

IN AND FOR THE STATE OF TEXAS

IN THE MATTER OF REINSTATEMENT CONTROLLED SUBSTANCES CERTIFICATES

ISSUED TO OF HERBERT K. CORUM. D.V.M.

LICENSE NUMBER 1563

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 12th day of June, 1992, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at 1946 South IH-35, Austin, Travis County, Texas, to determine whether cause exists under Article 8890, Revised Civil Statutes of Texas, to approve reinstatement of the Controlled Substances Registration Certificates of Herbert K. Corum, D.V.M. The Respondent, Herbert K. Corum, D.V.M., was notified of the date for the Board's consideration of the his petition. The following persons were present:

Dr. Guy A. Sheppard, President	Of San Angelo, Tx
Mr. Clark S. Willingham, Vice-President	Of Dallas, Tx
Dr. Larry M. Dubuisson, Secretary	Of Kerrville, Tx
Mrs. Olivia R. Eudaly, Member	Of Fort Worth, Tx
Dr. James N. Gomez, Member	Of Brownsville, Tx
Dr. Al F. Hopkins, Jr., Member	Of Dallas, Tx
Dr. Robert D. Lewis, Member	Of Elgin, Tx
Mrs. Joyce G. Schiff, Member	Of Dallas, Tx
Dr. John A. Wood, Member	Of Lufkin, Tx

The Texas State Board of Veterinary Medical Examiners was represented by Chris Maczka, Assistant Attorney General. The Respondent was present but was not represented by legal counsel. Testimony was received by the Board, and as a result thereof, the Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

I.

HERBERT K. CORUM, D.V.M., hereinafter referred to as "Respondent" is a doctor of veterinary medicine, licensed to practice veterinary medicine in the State of Texas under License Number 1563, and 1992 Renewal Certificate Number 3730.

II.

Respondent's license to practice veterinary medicine was revoked by Board Order dated May 3, 1981, for prescribing Controlled Substances without possessing a Controlled Substances Certificate from the U.S. Drug Enforcement Administration or the Texas Dept. of Public Safety.

III.

Respondent petitioned the Board for reinstatement of his license in May, 1986.

V.

Respondent's license was reinstated with the following stipulations:

1. That Respondent successfully complete the December, 1986 examination for licensure.
2. That Respondent be prohibited from using any scheduled narcotics.
3. That Respondent follow the provisions of his parole.
4. That Respondent's license would be suspended and probated for a period to run concurrently with his parole and an additional five (5) years following termination of his parole, said probation to commence following successful completion of the examination.

V.

Respondent currently utilizes substances in his practice which, will require Registration Certificates in the near future.

CONCLUSIONS OF LAW

I.

Neither Article 6252-13a, Texas Revised Civil Statutes, Annotated, nor Article 8890, Texas Revised Civil Statutes, Annotated, requires that the Board provide Respondent with a hearing on his Petition for Reinstatement.

II.

Respondent, by submitting a Petition for Reinstatement, requested and consented to the Board's exercise of jurisdiction over his petition.

ORDERS

It is therefore agreed that Herbert K. Corum, D.V.M. may seek reinstatement of his U.S. Drug Enforcement Administration and/or Texas Department of Public Safety Controlled Substances Registration Certificates, based on the following conditions:

1. Herbert K. Corum, D.V.M. and his present employer Gordon E. Davis, D.V.M., License Number 1332, agree to make semi-annual reports to the Texas Board of Veterinary Medical Examiners stating all controlled substances purchased by

Dr. Davis, Dr. Corum and/or any future employee of the Davis Veterinary Clinic. Further it is agreed that the semi-annual reports, will include appropriate copies of pages from the drug inventory journal, showing the disposition of the drugs purchased.

2. The semi-annual reports will be submitted to the Board as long as Dr. Corum holds a DPS and/or DEA Controlled Substances Registration Certificate.
3. Dr. Corum agrees to inform any future employers of this Order and obtain their consent to this Agreement.
4. Violation of this Agreed Order will be grounds for the Texas State Board of Veterinary Medical Examiners to take disciplinary action against Herbert K. Corum, D.V.M., License No. 1563.

