TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS  
333 Guadalupe, Suite 2-330  
Austin, Texas 78701-3998  

DOCKET NUMBER 1996-23  
JERRY E. SLOAN, DVM  
LICENSE NUMBER 7802  

AGREED ORDER  

This agreed order has been entered between Dr. Jerry Sloan and Ron Allen, the Executive Director of the Texas State Board of Veterinary Medical Examiners, 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 agreed order, Dr. Sloan will be granted a continuance at his option.

Dr. Sloan does not contest the allegations set forth in the Complaint, attached as Exhibit "A" and incorporated herein for all purposes, and agrees that: (1) the Board may treat the allegations of fact and law as true; and (2) the findings shall have the same force and effect as if evidence and argument were presented in support of the allegations. 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.

SUMMARY OF CHARGES:  

Dr. Sloan violated the Veterinary Licensing Act, article 8890, Section 14 (a) (11) (performing or prescribing an unnecessary or unauthorized treatment) and Section 14 (a) (5) of the Veterinary Licensing Act, article 8890, by de-clawing a cat without authorization.

RECOMMENDED DISCIPLINARY ACTION:  

Official Reprimand.

CONDITIONS:  

Agree to abide by the Rules of Professional Conduct, Texas Veterinary Licensing Act and the Laws of the State of Texas and the United States.

JERRY E. SLOAN, DVM  
8/15/96  

RON ALLEN, Executive Director  
8/12/96  

TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS  

3/29/96
The foregoing Agreed Order, entered into between Dr. Jerry Sloan, the Board Secretary, and the Board's Executive Staff, and having been presented to the Texas State Board of Veterinary Medical Examiners as a No Contest Plea, was accepted by the Board, and the Board, on the 3rd day of October, 1996, ordered that all penalties and conditions as stated therein be complied with the same as if evidence had been heard and Findings and Orders issued.

Executed this the 3rd day of October, 1996.

John A. Wood, D.V.M., President

James N. Gomez, D.V.M., Vice-President

RECUSED
Michael J. McCulloch, D.V.M., Secretary

Howard Head, D.V.M., Member

Robert Hughes, Jr., D.V.M., Member

D. Carter King, D.V.M., Member

Sharon O. Matthews, Member

Jean McFaddin, Member

Joyce G. Schiff, Member
DOCKETED COMPLAINT NO. 1996-23

TEXAS STATE BOARD OF VETERINARY § TEXAS VETERINARY MEDICAL
MEDICAL EXAMINERS § LICENSE NO. 7802
vs.
§ 1996 RENEWAL CERTIFICATE
JERRY EDWIN SLOAN, DVM § NUMBER 4132

COMPLAINT AFFIDAVIT

Before me, the undersigned authority, a Notary Public in and for Texas, on this day personally appeared Charles Adkins, who after being duly sworn, did depose and say:

On or about June 28, 1995, Charles Adkins, being an employee of the Texas State Board of Veterinary Medical Examiners, did in the course of such employment, make certain investigations into the professional conduct of one Jerry E. Sloan, D.V.M., 3412 West University, Odessa, Texas, 79764, Veterinary License Number 7802, 1996 Renewal Certificate Number 4132, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas State Board of Veterinary Medical Examiners, I, Charles Adkins, do hereby present the following complaint against Jerry E. Sloan, D.V.M.

I.

On or about December 19, 1995, Ms. Ester Sofge, Odessa, Texas, took her cat "Easy" a nine month old male, yellow and white short haired cat, to Dr. Jerry E. Sloan, Angel Veterinary Clinic, Odessa, Texas, for neutering.

II.

On or about December 19, 1995, at approximately 10:30 a.m., Dr. Sloan asked a technician to bring in the cat that was to be neutered and de-clawed. The technician was advised by Dr. Sloan that there were two yellow and white cats in the kennel for surgery.

III.

The technician and Dr. Sloan failed to check the neck band against the surgical board to fully identify the correct animal for surgery. After neutering and removing the front claws, Dr. Sloan noticed that the neck band read "Sofge" and that he had de-clawed the wrong cat.

IV.

On or about December 19, 1995, Dr. Sloan advised Mrs. Sofge of the error and the facts and circumstances relating to the surgery.
V.

Dr. Sloan violated the Veterinary Licensing Act, article 8890, Section 14 (a) (11) (performing or prescribing an unnecessary or unauthorized treatment) and Section 14 (a) (5) of the Veterinary Licensing Act, article 8890, by de-clawing a cat without authorization.

ARTICLE 8890, SECTION 14

(a) ... the Board may revoke or suspend a license, impose a civil penalty, place a person whose license has been suspended on probation, or reprimand a licensee ... if it finds that a licensee:

(5) has engaged in practices or conduct in connection with the practice of veterinary medicine which are violative of the standards of professional conduct as duly promulgated by the Board in accordance with the law;

(11) has performed or prescribed unnecessary or unauthorized treatment;

The foregoing complaint is submitted to the Secretary of the Texas Board of Veterinary Medical Examiners on this the 5th day of August 1996.

Further, Affiant sayeth not.

Charles Adkins, Affiant

SUBSCRIBED and SWORN TO before me by the said Charles Adkins this the 5th day of August 1996.

Mike Carroll, Notary Public in and for Texas

The foregoing Complaint is hereby filed and docketed with the Texas State Board of Veterinary Medical Examiners and styled Texas State Board of Veterinary Medical Examiners vs. Jerry Sloan, D.V.M. under Docketed Number 1996-23 this the 5th day of August 1996.

Michael J. McCulloch, D.V.M., Board Secretary
Texas State Board of Veterinary Medical Examiners