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**MINUTES**

**Board of Veterinary Medicine  
General Business Meeting  
Mission Inn Resort & Club  
10400 County Road 48  
Howey in the Hills, FL, 34737  
December 14, 2018**

10 **CALL TO ORDER**

11  
12 Dr. Leonard, Chair called the meeting to order at 9:00 a.m.  
13

14 **Pledge of Allegiance**

15  
16 **MEMBERS PRESENT**

17 Dr. Robert B. Leonard, Jr., Chair  
18 Ms. Connie Johnson, Vice Chair  
19 Dr. Harvey Partridge  
20 Dr. Sharon Powell  
21 Dr. Rudd Nelson  
22 Ms. Suzanne Inzina  
23

24 **MEMBERS ABSENT**

25 None  
26

27 **OTHERS PRESENT**

28 Ruthanne Christie, Executive Director  
29 Clark Jennings, Board Counsel  
30 Elizabeth Henderson, Prosecuting Attorney  
31 Amanda Senn, Government Analyst  
32 Joy Hayes Court Reporting, 352-726-4451

33 **PROBATION ROLL CALL**

34  
35 Dr. Leonard asked Ms. Senn to call the roll.  
36

37 The following probationers were present;

38 Kuria Muchemi, DVM  
39 Cesar Morales, DVM  
40 Sammy Emara, DVM  
41 Thomas Fish, DVM  
42 William Lovett, DVM  
43 Olga Moreira Rose, DVM

44 Shanna Knight, DVM  
45 Abdel Hamici, DVM  
46 An Nguyen, DVM  
47 Sean Raleigh, DVM

48

49 **APPROVAL of the September 7, 2018 meeting minutes.**

50

51 **MOTION:** Dr. Nelson made a motion to approve the minutes.

52 **SECOND:** Dr. Powell.

53 Motion passed unanimously.

54

## 55 **DISCIPLINARY HEARINGS**

56

57 **Paul Slade Hayman, DVM**

58 **Case number 2017-044565, 2017-018031, and 2018-018411**

59 **VM 2811**

60

61 Dr. Hayman was present and represented by Attorney Bryan DeGailler.

62

63 Dr. Powell was recused from this case due to her participation on the Probable Cause  
64 Panel.

65

66 Dr. Hayman was charged with violation of 474.214 (1)(r), F.S., "being guilty of  
67 incompetence or negligence by failing to practice medicine with that level of care, skill,  
68 and treatment which is recognized by a reasonably prudent veterinarian as being  
69 acceptable under similar conditions and circumstances."

70

71 Dr. Hayman was charged with violation of 474.214(1)(ee), F.S. "Failing to keep  
72 contemporaneously written medical records as required by rule of the board."

73

74 Dr. Hayman was charged with violation of 474.214(1)(kk), F.S. "Aiding or assisting  
75 another person in violating any provision of this chapter or any rule adopted pursuant  
76 thereto."

77

78 Dr. Hayman was charged with violation of 474.214(1)(hh), F.S. "Delegating professional  
79 responsibilities to a person when the licensee delegating such responsibilities knows or  
80 has reason to know that such person is not qualified by training, experience, or  
81 licensure to perform them."

82

83 After discussion by the board the following motions were made.

84

85 **MOTION:** Dr. Nelson made a motion to reject the settlement stipulation as  
86 presented.

87

88 **SECOND:** Ms. Johnson.  
89 Motion passed unanimously.

90  
91 After discussion by the board the following motions were made.

