

SANITARIANS' NEWS



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WVPHA AND SANITARIANS FALL MEETING
TO BE HELD AT
CANAAN VALLEY, DAVIS, WEST VIRGINIA 2010

Dear Sanitarians,

It does not seem as if a year has already gone by since the last WVPHA conference. I hope that you all have had a productive and happy year! We all survived the H1N1 crisis this past year and were able to practice some of the many threat preparedness drills that we had planned over the previous months. We also discovered that Nurses, Clerical Support Staff, and Sanitarians as well as Volunteers can and do work together in teams with great efficiency. I am very proud of the efforts that all of Public Health has put forward in order to prevent disease and protect the health of our communities.



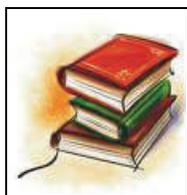
I hope to see all of you at the WVPHA conference in Canaan Valley in September. There has been a great amount of planning and we expect a wonderful conference. Canaan Valley has traditionally been a favorite conference site for many years. Come out and enjoy the conference and Canaan!

I have enjoyed this year as President Elect and look forward to serving as President of WVAS next year.

AJ Root

Training Class Schedule

- Aug. 16-20-Charleston
- Aug. 30-Sept. 3
Morgantown
- Sept. 13-17-Morgantown
- Oct. 4-8-Charleston
- Oct. 18-22-Charleston
- Nov. 15-19-Charleston
- Nov. 29-Dec. 3
Morgantown
- Dec. 13-17-Morganotwn



Contact Linda Whaley or Jessica Douglas for more information.

Env. Health Section Agenda –At a Glance

Environmental Health - Maple

- | | |
|---------------------|---|
| 8:30 am – 10:00 am | Food Allergens - Kris Moore, FDA Retail Food Specialist |
| 10:00 am - 10:30 am | Break and Exhibits |
| 10:30 am - 12:00 pm | Bluestone Dam Planning - Michelle Cochran, RS, Emergency Planner, WVDHHR Center for Threat Preparedness |
| 12:00 pm - 1:30 pm | Luncheon and Business Meeting |
| 1:30 pm - 2:30 pm | Water Well Driller Regulations - Dawn Newell and Scott Rodeheaver, WVDHHR OEHS, Env Engineering Div. |
| 2:30 pm - 3:00 pm | Break and Exhibits |
| 3:00 pm - 4:00 pm | The Hearing Process - Ann Goldberg, WVDHHR BPH Public Health Regulations Director |

Challenge during Inspection of a Food Service Facility And Resulting Court case

(Names have been deleted and replaced with dashes.)

September 15, 2009

To Whom It May Concern:

On September 14, 2009, — visited the — Restaurant.. The — County Health Department received a plan review packet for change of ownership of this facility on July 27, 2009. The visit was to see who the current owners of the facility were, because they may have changed owners without notifying us first for an opening inspection. When we arrived, I asked a waiter if I could speak to the owner. —came out to speak to us, so the change of ownership had not occurred yet. Mr. —-stated that it would happen on September 24th or 25th. While waiting for the owner to come out and speak to us, — noticed numerous critical violations at the —. Because of these violations, we decided to do a full inspection while we were there. While doing my inspection, I was talking to Mr. — about the change of ownership and moving out of —. During our conversation, he patted me on the shoulder and back at least 3 or 4 times. — was in the back of the restaurant looking around at this time. I went and found — and told him that if Mr. — touches me again that I was going to say something to him, so — stayed with me for the rest of the inspection. We found that the walk in cooler was not holding 41 degrees or lower. We started taking internal temperatures of the potentially hazardous foods in the cooler. The last items we checked were two cases of eggs. Mr. — employee, Ms. —, told me that the eggs were delivered the morning of our inspection, so I asked to see the invoice. There was not a time listed on the invoice, so Mir. —employee, Ms. —, told me they were delivered at ten thirty that morning. The food code allows food to be out of temperature for four hours, and after four hours it has to be thrown away. As I explained this to Mr. —, he forcefully grabbed me by my arm and pushed me up against the wall. When he did that I said “If you touch me again” but did not get to finished me sentence because he slammed the walk in cooler door in my face, and I was pinned between the wall and the door. He went in the cooler, grabbed the case of eggs and threw them on the floor and started kicking the eggs around. He then started yelling at me and threatening me saying “I’ll see you out, and I’ll get you.” — said to him that he did not need to be threatening me, and I said that if he continued to act like that, we would call the police. Mr. — went out to the dining room and calmed down. We all sat down to go over the inspection violations, and he started threatening me again. — said to Mr. — again that he did not need to be threatening me, and he stopped. We went over the violations and told him we would be back in 24 hours to do a reinspection.

