

**BEFORE THE MINNESOTA
BOARD OF VETERINARY MEDICINE**

In the Matter of
Polly Ann Lewis, D.V.M.
License No. 02701

**AGREEMENT FOR
CORRECTIVE ACTION**

This Agreement for Corrective Action (“Agreement”) is entered into by and between Polly Ann Lewis, D.V.M. (“Licensee”) and the Complaint Review Committee (“Committee”) of the Minnesota Board of Veterinary Medicine (“Board”) pursuant to the authority of Minn. Stat. § 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 September 19, 2001, the Board granted Licensee a license to practice veterinary medicine in the state of Minnesota.
2. At all times relevant to these allegations, Licensee practiced veterinary medicine at Carriage House Animal Hospital (“Hospital”) located in Kasson, Minnesota.
3. On March 11, 2014, Licensee provided veterinary services to D.W., a one-year-old domestic, short-hair cat; and Snowball, a one-year-old female, domestic, medium-hair cat, both owned by K.M.
4. Licensee vaccinated D.W. on March 11, 2014, despite the cat's bloody sneezing and a diagnosis of chronic upper respiratory infection. The vaccine is not recommended for administration to sick cats.

5. Licensee vaccinated Snowball on March 11, 2014, despite the owner's report to Licensee, Licensee's receptionist, and Licensee's veterinary technician, that Snowball had bloody urine. The vaccine is not recommended for administration to sick cats.

6. Licensee failed to meet minimum standards for medical record keeping for both cats. Documentation of physical examination findings, differential diagnoses, treatment options and client communication were lacking.

7. On October 30, 2014, Licensee met with the Committee, composed of Barbara Fischley, D.V.M., Board member, and Mary Olson, D.V.M., Board member, to discuss allegations made in a Notice of Conference dated July 22, 2014. Fabian Hoffner represented Licensee. Nicholas Lienesch, 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. R. 9100.0800, subp. 1 (general standard of practice), and subp. 4 (record keeping). Licensee and the Committee have agreed to enter into this Agreement as follows:

1. Within one month of the date of this Agreement, Licensee must submit to the Review Committee documentation of all of her veterinary continuing education from the most recent license renewal period, March 1, 2011 to February 28, 2013.

2. Within three months of the date of this Agreement, Licensee must submit to the Committee evidence of completion of at least 1.75 hours of continuing education on the topic of veterinary medical records. The class(es) Licensee takes for fulfillment of this Agreement must

OTHER INFORMATION

1. Licensee has been advised by Committee representatives that Licensee may choose to be represented by legal counsel in this matter, and is represented by Fabian Hoffner.

2. 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.

3. If Licensee fails to complete the corrective action satisfactorily or if the Review 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.

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

5. 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.

be preapproved by the Committee. In order for the Committee to consider approving such class(es), Licensee must submit written documentation that includes the name of each class, the name of the instructor, qualifications of the instructor, the organization or entity offering the class, and measurable learning objectives of the class. For purposes of this requirement, the Committee will preapprove Section 7 of the “*Online Veterinary Law and Ethics Course*” offered by James F. Wilson, D.V.M., J.D., through Iowa State University.

3. Within three months of the date of this Agreement, Licensee must present a plan to the Committee for obtaining a minimum of 4 hours of interactive training on incorporation of all required parameters in the Cornerstone electronic medical record system. This training plan must be approved by the Committee. Licensee must undergo this training within one month of Committee approval, and present the Committee with a letter from the trainer attesting to its length and completion. These training credit hours may not be counted towards Licensee’s next license renewal.

4. Within three months of completion of the training required by paragraph B.3., above, Licensee must organize and present a seminar on medical recordkeeping in Cornerstone for her employers, other veterinarians in the practice, and interested staff. Licensee must send a letter to the Committee attesting to completion of this seminar.

5. Within one month of completing the requirements of paragraphs B.1.-4. above, Licensee must submit the following for the Committee’s review: 1) the complete medical record for a patient that has had a routine wellness visit, and 2) the complete medical record for a patient that has undergone a surgical procedure. The records must meet the approval of the Committee.

6. 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.

7. 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: 12/4/14

Polly Ann Lewis DVM
POLLY ANN LEWIS, D.V.M.
LICENSEE

Dated: 

1/15/15
JULIA WILSON, D.V.M.
EXECUTIVE DIRECTOR
FOR THE COMPLAINT REVIEW COMMITTEE