92  
93 **MOTION:** Ms. Johnson made the motion to impose \$4,000.00 in fines to be paid in  
94 installments with \$2,000.00 being due by the end of the first year of probation and  
95 \$2,000.00 being due by the end of the second year of probation, \$254.85 in costs to be  
96 paid within 30 days of the filing of the final order, 3 years of probation with this  
97 appearance counting as the first appearance and an additional appearance at the  
98 meeting preceding the end of probation, 10 hours of continuing education in addition to  
99 those required for renewal as follows: 2 hours of pain management, 2 hours of  
100 antimicrobial use, 2 hours in small animal orthopedic surgery, 2 hours of medical  
101 records, and 2 hours in small animal medicine to be completed during probation. A CE  
102 Audit for the 2018-2020 renewal cycle. During the second year of probation, two records  
103 collections will be completed with 5 patient records to be pulled and provided to the  
104 board chairman for review.

105  
106 **SECOND:** Dr. Nelson.

107  
108 Attorney Reynolds accepted the counter offer on the record.

109  
110 Motion passed unanimously.

111  
112 **Larry Britt, DVM**  
113 **Case number 2017-061573**  
114 **VM 9015**

115  
116 Dr. Britt was present with Attorney Bryan Reynolds and sworn in by the court reporter.

117  
118 Dr. Powell was recused due to her participation on the probable cause panel.

119  
120 Dr. Britt was charged with violation of 474.214 (1)(ee) "Failing to keep  
121 contemporaneously written medical records as required by rule of the board."

122  
123 Dr. Britt was charged with violation of 474.214 (1)(r), F.S., "being guilty of incompetence  
124 or negligence by failing to practice medicine with that level of care, skill, and treatment  
125 which is recognized by a reasonably prudent veterinarian as being acceptable under  
126 similar conditions and circumstances."

127  
128 After discussion by the board the following motions were made.

129  
130 **MOTION:** Dr. Leonard made the motion to reject the settlement stipulation as  
131 presented.

132  
133 **SECOND:** Dr. Partridge.

134  
135 Motion passed unanimously.

136  
137 **MOTION:** Dr. Leonard made the motion to impose \$10,000.00 in fines to be paid in  
138 installment payments with \$5,000.00 being due at the end of the first year of probation  
139 and \$5,000.00 being due at the end of the second year of probation. \$473.26 in costs to  
140 be paid within 30 days of the filing of the final order. 2 years of probation with this  
141 appearance counting as the first appearance, one meeting in the second year of  
142 probation, and the final appearance at the meeting proceeding the end of probation. 3  
143 hours in pain management/anesthesia, 4 hours in medical record keeping, and 5 hours  
144 in surgical skills to be completed before the end of probation. If Dr. Britt is practicing  
145 veterinary medicine in Florida during his probation, a record pull of 5 patient medical  
146 records will be completed during probation.

147  
148 **SECOND:** Dr. Partridge.

149  
150 Motion passed unanimously.

151  
152 **Richard D'Amico, DVM**  
153 **Case number 2017-015697**  
154 **VM 12269**

155  
156 Dr. D'Amico was present with Attorney Bryan Reynolds and sworn in by the court  
157 reporter.

158  
159 Dr. Powell was recused due to her participation on the probable cause panel.

160  
161 Dr. D'Amico was charged with violation of 474.214 (1)(ee) "Failing to keep  
162 contemporaneously written medical records as required by rule of the board."

163  
164 After discussion by the board the following motions were made.

165  
166 **MOTION:** Dr. Nelson made a motion to accept the settlement stipulation with  
167 \$2,000.00 in fines and \$677.77 in costs to be paid within 30 days of the filing of the final  
168 order and 1 year of probation and this meeting counts as the first appearance.

169  
170 **SECOND:** Dr. Partridge.

171  
172 Motion passed unanimously.

173  
174 **Joanne K. McCallum, DVM**  
175 **Case number 2017-056206**

176 **VM 7581**

177

178 Dr. McCallum was present with Attorney Bryan Reynolds and sworn in by the court  
179 reporter.

180

181 Dr. Powell was recused due to her participation on the probable cause panel.

182

183 Dr. McCallum was charged with violation of 474.214 (1)(ee) "Failing to keep  
184 contemporaneously written medical records as required by rule of the board."

