DOCKETED COMPLAINT NO. 1973-6

TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS

VS

ROBERT DOUGLAS MOONAW, D.V.M.

APPLICANT FOR TEXAS VETERINARY MEDICAL LICENSE 1973

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 12th day of January, A.D. 1974, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the Holiday Inn in Houston, Harris County, Texas, such meeting being called for the purpose of hearing and considering the above numbered and entitled complaint, as well as for the consideration of other business, and the above entitled and numbered complaint having been previously scheduled for hearing and Defendant, the said DR. ROBERT DOUGLAS MOONAW having waived service of citation and accepted service in said cause by sworn instrument dated the 13th day of December, 1973, and the entire membership of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

DR. GORDON S. YEARGAN, JR., President of Gainesville, Texas
DR. JOHN H. WILKINS, JR., Vice President of Greenville, Texas
DR. DAVID J. ANDERSON, Secretary of Fort Worth, Texas
DR. WALLACE H. CARWELL, Member of Elgin, Texas
DR. RICHARD H. HOPSON, Member of Laredo, Texas
DR. ROY A. RIDDELL, Member of Sherman, Texas

whereupon the President of the Board, DR. GORDON S. YEARGAN, JR., ordered the case to proceed at which time it was ascertained that DR. ROBERT DOUGLAS MOONAW was present in person and represented by Counsel, THE HONORABLE JACK WOODS, of College Station, Texas. Whereupon the Board then proceeded to hear the evidence presented by the State, and by the said DR. ROBERT DOUGLAS MOONAW in his behalf. After such hearing the Board went into executive session to consider the evidence and after consideration and delibration of all the evidence that had been presented, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, on the same day, Saturday, January 12, 1974, all of the above members of said Board being present and participating, makes the following findings, to-wit:
FINDINGS OF FACT

1. The Board finds that all statutory requisites to its jurisdiction have been met.
2. That the said DR. ROBERT DOUGLAS MOONAN did on or about May 11, 1972 indecently expose himself to a female.
3. That on or about October 17, 1972, the said DR. ROBERT DOUGLAS MOONAN did make an obscene telephone call.

CONCLUSIONS OF LAW

1. That the act of indecent exposure and the obscene telephone call establish evidence of questionable good moral character hearing upon qualifications for licensure provided by Article 7465a, Section 10 A(1), Vernon's Annotated Texas Statutes.
2. Such facts and conclusions brought out at such hearing justify and require the following orders:

ORDERS OF THE BOARD

It is ORDERED that Texas Veterinary Medical License No. 3448 be issued conditionally to DR. ROBERT DOUGLAS MOONAN but said license be and the same is HEREBY SUSPENDED for a period of TEN (10) YEARS from the date of this order, PROVIDED HOWEVER, that the execution of this order of SUSPENSION be and it is HEREBY STAYED, and the said DR. ROBERT DOUGLAS MOONAN is placed upon PROBATION for a period of TEN (10) YEARS upon the following terms and conditions:

1. The said DR. ROBERT DOUGLAS MOONAN will not engage in any dishonest or illegal practices in/or connected with the practice of veterinary medicine within the State nor violate any of the provisions of Article 7465a, of the Revised Civil Statutes of Texas, or any of the Statutes of Texas or any amendments or amendments thereto pertaining to veterinary medicine.

2. The said DR. ROBERT DOUGLAS MOONAN will observe and abide by each of the Rules of Professional Conduct promulgated by the STATE BOARD OF VETERINARY MEDICAL EXAMINERS of the State of Texas for licensed veterinarians now in effect or placed in effect during the said period of suspension or any part of said period.
3. The said DR. ROBERT DOUGLAS MOOMAW shall file with the Executive Secretary of the STATE BOARD OF VETERINARY MEDICAL EXAMINERS at semi-annual intervals, an affidavit to the effect that he has fully and faithfully complied with the terms and conditions of probation herein imposed. Said affidavits shall be transmitted to the Board offices by Certified United States Mail, Return Receipt Requested. Said affidavits shall be executed by DR. ROBERT DOUGLAS MOOMAW so as to be received in the Board offices on or before the 1st day of January and on or before the 1st day of July of each consecutive calendar year for the period of said probation, the first said affidavit to be received in the Board offices on or before the 1st day of July, 1974.

4. The said DR. ROBERT DOUGLAS MOOMAW will on request and at appropriate intervals authorize his psychiatrist or his psychologist to render to the Board a brief medical narrative as to the present condition of said DR. MOOMAW with respect to his condition and his prognosis as to his continued good moral character.

