to order at 9:10 a.m. All votes referenced herein were unanimous unless otherwise noted.

APPROVAL OF AGENDA:

**Motion:** A motion was made by Dr. King to approve the Agenda. Dr. Hughes seconded the motion. The motion carried.

APPROVAL OF MINUTES:

**Motion:** A motion was made by Dr. King to accept the November 6, 2014 Minutes as printed. Dr. Brooks seconded the motion. The motion carried.

DISCIPLINARY ISSUES:

IRC Report:

The Investigative Review Committee Report (IRC) was provided by Pleas Faglie and discussion followed.

**Motion:** A motion was made by Dr. Hughes to accept eight (8) Dismissals. The motion was seconded by Dr. Brooks. The motion passed.

**Motion:** A motion was made by Dr. Brooks to issue three (3) Cease & Desist Orders. Dr. King seconded the motion. The motion passed.

**Motion:** A motion was made by Mr. Liger to authorize one (1) Formal Complaint. Dr. Hughes seconded the motion. The motion carried.

**Motion:** A motion was made by Dr. Brooks to authorize one (1) Letter of Caution. Mr. Liger seconded the motion. The motion carried.

OIE and OGC Management Reports:

The OIE and OGC Management Reports were given for OIE and OGC by Mr. Faglie and Ms. Baldwin. The reports were accepted as information by the Board.

TRAINING:

Complaint Investigation and Disciplinary Training was provided to the Board by Mr. Faglie, Ms. Baldwin and Mr. Stuart.

DISCIPLINARY ISSUES FOR CONSENT AGREEMENTS:

Consent Agreement Hearing - Lisa Claire Levy, D.V.M.:

A Consent Agreement was presented in the matter of Dr. Levy. The state was represented by Erin Baldwin. Hardwick Stuart was the advice attorney for the Board. A court reporter was present. Dr. Levy was not present and she was not represented. A quorum was noted as present. The hearing commenced.

**Motion:** A motion was made by Dr. King to go into Executive Session for legal advice. The motion was seconded by Dr Hughes. The motion carried.

**Motion:** A motion was made by Dr. King to come out of Executive Session. The motion was seconded by Ms. Shealy. The motion carried.

**Motion:** A motion was made by Dr. Brooks to accept the Consent Agreement. The motion was seconded by Mr. King. The motion carried.

Consent Agreement Hearing - Penny Havlin Burris, LVT:

A Consent Agreement was presented in the matter of Ms. Burris, LVT. Dr. Cribb was recused in the matter and left the room. Dr. Hughes took over the meeting. The state was represented by Erin Baldwin. Hardwick Stuart was the advice attorney for the Board. A court reporter was present. Ms. Burris was not present and she was not represented. A quorum was noted as present. The hearing commenced.

The Board stated it will wait to go into Executive session.

Consent Agreement Hearing - Mitchell R. McCullers, D.V.M.:

A Consent Agreement was presented in the matter of Dr. McCullers. The state was represented by Erin Baldwin. Hardwick Stuart was the advice attorney for the Board. A court reporter was present. Dr. McCullers was not present and he was not represented. A quorum was noted as present. The hearing commenced. Dr. Cribb was recused in this matter and did not reenter the room.

**Motion:** A motion was made by Dr. King to go into Executive Session for legal advice for the matters of Ms. Burriss and Dr. McCullers. The motion was seconded by Dr. Brooks. The motion carried.

**Motion:** A motion was made by Dr. King to come out of Executive Session. The motion was seconded by Dr. Brooks. The motion carried.

**Motion:** A motion was made by Dr. Brooks to accept the Consent Agreements for both Ms. Burriss and Dr. McCullers. The motion was seconded by Dr. King. The motion carried.

Dr. Cribb reentered the room and resumed the Chairmanship of the meeting.

DISCIPLINARY MOA AND STIPULATION OF FACTS HEARING:

MOA Hearing - Case # 2014-17:

A hearing with a Memorandum of Agreement and Stipulation of Facts was held in regards for Case # 2014-17. Hardwick Stewart advised the Board. Erin Baldwin represented the state. Respondent was present and represented by Steven T. Moon, Esq. A court reporter was present. A quorum was noted as present. The hearing commenced.