185

186 Dr. McCallum was charged with violation of 474.214 (1)(r), F.S., "being guilty of  
187 incompetence or negligence by failing to practice medicine with that level of care, skill,  
188 and treatment which is recognized by a reasonably prudent veterinarian as being  
189 acceptable under similar conditions and circumstances."

190

191 After discussion by the board the following motions were made.

192

193 **MOTION:** Dr. Partridge made the motion to accept the settlement stipulation with  
194 \$2,500.00 fine and \$554.57 in costs to be paid within 30 days of the filing of the final  
195 order, 2 hours of continuing education in geriatric anesthesia, 1 year of probation with  
196 this appearance counting as the first appearance and the last probation appearance to  
197 be at the meeting before the end of probation.

198

199 **SECOND:** Ms. Johnson.

200

201 Motion passed unanimously.

202

203 **Charlotte Beatrice Sherrell, DVM**

204 **Case number 2017-031877**

205 **VM 7653**

206

207 Dr. Sherrell was present with Attorney Bryan Reynolds and sworn in by the court  
208 reporter.

209

210 Dr. Powell was recused from this case due to her participation on PCP.

211

212 Dr. Sherrell was charged with violation of 474.214 (1)(ee) "Failing to keep  
213 contemporaneously written medical records as required by rule of the board."

214

215 Dr. Sherrell was also charged with violation of 474.214 (1)(r) "Being guilty of  
216 incompetence or negligence by failing to practice medicine with that level of care, skill,  
217 and treatment which is recognized by a reasonably prudent veterinarian as being  
218 acceptable under similar conditions and circumstances."

219

220 After discussion by the board the following motions were made.

221  
222 **MOTION:** Dr. Partridge made the motion to accept the settlement stipulation for  
223 \$2,000.00 in fines and \$318.02 in costs to be paid within 30 days of the filing of the final  
224 order, 2 hours of CE in medical record keeping, and 1 year of probation and this counts  
225 as first appearance with the last probation appearance to be at the meeting proceeding  
226 the end of probation.

227  
228 **SECOND:** Dr. Nelson.

229  
230 The counter offer was accepted on the record.

231  
232 Motion passed unanimously.

233  
234 **Douglas Steven Pernikoff, DVM**  
235 **Case number 2018-013490**  
236 **VM 3224**

237  
238 Dr. Pernikoff was present without representation from his legal counsel. He was sworn  
239 in by the court reporter

240  
241 Dr. Powell was recused due to her participation on PCP.

242  
243 Dr. Pernikoff was charged with violation of 474.214(1)(b). "Having a license or the  
244 authority to practice veterinary medicine revoked, suspended, or otherwise acted  
245 against, including the denial of licensure, by the licensing authority of any jurisdiction,  
246 including any agency or subdivision thereof. The licensing authority's acceptance of a  
247 veterinarian's relinquishment of a license, stipulation, consent order, or other settlement,  
248 offered in response to or in anticipation of the filing of administrative charges against the  
249 veterinarian's license or authority to practice, shall be construed as action against the  
250 veterinarian's license or authority to practice."

251  
252 Dr. Pernikoff was charged with violation of 474.214(1)(jj). "Failing to report to the board  
253 within 30 days, in writing, any action set forth in paragraph (b) that has been taken  
254 against the practitioner's license to practice veterinary medicine by any jurisdiction,  
255 including any agency or subdivision thereof."

256  
257 After discussion by the board the following motions were made.

258  
259 **MOTION:** Dr. Nelson made the motion to accept the settlement stipulation with  
260 \$246.77 in costs due within 30 days of the filing of the final order and 3 years probation  
261 with this appearance counting as the first and the last appearance at the meeting  
262 proceeding the end of probation. This probation is to run concurrently with Missouri  
263 probation.

264  
265 **SECOND:** Ms. Inzina.

266  
267 Motion passed unanimously.

