EXHIBIT A

COMPLAINT NO. 1986-8

THE STATE OF TEXAS
VS.
DAN E. McBRIDE, D.V.M.

BEFORE THE TEXAS STATE
BOARD OF VETERINARY
MEDICAL EXAMINERS

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 15th day of August, 1986, the TEXAS STATE BOARD OF VETERINARY
MEDICAL EXAMINERS, being in regular meeting at the Mariott Hotel in Austin,
Travis County, Texas, such meeting being called for the purpose of hearing
and considering the above numbered and entitled complaint as well as for
consideration of other Board business, and the above entitled and numbered
complaint having been previously scheduled for hearing and Defendant, the
said DAN E. McBRIDE, D.V.M., having been duly notified and the following
members of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being
present, to-wit:

DR. EDWARD S. MURRAY, President
of Spur, TX
DR. ED B. AVERY, Vice-President
of Pearsall, TX
DR. K. D. DURKIS, Secretary
of Stephenville, TX
DR. W. L. "DUB" ANDERSON, Member
of Addison, TX
MR. JIM HUMPHREY, Member
of Henrietta, TX
MR. MIKE LEVI, Member
of Spicewood, TX
DR. MARY E. MAINSTER, Member
of San Antonio, TX
DR. FRANK E. MANN, JR., Member
of Wharton, TX

FINDINGS OF FACT

I.

DAN E. McBRIDE, D.V.M., is a doctor of veterinary medicine, licensed to
practice veterinary medicine in the State of Texas under License 3453 with
offices at Burnet Veterinary Clinic, Inc., Route 2, Box 11-AA, Burnet, Burnet
County, Texas

II.

DAN E. McBRIDE, D.V.M. received notice of this hearing on or about July
17, 1986.

THIS IS TO CERTIFY THAT THIS IS A TRUE AND ACCURATE COPY OF THE ORIGINAL
BOARD ORDERS ON FILE IN THE OFFICES OF THE TEXAS BOARD OF VETERINARY
MEDICAL EXAMINERS.

[Signature]
Jill C. Smith, Administrative Assistant
III.

On or about June 6, 1986, the U. S. Department of Agriculture revoked the veterinary accreditation of DAN E. McBRIEDE, D.V.M. for a period of one year, expiring June 6, 1987.

IV.

The revocation of DR. McBRIEDE's federal accreditation was prompted by the findings that DR. McBRIEDE's failed to bleed all animals indicated on a U.S. Origin Health Certificate for the brucellosis test. DR. McBride signed a U.S. Origin Health Certificate which had not been accurately completed. Further, DR. McBride failed to perform official tests in accordance with regulations and did not fulfill his responsibilities under applicable Federal programs and cooperative programs in accordance with regulations.

CONCLUSIONS OF LAW

I.

DAN E. McBRIEDE, D.V.M. has violated the Rules of Professional Conduct for the veterinary profession, Rule 25, pertaining to the loss of accreditation from the U. S. Department of Agriculture because of a violation of federal brucellosis control regulations.

ORDER

DR. McBRIEDE entered a plea of No Lo Contendre to the charges. The Board voted unanimously to accept the No Contest Plea (attached) and ORDERED that Texas Veterinary License No. 3453, heretofore issued to DAN E. McBRIEDE, D.V.M., by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS be and the same is HEREBY SUSPENDED for a period of two (2) years with the entire period being PROBATED. Further, DR. McBRIEDE is prohibited from performing any acts associated with the U.S.D.A.'s Veterinary Accreditation Program. DR. McBRIEDE is to abide by the laws and rules of the State of Texas.
The above Findings and Orders of the Texas State Board of Veterinary Medical Examiners are ORDERED to be entered as the UNANIMOUS FINDINGS AND ORDERS of the Board, a quorum and a majority of the members of such Board being present and participating in such hearing, deliberations and decision, and such FINDINGS AND ORDERS are made on the 15th day August, 1986, in Austin, Travis County, Texas.

The Secretary of the Board is hereby ordered to prepare the Board's Findings and Orders in appropriate form and submit to the members of the Board for their signatures and to mail a copy of same to the Respondent at his last known address.

Executed this 16th day of August, 1986.

Edward S. Murray, D.V.M., President

August 15, 1986

Date

Ed B. Avery, D.V.M., Vice-President

August 15, 1986

Date

(K. D. Dorris, D.V.M., Secretary)

Date

W. L. "Dub" Anderson, D.V.M., Member

August 15, 1986

Date

Jim F. Humphrey, Member

August 15, 1986

Date

(Not Voting)

Mike Levi

August 15, 1986

Date

Mary E. Mainster, D.V.M., Member

August 15, 1986

Date

Frank E. Mann, Jr., D.V.M., Member

August 15, 1986

Date

(Absent)

Fred K. Soifer, D.V.M., Member
DOCKET NUMBER 1986-8
DAN EDWARD McBRIDE, D.V.M.
LICENSE NUMBER 3453

NEGOTIATED PLEA

This negotiated plea has been entered by agreement between Dr. McBride, his attorney Mr. Bob Armstrong, and the Texas State Board of Veterinary Medical Examiners staff in concurrence with the Board Secretary. It is presented to the Board as a recommendation only. If the Board elects to reject or amend this negotiated plea the defendant, Dr. McBride, will be granted a continuance at his option.