It is further ORDERED that each Finding of Fact found herein is adopted as a Conclusion of Law, and each Conclusion of Law is adopted as a Finding of Fact.

The foregoing Findings and Orders of the Texas Board of Veterinary Medical Examiners are ORDERED to be entered as the 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 12th day of June, 1992, in Austin, Travis County, Texas.

The foregoing Findings, Conclusions and Orders have been agreed to by Herbert K. Corum, D.V.M., and Gordon E. Davis, D.V.M. This is attested to by their signature below:

Herbert K. Corum D.V.M.
Herbert K. Corum, D.V.M.

8-12-92
Date

Gordon E. Davis D.V.M.
Gordon E. Davis, D.V.M.

8-12-92
Date

As Executive Director of the Board I have been directed to prepare the Board's Findings and Orders in appropriate format and submit a copy of same to you.

Executed this 29th day of July, 1992.

Buddy Matthijetz
BUDDY MATTHIJETZ, Executive Director
Texas Board of Veterinary Medical Examiners

BEFORE THE BOARD OF VETERINARY MEDICAL EXAMINERS

IN AND FOR THE STATE OF TEXAS

IN THE MATTER OF REINSTATEMENT CONTROLLED SUBSTANCES CERTIFICATES

ISSUED TO OF HERBERT K. CORUM. D.V.M.

LICENSE NUMBER 1563

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 12th day of June, 1992, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at 1946 South IH-35, Austin, Travis County, Texas, to determine whether cause exists under Article 8890, Revised Civil Statutes of Texas, to approve reinstatement of the Controlled Substances Registration Certificates of Herbert K. Corum, D.V.M. The Respondent, Herbert K. Corum, D.V.M., was notified of the date for the Board's consideration of the his petition. The following persons were present:

Dr. Guy A. Sheppard, President	Of San Angelo, Tx
Mr. Clark S. Willingham, Vice-President	Of Dallas, Tx
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Mrs. Olivia R. Eudaly, Member	Of Fort Worth, Tx
Dr. James N. Gomez, Member	Of Brownsville, Tx
Dr. Al F. Hopkins, Jr., Member	Of Dallas, Tx
Dr. Robert D. Lewis, Member	Of Elgin, Tx
Mrs. Joyce G. Schiff, Member	Of Dallas, Tx
Dr. John A. Wood, Member	Of Lufkin, Tx

The Texas State Board of Veterinary Medical Examiners was represented by Chris Maczka, Assistant Attorney General. The Respondent was present but was not represented by legal counsel. Testimony was received by the Board, and as a result thereof, the Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

I.

HERBERT K. CORUM, D.V.M., hereinafter referred to as "Respondent" is a doctor of veterinary medicine, licensed to practice veterinary medicine in the State of Texas under License Number 1563, and 1992 Renewal Certificate Number 3730.

II.

Respondent's license to practice veterinary medicine was revoked by Board Order dated May 3, 1981, for prescribing Controlled Substances without possessing a Controlled Substances Certificate from the U.S. Drug Enforcement Administration or the Texas Dept. of Public Safety.

III.

Respondent petitioned the Board for reinstatement of his license in May, 1986.

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Respondent's license was reinstated with the following stipulations:

1. That Respondent successfully complete the December, 1986 examination for licensure.
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4. That Respondent's license would be suspended and probated for a period to run concurrently with his parole and an additional five (5) years following termination of his parole, said probation to commence following successful completion of the examination.

V.

Respondent currently utilizes substances in his practice which, will require Registration Certificates in the near future.

CONCLUSIONS OF LAW

I.

Neither Article 6252-13a, Texas Revised Civil Statutes, Annotated, nor Article 8890, Texas Revised Civil Statutes, Annotated, requires that the Board provide Respondent with a hearing on his Petition for Reinstatement.

II.

