

New Jersey State Board of Veterinary Medical Examiners

Public Session Minutes

April 24, 2002

A. CALL TO ORDER

This scheduled meeting of the Board was called to order at 9:35 a.m. in the Somerset Conference Room, 6th floor, 124 Halsey Street, Newark, New Jersey.

B. ROLL CALL

The following Board Members were present for this meeting:

Board President John G. De Vries, DVM
Board Vice President Neal L. Beeber, DVM
Board Member Mark W. Logan, VMD
Board Member David A. Meirs, VMD
Board Member Carolyn Self, DVM
Board Member Ernest Zirkle, DVM

Absent:

Board Member Alfred R. Scerni, Jr., Esq.
Board Member Robert Tartaglia

Staff present:

Executive Director Diane I. Romano
Deputy Attorney General Olga Bradford
Isaura Roman, Principal Clerk
Susan Flores, Secretary to the Executive Director

Public present:

a representative from NJVMA

A quorum was present for the entire meeting.

The meeting was presided over by Dr. DeVries.

In accordance with Chapter 231 of P.L. 1975, more commonly referred to as the Sunshine Law, adequate notice of this meeting was provided by mailing to the Office of the Secretary of State, the Star Ledger, the Trenton Times, the Bergen Record and the Courier Post.

On a motion of Dr. Meirs, seconded by Dr. Beeber and unanimous vote, the Board directed that a memo be sent to the Division office advising them that Mr. Tartaglia has missed the last three meetings and has attended only one meeting since having been appointed.

C. APPROVAL OF PUBLIC MINUTES

On a motion of Dr. Zirkle, seconded by Dr. Self and unanimous vote of the Board, the March 27, 2002 public session Minutes were approved as submitted.

D. LEGISLATIVE/REGULATORY

(none)

E. ADMINISTRATIVE

(none)

F. CREDENTIALING

1. Fiorentino Romero, DVM

On a motion of Dr. Zirkle, seconded by Dr. Meirs and unanimous vote, the Board reaffirmed its original decision to decline to approve Dr. Romero to sit for the jurisprudence examination.

2. Adam E. Sniderman, VMD

Dr. Sniderman's attorney appeared before the Board with Dr. Sniderman to offer comments in relation to Dr. Sniderman's application. On a motion of Dr. Self, seconded by Dr. Beeber and unanimous vote, Dr. Sniderman was approved to sit for the jurisprudence examination.

G. FINAL ORDERS/CONSENT ORDERS

1. Stanley R. North, VMD

Final Decision and Order was filed 3/27/02, incorporating a \$2,500 civil penalty and a demand that Dr. North provide the Board with a written commentary regarding the consumer complaint. Dr. North was fined for failing to cooperate and comply in a Board investigation of a consumer complaint. Fine has been paid and paperwork received. This file is now closed as it relates to Dr. North.

2. Harvey Levy, DVM

Consent Order was filed 3/27/02, incorporating a 60-month license suspension (one month active); return of Dr. Levy's wall certificate and license certificate; costs of \$5,292.04; prohibition against using or consuming any CDS or medications unless prescribed by a medical representative; disposal of all CDS and pharmaceuticals stored and/or maintained on the premises or in his car; return of his original CDS registration to the DEA; prohibition against performing any surgeries and/or hospitalizing any patients; compliance with Physicians Health Program treatment plan, including AA/NA meetings, random weekly urine monitoring and absolute abstinence from all psychoactive substances; monthly reports of compliance and testing to the Board; compliance with AAHA's standards for medical records; any deviation from terms of this Order will activate entire period of suspension.

3. Lyndon Goldsmith, DVM

Consent Order was filed 4/15/02, incorporating a 4-year license suspension (6 months active); surrender of his wall certificate, license certification, CDS and DEA registrations; \$5,000 civil penalty; \$12,000 costs; appearance before the Board prior to reinstatement of his license; compliance with the treatment plans of the Healthcare Professionals Medical Program and Physicians' Health Program, including absolute abstinence from all narcotics unless prescribed by a treating physician, random unannounced twice-weekly urine monitoring, monthly meetings with representatives of the PHP, quarterly reports of compliance to the Board; establishment of controls to comply with pertinent statutes and regulations; attendance at a Board-approved anger management behavioral course and follow-up counseling for the entire period of suspension including reports to the Board of attendance

and compliance; any deviation from terms of this Order will activate entire period of license suspension.

H. MISCELLANEOUS

1. Query re veterinarians charging for writing prescriptions

On a motion of Dr. Meirs, seconded by Dr. Zirkle and unanimous vote, the Board determined to send a letter to the veterinarian advising that a veterinarian is entitled to charge for his/her professional time and that includes writing prescriptions, so long as there is a valid veterinarian/client/patient relationship.

I. CONSUMER COMPLAINTS

The Board discussed new and pending consumer complaints and investigations in executive session and returned to open session to record their votes for those matters resulting in disciplinary action.

While there was a consumer complaint which resulted in the Board voting that a Consent Order be issued, as well as a letter of admonishment and four investigative inquiries, no disciplinary actions were ordered.

J. NEXT MEETING

The next regularly scheduled meeting of the Board is May 22, 2002 at 9:30 a.m. in the Somerset Conference Room, 6th floor, 124 Halsey Street, Newark, New Jersey.

K. EXECUTIVE SESSION

The Board unanimously moved to executive session to hold investigative inquiries and to consider new consumer complaints and new and pending disciplinary matters.

L. ADJOURNMENT

This meeting of the Board was adjourned at 2:22 p.m.

Respectfully submitted,

DIANE I. ROMANO
Executive Director
