

**BEFORE THE MINNESOTA
BOARD OF VETERINARY MEDICINE**

In the Matter of
Sandra Bernice Reini Tuominen, D.V.M.
License No. 12394

**AGREEMENT FOR
CORRECTIVE ACTION**

This Agreement for Corrective Action ("Agreement") is entered into by and between Sandra Bernice Reini Tuominen, D.V.M ("Licensee") and the Complaint Review Committee ("Committee") of the Minnesota Board of Veterinary Medicine ("Board") pursuant to the authority of Minn. Stats. § 156.127, subd. 2 and § 214.103, subd. 6(a). Licensee and the Committee hereby concur that this Agreement shall be based on the following:

FACTS

1. On June 12, 1995, Licensee became licensed as a veterinarian in Minnesota.
2. At all times relevant to these allegations, Licensee practiced veterinary medicine at a clinic located in Virginia, Minnesota.
3. On January 26, 2015, Licensee provided veterinary services to Max, an eleven and one-half-year-old male Chihuahua owned by S. P. The services provided to Max included routine dental procedures and removal of a small mass on his eyelid.
4. Licensee failed to record in the medical chart any physical examination findings on Max prior to anesthetizing him for the procedures.
5. Licensee failed to document client communication in Max's medical record, including consent given via telephone by S.P. allowing Licensee to perform a dental extraction.
6. While performing a dental extraction, Licensee failed to use nerve blocks to diminish pain and minimize anesthetic requirements.

7. Licensee did not offer the option of a postmortem examination after Max died during the dental procedure.

8. On March 19, 2015 Licensee met with the Committee, composed of Mary Olson, D.V.M., Board member, and Barbara Fischley, D.V.M., Board member, to discuss allegations made in a Notice of Conference dated February 25, 2015. Dr. Fischley participated remotely. Attorney Gordon Hansmeier represented Licensee. Jennifer Middleton, Assistant Attorney General, represented the Committee at the conference. Julia Wilson, D.V.M., Executive Director of the Board, also attended the conference.

CORRECTIVE ACTION

Based on the available information and discussion at the conference, Licensee and Committee agree that the conduct above violates Minn. Stat. § 156.081 subds. 1(11) (minimum standard of practice) and (12) (violation of a board rule); Minn. Rules 9100.0700. subp. 1(A) (minimum standard of practice) and 9100.0800 subps.1 (general standard of practice), and 4 (recordkeeping). Licensee and the Committee have agreed to enter into this Agreement for Corrective Action as follows:

9. Within one month from the date of this Agreement, Licensee must submit documentation of her veterinary continuing education from the most recent license renewal period, March 1, 2012, to February 28, 2014.

10. Within three months of the date of this Agreement, Licensee shall submit to the Committee evidence of completion of at least six (6) hours of continuing education on the topic of veterinary medical records. All continuing education courses must be prepared by the Committee. Licensee must submit written documentation, such as measurable learning objectives and qualifications of the instructor, in order to receive preapproval from the

Committee of classes Licensee intends to take in fulfillment of this requirement. For purposes of this requirement, the Committee preapproves the Veterinary Medical Records Online Course offered through Iowa State University by James F. Wilson, D.V.M., J.D.

11. Within three months of the date of this Agreement, Licensee must spend three hours working individually with a veterinarian who is a diplomate of the American College of Veterinary Dentistry. During the consultation, Licensee and the veterinary specialist must discuss dental nerve blocks and dental radiographic techniques. Licensee must provide this Agreement for Corrective Action to the veterinary specialist prior to the individual consultation. After the consultation, Licensee must submit or cause to be submitted a report from the veterinary specialist to the Board detailing the topics that were covered during consultation and Licensee's understanding of the topics discussed.

12. Within one month following completion of the requirements above, Licensee must submit to the Committee for approval the complete medical records for a patient that has had a routine wellness visit and a patient that has undergone a dental procedure including radiographs.

OTHER INFORMATION

13. Licensee has been advised by Committee representatives that Licensee may choose to be represented by legal counsel in this matter.

14. Upon Licensee's satisfactory completion of the corrective actions referred to above, the Committee agrees to dismiss the complaint concerning the matters referred to in the facts above. Licensee agrees that the Committee shall be the sole judge of satisfactory completion. Licensee understands that if, after dismissal, the Committee receives additional

complaints alleging conduct similar to that referred to in the facts above, the Committee may reopen the dismissed complaints.

15. If Licensee fails to complete the corrective action satisfactorily or if the Committee receives additional complaints alleging conduct similar to that referred to in the facts above, the Committee may, in its discretion, reopen the investigation and proceed according to Minn. Stat. chs. 14, 156, and 214. Licensee agrees that failure to complete corrective action satisfactorily constitutes failure to cooperate under Minn. Stat. § 156.123 and may subject Licensee to disciplinary action by the Board.

16. Licensee shall be responsible for all costs incurred as a result of compliance with this Agreement.

17. The effective date of this Agreement shall be the date it is executed by the Committee. The Agreement shall remain in effect until the Committee dismisses the complaint unless the Committee receives additional information that renders corrective action inappropriate. Upon receipt of such information, the Committee may, in its discretion, proceed according to Minn. Stat. chs. 14, 156, and 214.

18. Licensee understands this Agreement does not constitute disciplinary action. Licensee further understands and acknowledges this Agreement and the dismissal letter issued upon successful completion of the corrective action are classified as public data pursuant to Minn. Stat. § 13.41, subd. 5.

19. Licensee hereby acknowledges that She has read and understands this Agreement and has voluntarily entered into it. This Agreement contains the entire agreement between the Committee and Licensee, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.

Dated: 4-14-15



SANDRA BERNICE REINI TUOMINEN, D.V.M
LICENSEE

Dated: April 21, 2015



JULIA WILSON, D.V.M.
EXECUTIVE DIRECTOR
FOR THE COMPLAINT REVIEW
COMMITTEE