268  
269 **George Jutras, DVM**  
270 **Case number: 2017-055486**  
271 **VM 5929**

272  
273 Dr. Jutras was present and represented by Attorney Johnson and sworn in by the court  
274 reporter.

275  
276 Dr. Powell was recused from this case due to her participation on the Probable Cause  
277 Panel.

278  
279 Dr. Jutras was charged with violation of 474.214 (1)(ee) "Failing to keep  
280 contemporaneously written medical records as required by rule of the board."

281  
282 Dr. Jutras was also charged with violation of 474.214 (1)(r) "Being guilty of  
283 incompetence or negligence by failing to practice medicine with that level of care, skill,  
284 and treatment which is recognized by a reasonably prudent veterinarian as being  
285 acceptable under similar conditions and circumstances."

286  
287 After discussion by the board the following motions were made.

288  
289 **MOTION:** Dr. Nelson made the motion to accept the settlement stipulation for  
290 \$1,000.00 in fines and \$394.00 in costs to be paid within 30 days of the filing of the final  
291 order; 6 months' probation with appearances at the March and June 2019 board  
292 meetings.

293  
294 **SECOND:** Ms. Johnson.

295  
296 Motion passed unanimously.

297  
298 **Kathleen Lackey Gonzalez, DVM**  
299 **Case number: 2017-057417**  
300 **VM 10461**

301  
302 Dr. Gonzalez was present and sworn in by the court reporter.

303  
304 Dr. Powell was recused from this case due to her participation on the Probable Cause  
305 Panel.

306

307 Dr. Gonzalez was charged with violation of 474.214(1)(b). “Having a license or the  
308 authority to practice veterinary medicine revoked, suspended, or otherwise acted  
309 against, including the denial of licensure, by the licensing authority of any jurisdiction,  
310 including any agency or subdivision thereof. The licensing authority’s acceptance of a  
311 veterinarian’s relinquishment of a license, stipulation, consent order, or other settlement,  
312 offered in response to or in anticipation of the filing of administrative charges against the  
313 veterinarian’s license or authority to practice, shall be construed as action against the  
314 veterinarian’s license or authority to practice.”

315  
316 Dr. Gonzalez was charged with violation of 474.214(1)(jj). “Failing to report to the board  
317 within 30 days, in writing, any action set forth in paragraph (b) that has been taken  
318 against the practitioner’s license to practice veterinary medicine by any jurisdiction,  
319 including any agency or subdivision thereof.”

320  
321 After discussion by the board the following motions were made.

322  
323 **MOTION:** Ms. Johnson made the motion to accept with the settlement stipulation as  
324 proposed to impose \$2,000.00 in fines and \$200.69 in costs and 1 year of probation  
325 with this appearance counting as the first and the last appearance at the meeting  
326 proceeding the end of probation.

327  
328 **SECOND:** Dr. Partridge.

329  
330 **MOTION:** Dr. Partridge made the motion to allow the fines and costs to be paid  
331 within the 1 year of probation.

332  
333 **SECOND:** Dr. Nelson

334  
335 Motion passed unanimously.

336  
337 **Shaileshkumar Patel, DVM**  
338 **Case number: 2017-060540**  
339 **VM 12639**

340  
341 Dr. Patel was present and sworn in by the court reporter.

342  
343 Dr. Powell was recused from this case due to her participation on the Probable Cause  
344 Panel.

345  
346 Dr. Patel was charged with violation of 474.214(1)(b). “Having a license or the authority  
347 to practice veterinary medicine revoked, suspended, or otherwise acted against,  
348 including the denial of licensure, by the licensing authority of any jurisdiction, including  
349 any agency or subdivision thereof. The licensing authority’s acceptance of a  
350 veterinarian’s relinquishment of a license, stipulation, consent order, or other settlement,



351 offered in response to or in anticipation of the filing of administrative charges against the  
352 veterinarian's license or authority to practice, shall be construed as action against the  
353 veterinarian's license or authority to practice.”