May 17, 2010

—Restaurant —

On September 14, 2009, at approximately 1:00 pm in the afternoon a restaurant inspection was conducted at — restaurant at —. After the inspection process an accusation of battery and interfering with the health officers duties was lodged against —restaurant by the inspector —. Documented statements by the —employees were submitted to Officer — of the —on September 16, 2009. Charges were brought against Mr. — and a jury trial convened in Magistrate Court in —West Virginia on April 27, 2010. The presiding Magistrate was —and the court Docket number was ___; — vs State of West Virginia. The trial hearing lasted approximately 9 hours with jury selection, opening statements, prosecution testimony from the — County Health Department sanitarians then the defendant’s version of the facts. At the conclusion of the testimony, Magistrate judge —agreed with the defense that interfering with the health officers duties was not a valid claim since the inspection was completed. If the inspection was not completed then interfering or impeding with the health officer would result. As for the count of battery the jury was read instructions and then sent to deliberate a guilty or not guilty decision. The jury at one point asked a question of the court the meaning of battery. The definition of battery was submitted and in a matter of minutes the jury was ready to reconvene. The court assembled and the lead juror announced a guilty verdict for the charge of battery against —. A process of negotiations emerged between the prosecution and defense with involvement of Magistrate — to determine acceptable sentencing for Mr. —. Some suggestions were community service, anger management classes, fines, incarceration, and a probation period. After a lengthy discussion, based the special circumstances of Mr. —, the state prosecution and victim decided on all court costs and a conviction of battery would be sufficient based on Mr. —wanting to appeal the guilty verdict. Magistrate — also added a fine of \$500. After sentencing, the defense attorney told —that Mr. — would like to have an audience outside the court room to speak them. Mr. — bowed, shook hands, and apologized to both —.

OFFICIAL BALLOT

Return in official Ballot envelop to Linda Whaley, WVAS, Rm 313, 350 Capitol Street, Charleston, WV 25301. You must **SIGN** the outside of the envelop in order for the ballot to be counted.

Vice-President:

- 1. Judy Ashcraft

Write In

3 Year Board Member

- 1. Jonathan Graziani

Write In



The newest
SIT's:
Brett Vance
Ryan Pethtel

Donna Gorbey-Michael
Thomas Fultz

Congratulations to all,
and we hope you enjoy
being Sanitarians!

Running for 3 year Board Member :

Jonathan Graziani

I am a Registered Sanitarian currently employed by the MOVHD. I have worked for nearly a decade in Environmental Health. I have also worked in both Jackson and Wayne Counties. Academic accomplishments include a BA degree from Fairmont State College, an AS Degree from the WVU-Parkersburg, majoring in Chemistry, an AS from Washington State Community College (WSCC), majoring in Biology. I graduated Summa Cum Laude from the latter. Also I was awarded the Distinguished Alumni Award and I currently am a member of the WSCC alumni board. My greatest accomplishment in life has been marrying my wife Emelia.



Running for Vice President :

Judy Ashcraft

I've been a sanitarian with the Mid Ohio Valley Health Department for almost two years. In addition, I've also been able to work with the Animal Health committee in conjunction with Threat Preparedness. It is a source of wonder to me that the experience I gained from my previous jobs all come together to give me such a unique perspective on being a Sanitarian. I can't believe at this point in my life that I have a job I love. I'd like the opportunity to bring my enthusiasm and knowledge to the West Virginia Association of Sanitarians.



Members of WVAS,

Thank you for allowing me to serve as President of the West Virginia Association of Sanitarians. It has truly been a pleasure to work with all of you. I sincerely hope that the actions of the Association have benefited you in some way. Also, thank you to the Executive Council for all of your hard work. Best wishes to everyone and please continue to support WVAS.