It is further ORDERED, ADJUDGED and DECREED that upon full compliance with the terms and conditions herein set forth, and upon expiration of the term of probation, the license of the said DR. ROBERT DOUGLAS MOOMAW and the annual renewal certificate then in effect shall be restored to its full privileges, free and clear of the conditional terms of probation herein imposed; PROVIDED HOWEVER, that in the event the said DR. ROBERT DOUGLAS MOOMAW violates or fails to comply with any of the terms or conditions of this order during said period of probation, the Board, upon receipt by it of satisfactory evidence thereof, may forthwith terminate said probation, cancel and revoke and stay of execution and direct that the order of suspension herein made become effective immediately.

MADE the 12th day of January, 1974, and entered the _____ day of February, 1974.

GORDON S. YEAGAN, JR., D.V.M.
President

WALLACE M. CARWELL, D.V.M.
Member

JOHN E. WILLIAMS, JR., D.V.M.
Vice President

BEN W. HOPSON, D.V.M.
Member

R. W. RIDDLE, D.V.M.
Member

DAN J. ANDERSON, D.V.M.
Secretary
DOCKETED COMPLAINT NO. 1973-6

TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS

vs.

ROBERT DOUGLAS MOOMAW, D.V.M.

APPLICANT FOR TEXAS VETERINARY MEDICAL LICENSE

TEXAS LICENSE NO. 3448

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ORDERS OF THE BOARD

On this the 12th day of June, 1978 the Texas State Board of Veterinary Medical Examiners being in regular meeting at the Holiday Inn in College Station, Texas and all members of the Board being present to wit:

DR. WALLACE H. CARDWELL, President of Elgin, Texas
DR. FRANK E. MANN, JR., Vice President of Wharton, Texas
DR. CHARLES W. EDWARDS, JR., Secretary of Fort Worth, Texas
DR. DAN J. ANDERSON, Member of Marfa, Texas
DR. JAMES GANDT, Member of Brownwood, Texas
DR. JOHN E. WILKINS, JR., Member of Greenville, Texas

WHEREUPON, ON ITS OWN MOTION, The Board called for reconsideration the case styled the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS vs. ROBERT DOUGLAS MOOMAW, D.V.M., License Number 3448, issued 1/12/74, having been docketed as Complaint No. 1973-6:

Following consideration of the Findings of Fact, Conclusions of Law and Orders of the Board in which Order the Board suspended the license of the said ROBERT DOUGLAS MOOMAW for a period of ten years from the date of the Order and STAYED said order of suspension and placed the said ROBERT DOUGLAS MOOMAW on PROBATION:

Following a consideration of all evidence which necessitated the entry of said orders, the annual reports submitted as required thereby, the following Order is JUSTIFIED and required:

Upon a unanimous affirmative vote the ORDER OF SUSPENSION AND PROBATION IS IN ALL THINGS SET ASIDE and is of no further force and effect and the license and current license renewal of the said ROBERT DOUGLAS MOOMAW is hereby reinstated to its full privileges free and clear of all terms of the Order and conditions contained therein.

ENTERED THIS THE 17TH DAY OF OCTOBER, 1978

WALLACE H. CARDWELL

DAN J. ANDERSON, D.V.M.

President

Member

FRANK E. MANN, JR., D.V.M.

JAMES GANDT, D.V.M.

Vice President

Member

CHARLES W. EDWARDS, JR., D.V.M.

JOHN E. WILKINS, JR., D.V.M.

Secretary

Member
THE STATE OF TEXAS
COUNTY OF TRAVIS

BEFORE ME, a Notary Public in and for Travis County, Texas, on this day personally appeared BUDDY L. TODD, who after being by me duly sworn upon oath deposes and says that:

The said BUDDY L. TODD, being an employee of the Texas State Board of Veterinary Medical Examiners, did in the course of his employment make certain investigations into the qualification of one Robert Douglas Moomaw for issuance to him of a Texas Veterinary Medical License, and in the course of said investigation it has come to the attention of the said BUDDY L. TODD, that on or about the dates hereinafter specified that the said Robert Douglas Moomaw, D.V.M., did commit one or more of the following acts, which bear upon his good moral character as prescribed in Article 7465a of the Civil Statutes of Texas (V.A.T.S.) and within the contemplation of Section 10(a)(1) of said statute, as follows, to-wit:

That on or about the 11th day of May, 1971, the said Robert Douglas Moomaw indecently exposed himself to a female person in Brazos County, Texas.

That on or about the 17th day of October, 1972, the said Robert Douglas Moomaw made an obscene telephone call to a female person in Brazos County, Texas; both of said occurrences bearing upon the good moral character and qualification of the said Robert Douglas Moomaw for licensure as a veterinarian by the Texas State Board of Veterinary Medical Examiners.

The above complaint consisting of two (2) counts, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners this the 27th day of November, 1973.

[Signature]

BUDDY L. TODD
THE STATE OF TEXAS
COUNTY OF TRAVIS

SWORN AND SUBSCRIBED TO BEFORE ME BY BUDDY L. TODD,
this the 27th day of November, 1973, to certify
which witness my hand and seal of office.

[Signature]
Notary Public in and for
Travis County, Texas