

**Ohio State Board of Optometry  
Board Meeting**

**Vern Riffe Center  
77 S. High Street  
Columbus, Ohio**

**December 13, 2017 at 9:30 a.m.**

**President Presiding**

Board President, Cheryl Archer, O.D. convened the meeting at 9:30 a.m. The meeting was held in the 31<sup>st</sup> floor Boardroom of the Vern Riffe Center.

**Roll Call**

Present for the meeting were:

Cheryl Archer, O.D., Board President  
LaMar Zigler, O.D., Board Secretary  
Thomas Bobst, O.D., Board Member  
Thomas E. Nye, O.D., Board Member  
Kimberly A. Mermis, Public Member  
Mr. Jeffrey Greene, Executive Director  
Mr. David Bailey, Investigator  
Mrs. Lopez-Wellman, Administrative Assistant

The following persons were also in attendance at the meeting: David Corey representing Luxottica; Larry Wolpert, JCARR Executive Director; Blair Cathcart, Governor's Office; Jennifer Flatter and Ian Jones from Ohio Ophthalmological Society; Keith Kerns representing the Ohio Optometric Association; Ms. Emily Pelphrey from the Attorney General's Office; Dr. Dennis Roark.

**Approve Minutes**

Dr. Archer called for a motion on the minutes of the September 13, 2017 Board meeting. Dr. Bobst moved to approve the minutes which was seconded by Dr. Zigler. The motion was then passed by the Board.

**New Licensees**

The Board then reviewed 5 applications for licensure with missing material. Dr. Zigler moved that the 5 applicants be granted Ohio optometric and therapeutic licensure upon receipt of their missing material. Motion was seconded by Dr. Nye and passed by the Board.

### **Reinstatement**

The Board then reviewed two applications for reinstatement with missing material. Dr. Bobst moved that Dr. Anna Schlesselman and Dr. Puja Thakkar be granted reinstatement of their Ohio optometric and therapeutic licensure upon receipt of their missing materials. Motion was seconded by Dr. Zigler and passed by the Board.

### **Continuing Education**

Dr. Nye made a motion that courses 2018-033P-2018-083P be approved as listed. Motion was seconded by Dr. Zigler and passed by the Board.

### **Continuing Education Waiver**

None

### **Therapeutic Optometry Matters**

Dr. Zigler reported that there were no Drug Induced Side Effects to Report (DISER).

### **Administration**

NBEO Reports and ARBO Reports:

Dr. Bobst attended a combined meeting with ARBO and NBEO regarding the testing process.

OOA Report: Keith Kerns from the OOA updated the board about the sales tax bill.

Mr. Greene presented the following to the Board:

The Board reviewed a frequently asked questions (FAQ) page and a doctor's log about the rule amendment for OAC 4725-9-03, regarding volunteer continuing education credit. There was a discussion and one minor change to the FAQ page. Dr. Zigler motioned that the Board Staff oversee the approval of such hours. Motion was seconded by Dr. Nye and passed by the Board.

The Board reviewed correspondence from an optometrist regarding Opternatives and 1800 Contacts and another letter from an optometrist regarding licensure fees for residency students. No action was taken on either.

The Board also reviewed a request from an optometrist for a mobile practice for elderly

patients not living in nursing homes and also for underprivileged students. The board tabled the discussion to obtain additional information from the licensee.

The Board was updated on the current renewal process and the new licensing system.

The Board was provided with information from the Ethics Commission regarding financial disclosure for 2018 and 2019.

The Board reviewed the Terminal Distributor of Dangerous Drugs (TDDD) License program from the Pharmacy Board.

The Board reviewed and updated two policies for revenue and licensure renewal regarding the new licensing system. Dr. Bobst moved that the Board approve the policy as written and seconded by Dr. Nye. The motion was passed by the Board.

President Archer called for a motion for the Board to enter Executive Session for discussion on 3 investigative matters. Dr. Bobst moved that the Board enter Executive Session and asked that Ms. Pelphrey, Mr. Greene, Mrs. Lopez-Wellman and Mr. Bailey remain in the room. Dr. Zigler seconded the motion. Mr. Greene took a roll call vote with five members being in attendance. The motion was passed and the Board entered Executive Session at 11:10 a.m.

After discussion the Board returned to the public meeting at 11:30 p.m. President Archer called for a motion to adjourn Executive Session. Dr. Zigler made a motion to adjourn Executive Session. Dr. Nye seconded the motion. Motion passed.

Motion was made by Dr. Bobst to approve early release of the following consent agreements: Case No. 2013-23, Case No. 2015-11, and Case No.2017-17. Dr. Nye seconded the motion. Motion was passed.

### **Patient Complaint Investigations**

The board members reviewed the summary of patient complaints (7a & b) received since September 13, 2017. Eleven new complaints were received during this time period. Ten of these new complaints have been resolved, with one remaining active and open. Five complaints from earlier in 2017 were closed during this time period, with one resulting in disciplinary action against a licensee of another board.

The Investigator Activity Report (7c) was reviewed by the board members. Six on-site inspections were conducted. No advertising letters were sent during this period. Fifteen informal complaints were received and finalized. The investigator traveled approximately 341 miles during this period to accomplish field investigations and inspections.

### **Optometric Advertising Violations**

No formal advertising complaints were received during this time period.

### **Other Investigative Matters**

None

### **Approve Expenses**

A motion was made by Dr. Bobst and seconded by Dr. Zigler to approve the Board member's expenses for this meeting. The motion was passed by the Board.

### **Adjourn**

Dr. Nye made a motion to adjourn the meeting which was seconded by Dr. Zigler. The Board passed the motion and the meeting adjourned at 12:00 p.m.

---

Cheryl Archer, O.D.  
Board President

---

LaMar Zigler, O.D.  
Board Secretary