354  
355 After discussion by the board the following motions were made.

356  
357 **MOTION:** Dr. Nelson made the motion to reject the settlement stipulation as  
358 presented.

359  
360 **SECOND:** Ms. Johnson.

361 Motion passed unanimously.

362 **MOTION:** Dr. Nelson made the motion to impose \$3,500.00 in fines and \$274.61 in  
363 costs to be paid within 30 days of the filing of the final order, 1 year of probation with 1  
364 record pull containing 5 patient records to be completed during the probation period.

365  
366  
367 **SECOND:** Dr. Partridge.

368  
369 Dr. Patel accepted the counter offer on the record.

370  
371 Motion passed unanimously.

372  
373 **Gene Rinderknecht, DVM**  
374 **Case number: 2017-044318**  
375 **VM 6617**

376  
377 Dr. Rinderknecht was present and sworn in by the court reporter.

378  
379 Dr. Powell was recused from this case due to her participation on the Probable Cause  
380 Panel.

381  
382 Dr. Rinderknecht was charged with violation of 474.214 (1)(ee) “Failing to keep  
383 contemporaneously written medical records as required by rule of the board.”

384  
385 Dr. Rinderknecht was also charged with violation of 474.214 (1)(r) “Being guilty of  
386 incompetence or negligence by failing to practice medicine with that level of care, skill,  
387 and treatment which is recognized by a reasonably prudent veterinarian as being  
388 acceptable under similar conditions and circumstances.”

389  
390 After discussion by the board the following motions were made.

391  
392 **MOTION:** Ms. Inzina made the motion to dismiss the 474.214(1)(r) charge.

393  
394 **SECOND:** Ms. Johnson.

395  
396 Motion passed unanimously.

397  
398 **MOTION:** Dr. Nelson made the motion to accept the settlement stipulation with  
399 \$2,000.00 in fines and \$357.01 in costs to be paid within 30 days of the filing of the final  
400 order, 1 year of probation with this meeting counting as the first appearance and the last  
401 appearance to be at the board meeting proceeding the end of probation. During the 1  
402 year of probation, a records pull of 5 patients medical records shall be completed and  
403 sent to the board for review.

404  
405 **SECOND:** Dr. Partridge.

406  
407 Motion passed unanimously.

408  
409 **William Lawrence Jernigan, DVM**  
410 **Case number: 2017-044569**  
411 **VM 3047**

412  
413 Dr. Jernigan was present with Attorney Ed Bayo and they were sworn in by the court  
414 reporter.

415  
416 Dr. Powell was recused from this case due to her participation on the Probable Cause  
417 Panel.

418  
419 Dr. Jernigan was charged with violation of 474.214 (1)(ee) "Failing to keep  
420 contemporaneously written medical records as required by rule of the board."

421  
422 Dr. Jernigan was also charged with violation of 474.214 (1)(r) "Being guilty of  
423 incompetence or negligence by failing to practice medicine with that level of care, skill,  
424 and treatment which is recognized by a reasonably prudent veterinarian as being  
425 acceptable under similar conditions and circumstances."

426  
427 After discussion by the board the following motions were made.

428  
429 **MOTION:** Dr. Partridge made the motion to accept the settlement stipulation as  
430 presented with \$3,000.00 in fines and \$564.27 in costs to be paid within 30 days of filing  
431 of the final order and 1 year of probation with this appearance counting as the first and  
432 the last appearance at the meeting proceeding the end of probation. Dr. Jernigan will  
433 provide proof of 2016-2018 CE's completed to the Board for review.

434  
435 **SECOND:** Ms. Inzina.

436  
437 Motion passed unanimously.

438

439 **Horace Ferguson, DVM**  
440 **Case number: 2017-044569**  
441 **VM 3294**

442  
443 Dr. Ferguson was present with Attorney Ed Bayo and sworn in by the court reporter.