Respondent, by submitting a Petition for Reinstatement, requested and consented to the Board's exercise of jurisdiction over his petition.

ORDERS

It is therefore agreed that Herbert K. Corum, D.V.M. may seek reinstatement of his U.S. Drug Enforcement Administration and/or Texas Department of Public Safety Controlled Substances Registration Certificates, based on the following conditions:

1. Herbert K. Corum, D.V.M. and his present employer Gordon E. Davis, D.V.M., License Number 1332, agree to make semi-annual reports to the Texas Board of Veterinary Medical Examiners stating all controlled substances purchased by

Dr. Davis, Dr. Corum and/or any future employee of the Davis Veterinary Clinic. Further it is agreed that the semi-annual reports, will include appropriate copies of pages from the drug inventory journal, showing the disposition of the drugs purchased.

2. The semi-annual reports will be submitted to the Board as long as Dr. Corum holds a DPS and/or DEA Controlled Substances Registration Certificate.
3. Dr. Corum agrees to inform any future employers of this Order and obtain their consent to this Agreement.
4. Violation of this Agreed Order will be grounds for the Texas State Board of Veterinary Medical Examiners to take disciplinary action against Herbert K. Corum, D.V.M., License No. 1563.

It is further ORDERED that each Finding of Fact found herein is adopted as a Conclusion of Law, and each Conclusion of Law is adopted as a Finding of Fact.

The foregoing Findings and Orders of the Texas Board of Veterinary Medical Examiners are ORDERED to be entered as the 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 12th day of June, 1992, in Austin, Travis County, Texas.

The foregoing Findings, Conclusions and Orders have been agreed to by Herbert K. Corum, D.V.M., and Gordon E. Davis, D.V.M. This is attested to by their signature below:

Herbert K. Corum D.V.M.
Herbert K. Corum, D.V.M.

8-12-92
Date

Gordon E. Davis D.V.M.
Gordon E. Davis, D.V.M.

8-12-92
Date

As Executive Director of the Board I have been directed to prepare the Board's Findings and Orders in appropriate format and submit a copy of same to you.

Executed this 29th day of July, 1992.

Buddy Matthijetz
BUDDY MATTHIJETZ, Executive Director
Texas Board of Veterinary Medical Examiners

DOCKETED COMPLAINT NUMBER 1981-1

TEXAS STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

VS.

HERBERT K. CORUM, D.V.M.

TEXAS VETERINARY
MEDICAL LICENSE NUMBER 1563
TEXAS VETERINARY MEDICAL
RENEWAL CERTIFICATE (1981)
NUMBER 2074

On the 3rd day of May, A.D. 1981, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in a regular meeting at the La Quinta Inn in College Station, Brazos County, Texas, such meeting being called for the purpose of hearing and considering the above numbered and captioned complaint, as well as for the consideration of other Board business, and the above entitled and numbered complaint having been previously scheduled for hearing, Respondent, DR. HERBERT K. CORUM, having been serviced with citation and notice the 15th day of April, A.D. 1981, and the entire membership of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

DR. JOHN E. WILKINS, JR., President	of Greenville, Texas
DR. DAN J. ANDERSON, Vice-President	of Fort Worth, Texas
DR. DEMARIOUS K. FREY, Secretary	of Corpus Christi, Texas
DR. FRANK E. MANN, JR., Member	of Wharton, Texas
DR. EDWARD S. MURRAY, Member	of Spur, Texas
DR. BILLY R. TRIMMIER, Member	of San Antonio, Texas

At 2:30 p.m., the appointed hour, the President of the Board, DR. JOHN E. WILKINS, JR., ordered the case to proceed. DR. HERBERT K. CORUM was not present in the meeting room or on the premises at that time, nor was legal counsel for DR. CORUM present. The Board then heard evidence presented by the State. Following such hearing the Board proceeded to consider the evidence and after due consideration and deliberation of all of the evidence that had been presented, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on the same day, Sunday, May 3, 1981, 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.