Sincerely,

Jessica



2010 Interstate Environmental Health Seminar

BY DAVID THORNTON

We just finished up another great Interstate Environmental Health Seminar at the Marina Inn Resort in Myrtle Beach, SC. There were 87 attendees plus exhibitors at the meeting with 8 from West Virginia. We had three speakers from West Virginia – Judy Vallandingham, Christina Mickey and Brandon Lewis. Topics ranged from Meth Lab remediation to Manufactured Home evolution to Food Safety at the Presidential Inauguration and a host of other topics. Evening activities included a picnic at the Myrtle Beach Pelicans Minor League ballgame plus the other activities available around town. You missed it if you weren't one of the 8 from WV. However next year you have the chance to attend the 2011 Interstate Environmental Health Conference much closer to home as it is being held here in West Virginia. The IEHS Committee of the WVAS is already actively pursuing getting it set up. We are having it at the Glade Springs Resort at Daniels WV just outside Beckley. This is a very nice facility and they have given us good room rates so that all can participate. The IEHS will be July 20-22, 2011 so it's not too early to start planning to go. The Executive Planning Committee will be meeting in November to plan the program so if you have any suggested topics you would like to have presented contact Judy Vallandingham or Dave Thornton. The committee always comes up with a very good program for the Seminar. We will have the conference rates for a couple days before and after the conference if you want to spend some extra time to take advantage of the many activities in the area which include Ziplining at the Treetop Canopy Tour, white water rafting, golfing, biking and much more. We will have more details soon at our website at www.wvdhhr.org/wvas/iehs. Come out and join us!



Richard Wheeler is out of the country for another tour of military duty. Please keep Richard and his family in your prayers.

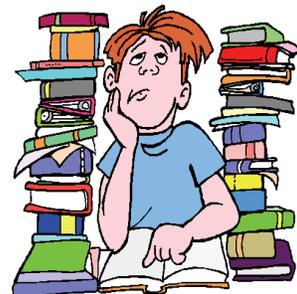
Plans are underway for **Nathan Douglas** to deploy to Kuwait in September. Please keep Nathan, Jessica and his family in your prayers as well.

QuizTime

1. The term "Superfund" refers to what federal regulation?
2. What is the recommended level of illumination for public halls and stairways in multiple dwellings?
3. What insect ranks first in causing disease in man?
4. What protozoan causes the disease "amoebic dysentery"?
5. In domestic water supplies, what two elements cause the most hardness problems?
6. The controlled decay of organic matter in a warm, moist environment by the action of bacteria, fungi and mold is called _____.
7. Sanitary landfills should be located at least ____ feet from streams, lakes, and other bodies of water.
8. What is the most common type of asbestos found in the US today?
9. Convert 2.0 lbs to kg.

Answers to previous Quiz

1. **Salmonella**— Environmental sources include water, soils, animal feces, raw meats and poultry. Acute symptoms are Nausea, vomiting, cramps, fever and headache. Onset time is 6 to 48 hours, symptoms lasting 1 to 2 days. Associated foods are raw meats, poultry, eggs, milk, coconut, cake mixes, and peanut butter.
2. **Listeria**—The bacteria will manifest with meningitis, intrauterine infections in pregnant women and may result in stillbirth or miscarriage. This bacteria will grow at refrigeration temperatures.
3. **Vibrio parahaemolyticus**—Diagnosis is from stool cultures. Infections are associated with consumption of raw, improperly cooked or cooked fish and shellfish.
4. **Ciguatera**—causes a human poisoning when the human consumes tropical marine finfish which have accumulated naturally occurring toxins through their diet. Symptoms usually are combined by gastrointestinal, neurological, and cardiovascular disorders.
5. **Giardia**—causes the most frequent non-bacterial diarrhea in North America.



West Virginia Association
of Sanitarians

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New Baby:

Katie Lynn Keyser born to
Kami and Trey Keyser of
Pendleton Co. on May
23rd.

On the way:

Rodney and Pam Melton
of Cabell-Huntington are
expecting a boy on Novem-
ber 5th.

Quiz Answers

1. CERCLA
2. 10 ftc
3. Mosquitoes
4. Entamoeba histolytica
5. Calcium and Magnesium
6. Composting
7. 200
8. Chrysotile
9. 0.91 kg

ASSOCIATION OFFICERS:

President: Jessica Douglas
Vice-President: Ryan Harbison
Secretary-Treasurer: Linda Whaley
Members at Large:
3 year: Jeff Fowler
2 year: Gail Sowards
1 year: Todd Powroznik
News Editors: Linda Whaley and Jessica Douglas

President Elect: AJ Root
Immediate Past President: David Thornton
Ex. Officio: PHS Director, Brad Cochran

Office of Environmental Health
Public Health Sanitation is now located at
350 Capitol Street, Rm. 313
Charleston, WV 25301
In the old Diamond Building

What is Clarence Christian up to now?

Clarence Christian has made
new friends since he retired.
(Actually, he has been working
part time for Public Health Sani-
tation.) Photo compliments of
Doris Irwin, taken at the Beckley
District July Inservice meeting at
the Raleigh Co. Landfill.