Dr. McBride does not contest the allegations set forth in the Complaint and agrees that, accordingly, the Board may treat the allegations of fact and law as true, which findings shall have the same force and effect as if evidence and argument were presented in support of the allegations, and based thereon, the Board found the allegations to be true. Respondent understands and intends that by so stating, he is not admitting the truth of the allegations, but is merely agreeing that the Board may enter an Order treating the allegations as true without the necessity of receiving evidence in support thereof.

PLEA: No Contest
FINDING: Guilty
RECOMMENDED PENALTY:

1. Veterinary license suspended for period of two years with the entire period being probated.

CONDITIONS:

1. Is not permitted to perform any acts associated with the U.S.D.A. (United States Department of Agriculture) Veterinary Accreditation Program (as defined in the U.S.D.A. Consent Agreement).

2. Abide by the laws and rules of the State of Texas.

Donald B. Wilson, Executive Secretary
TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS

Witness

Dan E. McBride, D.V.M.
COMPLAINT NO. 1986-8

THE STATE OF TEXAS

VS.

DAN E. McBRIEDE, D.V.M.

BEFORE THE TEXAS STATE

BOARD OF VETERINARY

MEDICAL EXAMINERS

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 15th day of August, 1986, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the Mariott Hotel in Austin, Travis County, Texas, such meeting being called for the purpose of hearing and considering the above numbered and entitled complaint as well as for consideration of other Board business, and the above entitled and numbered complaint having been previously scheduled for hearing and Defendant, the said DAN E. McBRIEDE, D.V.M., having been duly notified and the following members of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

DR. EDWARD S. MURRAY, President
DR. ED B. AVERY, Vice-President
DR. K. D. DORRIS, Secretary
DR. W. L. "DUB" ANDERSON, Member
MR. JIM HUMPHREY, Member
MR. MIKE LEVI, Member
DR. MARY E. MAINSTER, Member
DR. FRANK E. MANN, JR., Member

of Spur, TX
of Pearsall, TX
of Stephenville, TX
of Addison, TX
of Henrietta, TX
of Spicewood, TX
of San Antonio, TX
of Wharton, TX

FINDINGS OF FACT

I.

DAN E. McBRIEDE, D.V.M., is a doctor of veterinary medicine, licensed to practice veterinary medicine in the State of Texas under License 3453 with offices at Burnet Veterinary Clinic, Inc., Route 2, Box 11-AA, Burnet, Burnet County, Texas

II.

DAN E. McBRIEDE, D.V.M. received notice of this hearing on or about July 17, 1986.
III.

On or about June 6, 1986, the U. S. Department of Agriculture revoked the veterinary accreditation of DAN E. McBRIEDE, D.V.M. for a period of one year, expiring June 6, 1987.

IV.

The revocation of DR. McBRIDE's federal accreditation was prompted by the findings that DR. McBRIDE's failed to bleed all animals indicated on a U.S. Origin Health Certificate for the brucellosis test. DR. McBride signed a U.S. Origin Health Certificate which had not been accurately completed. Further, DR. McBRIDE failed to perform official tests in accordance with regulations and did not fulfill his responsibilities under applicable Federal programs and cooperative programs in accordance with regulations.

CONCLUSIONS OF LAW

I.

DAN E. McBRIDE, D.V.M. has violated the Rules of Professional Conduct for the veterinary profession, Rule 25, pertaining to the loss of accreditation from the U. S. Department of Agriculture because of a violation of federal brucellosis control regulations.

ORDER

DR. McBRIDE entered a plea of No Lo Contendre to the charges. The Board voted unanimously to accept the No Contest Plea (attached) and ORDERED that Texas Veterinary License No. 3453, heretofore issued to DAN E. McBRIDE, D.V.M., by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS be and the same is HEREBY SUSPENDED for a period of two (2) years with the entire period being PROBATED. Further, DR. McBRIDE is prohibited from performing any acts associated with the U.S.D.A.'s Veterinary Accreditation Program. DR. McBRIDE is to abide by the laws and rules of the State of Texas.
The above Findings and Orders of the Texas State Board of Veterinary Medical Examiners are ORDERED to be entered as the UNANIMOUS FINDINGS AND ORDERS of the Board, a quorum and a majority of the members of such Board being present and participating in such hearing, deliberations and decision, and such FINDINGS AND ORDERS are made on the 15th day August, 1986, in Austin, Travis County, Texas.

The Secretary of the Board is hereby ordered to prepare the Board’s Findings and Orders in appropriate form and submit to the members of the Board for their signatures and to mail a copy of same to the Respondent at his last known address.

Executed this 16th day of August, 1986.

EDWARD S. MURRAY, D.V.M., President

ED B. AVERY, D.V.M., Vice-President

(Recused)

K. D. DORRIS, D.V.M., Secretary

W. L. "DUB" ANDERSON, D.V.M., Member

JIM F. HUMPHREY, Member

(Not Voting)

MIKE LEVI

MARY E. MAINSTER, D.V.M., Member

FRANK E. HANN, JR., D.V.M., Member

(Absent)

FRED K. SOIFER, D.V.M., Member

August 15, 1986

August 15, 1986

August 15, 1986

August 15, 1986

August 15, 1986

August 15, 1986