TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS

VS

DOCTOR PAUL M. TURMAN

TEXAS VETERINARY MEDICAL LICENSE NUMBER 519
TEXAS VETERINARY MEDICAL RENEWAL CERTIFICATE (1970) NUMBER 561

FINDINGS AND ORDERS OF THE BOARD

On the 11th day of January, A.D. 1971, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the Sheraton Crest Inn 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 the consideration of other business, and the above entitled and numbered complaint having been previously scheduled for hearing and Defendant, the said DR. PAUL M. TURMAN, having waived service of citation and accepted service in said cause by sworn instrument dated the 29th day of December, 1970, and the entire membership of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present to-wit:

DR. RICHARD M. BOTARD, President of Kingsville, Texas
DR. GERALD W. PARKER, Vice-President of San Antonio, Texas
DR. KENTON R. FICKES, Secretary of Houston, Texas
DR. EARL D. WADDELL, Member of Houston, Texas
DR. ROY A. RIDDLES, Member of Sherman, Texas
DR. CORDON S. YEARGAN, JR., Member of Gainesville, Texas

whereupon the President of the Board, DR. RICHARD M. BOTARD, ordered the case to proceed at which time it was ascertained that DR. PAUL M. TURMAN was present in person. Whereupon the Board then proceeded to hear the evidence presented by the State, and by the said DR. PAUL M. TURMAN, in his behalf. After such hearing the Board went into executive session to consider the evidence and after consideration and deliberation of all the evidence that had been presented, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, on the same day, Monday, January 11, 1971, all of the above members of said Board being present and participating, makes the following findings, to-wit:
FINDINGS

1. The Board finds that all statutory requisites to its jurisdiction have been met.

2. The Board is of the opinion that the charges contained in the complaint are true and finds that the said DR. PAUL M. TURMAN, Texas Veterinary Medical Licensee Number 519, 1970-71 Renewal Certificate No. 561 is guilty of dishonest or illegal practices in/or connected with the practice of veterinary medicine in that on or about March 8, 1970 the said DR. PAUL M. TURMAN did issue Official Texas Health Certificates for shipment of cattle from Tyler, Smith County, Texas to Troy, Tennessee, which Certificates certified compliance with State and Federal regulations when in fact said regulations had not been complied with, as charged in said complaint, which complaint is by reference incorporated herein and by such reference is made a part hereof as fully and completely as if here set forth verbatim.

The Board finds that the facts brought out at such hearing justify and require the following orders:

ORDERS

It is ACCORDINGLY, ORDERED, ADJUDGED and DECREED that Texas Veterinary Medical License No. 519 and 1970-71 Renewal Certificate No. 561 heretofore issued by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS to DR. PAUL M. TURMAN be and the same are HEREBY SUSPENDED FOR A PERIOD OF THREE (3) MONTHS 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. PAUL M. TURMAN is placed upon PROBATION for a period of THREE (3) MONTHS upon the following terms and conditions:

1. The said DR. PAUL M. TURMAN 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 conditions or amendments thereto pertaining to veterinary medicine.
2. The said DR. PAUL M. TURMAN 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 said period of suspension or any part of said period.

3. The said DR. PAUL M. TURMAN shall file with the Executive Secretary of the STATE BOARD OF VETERINARY MEDICAL EXAMINERS an affidavit to the effect that he has fully and faithfully complied with the terms and conditions of probation herein imposed. Said affidavit shall be transmitted to the Board offices by Certified United States mail return receipt requested. Said affidavit shall be executed by DR. PAUL M. TURMAN so as to be received in the Board offices on or before the 10th day of March, 1971.

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. PAUL M. TURMAN and the annual renewal certificate then in effect shall be restored to its full privileges, free and clear of the terms of probation herein imposed; PROVIDED HOWEVER, that in the event the said DR. PAUL M. TURMAN 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 said stay of execution and direct that the order of suspension herein made become effective immediately.


DR. RICHARD H. NOTARD, President

DR. KENTON R. PICKLE, Member

DR. ROY A. RIDDELS, Member

DR. EARL D. WADDELL, Secretary

DR. GORDON S. TEAGAN, Jr., Member
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 professional conduct of one DR. PAUL M. TURMAN, Texas Veterinary Medical License No. 519, 1970-71 Renewal Certificate No. 561, a practitioner of veterinary medicine in the State of Texas, 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 DR. PAUL M. TURMAN did commit one or more of the following acts, and/or omissions, or a combination thereof or all of same said acts and/or omissions being in violation of Article 7465a of the Civil Statutes of Texas (V. A. T. S.) and within the contemplation of Section 14 and 15 of said statute, as follows, to-wit:

1. That on or about March 8, 1970 the said DR. PAUL M. TURMAN did issue Official Texas Health Certificates numbers 30356, 30358, 30360, 30364, and 30365 for the shipment of approximately 137 cattle from Tyler, Smith County, Texas to Troy, Tennessee. Said Official Health Certificates signed by DR. PAUL M. TURMAN certified that the 137 animals were free from evidence of communicable disease and exposure thereto when in fact 7 known reactors to the official Brucellosis test as shown by a blood test conducted by said DR. TURMAN were removed prior to the issuance of said Official Health Certificates and prior to shipment.

The above complaint consisting of one (1) count, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners this the 28th day of December, A.D., 1970.

BUDDY L. TODD

THE STATE OF TEXAS
COUNTY OF TRAVIS

SWORN AND SUBSCRIBED TO BEFORE ME by BUDDY L. TODD, this the 28th day of December, A.D., 1970, to certify which witness my hand and seal of office.