**Motion:** A motion was made by Dr. Brooks to go into Executive Session for legal advice. The motion was seconded by Dr. King. The motion carried.

**Motion:** A motion was made by Ms. Shealy to come out of Executive Session. The motion was seconded by Ms. Shealy. The motion carried.

**Motion:** A motion was made by Dr. Hughes to accept the MOA, to issue a Letter of Caution regarding clear client communication and record keeping. The motion was seconded by Dr. Brooks. The motion carried.

MOA Hearing - Michelle Stacey Mayers, D.V.M.:

A hearing with a Memorandum of Agreement and Stipulation of Facts was held for Dr. Mayers. Hardwick Stewart advised the Board. Erin Baldwin represented the state. Dr. Mayers was present and represented by Andrea Brisbin, Esq. A court reporter was present. A quorum was noted as present. The hearing commenced.

**Motion:** A motion was made by Dr. King to go into Executive Session for legal advice. The motion was seconded by Ms. Shealey. The motion carried.

**Motion:** A motion was made by Dr. King to come out of Executive Session. The motion was seconded by Dr. Brooks. The motion carried.

**Motion:** A motion was made by Dr. Hughes to accept the MOA, to issue a Public Reprimand, require a \$1,000.00 fine payable within 6 months of the date of the Final Order, and require \$125.00 for investigative costs payable within 6 months of the date of the Final Order. The motion was seconded by Dr. King. The motion carried.

**MOA Hearing - Walter K. Herron, D.V.M.:**

A hearing with a Memorandum of Agreement and Stipulation of Facts was held for Dr. Herron. Hardwick Stewart advised the Board. Erin Baldwin represented the state. Dr. Herron was present and represented by Suzanne Hawkins, Esq. A court reporter was present. A quorum was noted as present. The hearing commenced.

**Motion:** A motion was made by Mr. Liger to go into Executive Session for legal advice. The motion was seconded by Ms. Shealy. The motion carried.

**Motion:** A motion was made by Dr. King to come out of Executive Session. The motion was seconded by Dr. Brooks. The motion carried.

**Motion:** A motion was made by Mr. Liger to accept the MOA, to issue a Public Reprimand, require a \$500.00 fine payable within 6 months of the date of the Final Order, and require \$120.00 for investigative costs payable within 6 months of the date of the Final Order. The motion was seconded by Dr. King. The motion carried.

**LEGAL:**

Ms. Baldwin presented comment on the case Hines v. Aldridge – Texas Vet Internet Practice Case. This was information purposes. The Board accepted it as information.

**ADMINISTRATIVE REPORTS:**

**Administrative Report:**

The Administrative Report was given with a staffing chart; licensure totals were not given as the board is in renewal at this time; a report was given on the continued wait for appointments for Districts 3, 4, and at-large. A new request for an election for District 2 was announced and the requesting for candidates for voting closed on January 3, 2015. The person who had been elected no longer resides in District 2. It was stated election notices have been mailed for Districts 1 and 7. It was mentioned the renewals for 2015 - 2017 were announced on January 12, 2015. It was stated that new fees for renewal are in effect. The deadline for a timely renewal was reported to be March 31, 2015. Mrs. Cox reminded the Board again about the Statement of Economic Interests due March 31, 2015.

**The Disciplinary Monitor Log Report:**

The Disciplinary Monitor Log report was presented and accepted as information.

**Financial Report:**

Financial Report was given and accepted as information.

**UNFINISHED BUSINESS:**

There was no unfinished business.

NEW BUSINESS:

The sterilization drug Zeutrin and its use was discussed, as well as the use of tattoo guns. Discussion followed. The Board wanted more information. Mr. Cribb and Mr. Liger will look into the matter for the next meeting.

LEGAL:

There was no additional report.

DISCUSSION TOPICS:

There was no discussion.

PUBLIC COMMENT:

There was no comment.

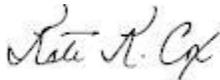
ANNOUNCEMENTS:

It was announced the meetings for 2015 are May 28, August 13, and November 5.

ADJOURNMENT:

There being no more business, the meeting was adjourned at 2:15 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Kate K. Cox".

Kate K. Cox  
Administrator