444  
445 Dr. Powell was recused from this case due to her participation on the Probable Cause  
446 Panel.

447  
448 Dr. Ferguson was charged with violating 474.214(1)(y), " Using the privilege of ordering,  
449 prescribing, or making available medicinal drugs or drugs as defined in chapter 465, or  
450 controlled substances as defined in chapter 893, for use other than for the specific  
451 treatment of animal patients for which there is a documented veterinarian/client/patient  
452 relationship."

453  
454 Dr. Ferguson was also charged with violation of 474.214(1)(kk), "Aiding or assisting  
455 another person in violating any provision of this chapter or any rule adopted pursuant  
456 thereto."

457  
458 After discussion by the board the following motions were made.

459  
460 **MOTION:** Dr. Partridge made the motion to accept the settlement stipulation as  
461 presented with \$3,000.00 in fines and \$668.78 in costs to be paid within 30 days of the  
462 filing of the final order; 2 hours of additional laws and rules and 1 hour of drug  
463 dispensing continuing education; 1 year of probation with this counting as the first  
464 appearance and the last appearance to be at the meeting proceeding the end of  
465 probation.

466  
467 **SECOND:** Ms. Johnson.

468  
469 Motion passed unanimously.

470  
471 **Vincent Joseph Gibney, DVM**  
472 **Case number: 2018-015678**  
473 **VM 4099**

474  
475 Dr. Gibney was not present but was represented by Attorney Wesley Paige and sworn  
476 in by the court reporter.

477  
478 Dr. Powell was recused from this case due to her participation on the Probable Cause  
479 Panel.

480  
481 Dr. Gibney was charged with violation of 474.214(1)(b). "Having a license or the  
482 authority to practice veterinary medicine revoked, suspended, or otherwise acted

483 against, including the denial of licensure, by the licensing authority of any jurisdiction,  
484 including any agency or subdivision thereof. The licensing authority's acceptance of a  
485 veterinarian's relinquishment of a license, stipulation, consent order, or other settlement,  
486 offered in response to or in anticipation of the filing of administrative charges against the  
487 veterinarian's license or authority to practice, shall be construed as action against the  
488 veterinarian's license or authority to practice."  
489

490 After discussion by the board the following motions were made.  
491

492 **MOTION:** Dr. Partridge made the motion to accept the settlement stipulation as  
493 presented with \$500.00 in fines and \$122.61 in costs to be paid within 30 days of the  
494 filing of the final order.

495  
496 **SECOND:** Dr. Nelson.

497  
498 Motion passed unanimously.  
499

500 **Michael D. Wright, DVM**  
501 **Case number: 2018-017719**  
502 **VM 2782**  
503

504 Dr. Wright was present with Attorney Ed Bayo and sworn in by the court reporter.  
505

506 Dr. Powell was recused from this case due to her participation on the Probable Cause  
507 Panel.  
508

509 Dr. Wright was charged with violating 455.227(1)(t), F.S., "Failing to report in writing to  
510 the board or, if there is no board, to the department within 30 days after the licensee is  
511 convicted or found guilty of, or entered a plea of nolo contendere or guilty to, regardless  
512 of adjudication, a crime in any jurisdiction. A licensee must report a conviction, finding of  
513 guilt, plea, or adjudication entered before the effective date of this paragraph within 30  
514 days after the effective date of this paragraph."  
515

516 After discussion by the board the following motions were made.  
517

518 **MOTION:** Dr. Partridge made the motion to accept the allegations of fact.  
519

520 **SECOND:** Dr. Nelson.  
521

522 Motion passed unanimously.  
523

524 **MOTION:** Dr. Nelson made the motion to accept the conclusions of law.  
525

526 **SECOND:** Ms. Inzina.

527  
528 Motion passed unanimously.

529  
530 **MOTION:** Dr. Partridge made the motion to dismiss the charges presented in the  
531 Administrative Complaint.

532  
533 **SECOND:** Dr. Nelson.

534  
535 A vote was called by the chairman.

536  
537 Dr. Leonard-no, Dr. Partridge-yes, Dr. Nelson-yes, Ms. Inzina-no, Ms. Johnson-no

538  
539 This motion failed.

540  
541 **MOTION:** Dr. Leonard made the motion for \$500.00 in fines to be paid within 30  
542 days of the filing of the final order.

543  
544 **SECOND:** Ms. Johnson.

545  
546 A vote was called.

547  
548 Dr. Leonard-yes, Dr. Partridge-no, Dr. Nelson-No, Ms. Inzina-yes, Ms. Johnson-yes

549  
550 This motion passed.

551  
552 **John Lucado, DVM**  
553 **Case number: 2017-045412**  
554 **VM 3318**

555  
556 Dr. Lucado was present with Attorney Ed Bayo and sworn in by the court reporter.

557  
558 Dr. Powell was recused from this case due to her participation on the Probable Cause  
559 Panel.

560  
561 Dr. Lucado was charged with violating 455.227(1)(t), F.S., "Failing to report in writing to  
562 the board or, if there is no board, to the department within 30 days after the licensee is  
563 convicted or found guilty of, or entered a plea of nolo contendere or guilty to, regardless  
564 of adjudication, a crime in any jurisdiction. A licensee must report a conviction, finding of  
565 guilt, plea, or adjudication entered before the effective date of this paragraph within 30  
566 days after the effective date of this paragraph."

567  
568 After discussion by the board the following motions were made.

569

570 **MOTION:** Dr. Nelson made the motion to dismiss the charges in the Administrative  
571 Complaint.

572  
573 **SECOND:** Dr. Partridge.

574 A vote was called.

575  
576 Dr. Leonard-no, Dr. Partridge-yes, Dr. Nelson-yes, Ms. Inzina-yes, Ms. Johnson-yes

577  
578 This motion passed.

579  
580 **Valerie Ann Biehl, DVM**  
581 **Case number: 2016-027982 and 2016-042966**  
582 **VM 5622**

583  
584 Dr. Biehl was present with Attorney Samaan and sworn in by the court reporter.

585  
586  
587 Dr. Biehl was charged with violation 474.214(1)(h), "Being unable to practice veterinary  
588 medicine with reasonable skill or safety to patients by reason of illness, drunkenness,  
589 use of drugs, narcotics, chemicals, or any other material or substance or as a result of  
590 any mental or physical condition. In enforcing this paragraph, upon a finding by the  
591 secretary, the secretary's designee, or the probable cause panel of the board that  
592 probable cause exists to believe that the licensee is unable to practice the profession  
593 because of the reasons stated in this paragraph, the department shall have the authority  
594 to compel a licensee to submit to a mental or physical examination by a physician  
595 designated by the department. If the licensee refuses to comply with the department's  
596 order, the department may file a petition for enforcement in the circuit court of the circuit  
597 in which the licensee resides or does business. The licensee shall not be named or  
598 identified by initials in any other public court records or documents and the enforcement  
599 proceedings shall be closed to the public. The department shall be entitled to the  
600 summary procedure provided in s. [51.011](#). A licensee affected under this paragraph  
601 shall be afforded an opportunity at reasonable intervals to demonstrate that she or he  
602 can resume the competent practice for which she or he is licensed with reasonable skill  
603 and safety to patients. Neither the record of proceedings nor the orders entered by the  
604 board in any proceedings under this paragraph shall be used against a licensee in any  
605 other proceedings."  
606

607  
608 Dr. Biehl was also charged with violation of 474.221, "Impaired practitioner provisions;  
609 applicability.—Notwithstanding the transfer of the Division of Medical Quality Assurance  
610 to the Department of Health or any other provision of law to the contrary, veterinarians  
611 licensed under this chapter shall be governed by the impaired practitioner program  
612 provisions of s. [456.076](#) as if they were under the jurisdiction of the Division of Medical  
613 Quality Assurance, except that for veterinarians the Department of Business and

614 Professional Regulation shall, at its option, exercise any of the powers granted to the  
615 Department of Health by that section, and “board” shall mean board as defined in this  
616 chapter.”

617  
618 After discussion by the board the following motions were made.

619 **MOTION:** Dr. Partridge made the motion to dismiss 474.214(1)(h).

620  
621  
622 **SECOND:** Dr. Powell.

623  
624 Motion passed unanimously.

625  
626 **MOTION:** Dr. Leonard made the motion for \$359.75 in costs to be paid within 30  
627 days of the filing of the final order and enrollment in PRN with probation to be for the  
628 term of the contract established by PRN. This appearance counts as the first for  
629 probation and the last meeting will be required at the board meeting proceeding the end  
630 of probation.

631  
632 **SECOND:** Dr. Partridge.

633  
634 Motion passed unanimously.

635  
636 **Review/Approval of Applications**

637  
638 **Paula Miller, DVM – Initial License by Endorsement**

639  
640 Dr. Miller was not present at the meeting.

641  
642 After discussion by the board the following motions were made.

643  
644 **MOTION:** Dr. Powell made the motion to approve the application.

645  
646 **SECOND:** Dr. Partridge.

647  
648 Motion passed unanimously.

649  
650 **PROBATION**

651  
652 **The probationers were called at the board meeting and their appearances were**  
653 **counted.**

654  
655 **Kuria Muchemi, DVM**  
656 **Cesar Morales, DVM**  
657 **Sammy Emara, DVM**

658 **Thomas Fish, DVM**  
659 **Olga Moreira Rose, DVM**  
660 **Shanna Knight, DVM**  
661 **Abdel Hamici, DVM**  
662 **An Nguyen, DVM**  
663 **Sean Raleigh, DVM**

664  
665 **William Lovett, DVM**

666  
667 Dr. Lovett was not present at the meeting.

668  
669 **RATIFICATION OF APPLICATIONS**

670  
671 **Licenses**

672  
673 **MOTION:** Ms. Johnson made a motion to accept the licensure list.

674  
675 **SECOND:** Ms. Inzina.

676  
677 Motion passed unanimously.

678  
679 **Continuing Education**

680 This report was held until the next board meeting for approval.

681  
682 **REPORTS**

683  
684 **Executive Director – Ruthanne Christie**

685  
686 None

687  
688 **Board counsel – Clark Jennings**

689  
690 **Dr. Leonard took this opportunity to present Attorney Jennings with a token of**  
691 **appreciation from the board for his years of service. Attorney**  
692 **Jennings thanked the board for the honor and privilege of serving**  
693 **the board.**

694  
695 **Prosecuting Attorney – Elizabeth Henderson**

696  
697 Ms. Henderson reviewed her report with the board.

698  
699 **MOTION:** Ms. Johnson made the motion to approve the continued prosecution of  
700 year old cases.

701



702 **SECOND:** Dr. Powell.

703

704 Motion passed unanimously.

705

706

707 **Board Chair – Dr. Leonard**

708

709 **OLD BUSINESS**

710 **None**

711

712 **NEW BUSINESS**

713 **None**

714

715 **PUBLIC COMMENT**

716

717 **None.**

718

719 **Next Meeting- March 1, 2019-Daytona Shores, Florida**

720

721 **Election of Officers**

722

723 **MOTION:** Dr. Powell made a motion to elect Dr. Leonard to Chairman.

724

725 **SECOND:** Ms. Johnson.

726

727 Motion passed unanimously.

728

729 **MOTION:** Dr. Nelson made the motion to elect Ms. Johnson to Vice Chair.

730

731 **SECOND:** Ms. Inzina.

732

733 Motion passed unanimously.

734

735

736 **ADJOURN**

737

738 The meeting adjourned at 4:16 P.M.