5. That on March 14, 1980, DR. HERBERT K. CORUM did surrender his Texas Controlled Substances Permit to prescribe Schedules II, IIIn, III, IIIIn drugs to the Department of Public Safety, Austin, Texas.

6. That on April 15, 1980, DR. HERBERT K. CORUM did write a prescription for 60, 2mg Dilaudid tablets and presented same to MR. ALBERT HUDSON, a licensed pharmacist and that MR. HUDSON did fill said prescription for Dilaudid and gave said Dilaudid to DR. HERBERT K. CORUM.

7. That said Dilaudid (Hydromorphone) is a Schedule II drug as prescribed by the Federal Controlled Substances Act, 21 USC 801.

CONCLUSIONS OF LAW

1. That prescribing a Schedule II Controlled Substance without a Controlled Substances Registration Certificate from the United States Department of Justice, Drug Enforcement Administration or a Texas Controlled Substances Permit, is a violation of Article 7465a, Section 14(c), V.A.T.S.

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

ORDERS OF THE BOARD

It is hereby ORDERED that Texas Veterinary License Number 1563 and 1981 Renewal Certificate Number 2074 heretofore issued to DR. HERBERT K. CORUM, by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS be and the same is HEREBY REVOKED on this the 3rd day of May, 1981, and the said DR. HERBERT K. CORUM shall not hereafter practice veterinary medicine in the State of Texas.


The Board finds that an imminent peril to the public health, safety, or welfare requires immediate effect of this Order.

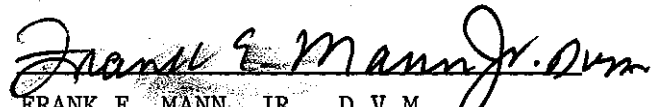
It is further ORDERED that the said DR. HERBERT K. CORUM shall forthwith return the aforesaid license and renewal certificate to practice veterinary medicine to the Board office at 603 Old Capital National Bank Building, Austin, Texas 78701 by Certified Mail, Return Receipt Requested.

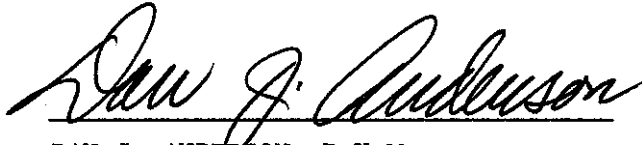
The above findings and orders of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS are entered as the order of the Board by a unanimous vote of the members of the Board who were present and participating in such hearing, deliberation, and decision, and such findings and orders are hereby made on this the 3rd day of May, 1981, at College Station, Brazos County, Texas.

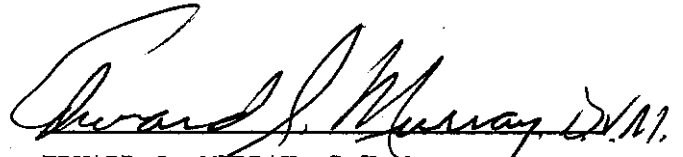
The Executive Secretary of the Board is ORDERED to prepare the Board's findings and orders in appropriate form and submit the same to the members of the Board for their signature and to transmit a copy to the said DR. HERBERT


MADE and ENTERED the 3rd day of May, 1981.



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


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


DAN J. ANDERSON, D.V.M.
Vice-President


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


DEMARIOUS K. FREY, D.V.M.
Secretary


BILLY R. TRIMMIER, D.V.M.
Member

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

BEFORE ME, the undersigned authority, on this day personally appeared ERNIE M. CARROLL, who after being by me duly sworn upon oath, deposes and states as follows:

That the said ERNIE M. CARROLL, 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. HERBERT K. CORUM, Texas Veterinary License No. 1563, a practitioner of veterinary medicine in the State of Texas. In the course of this investigation it has come to the attention of ERNIE M. CARROLL and he believes and hereby alleges that on or about the dates hereinafter specified that DR. HERBERT K. CORUM engaged in the dishonest and/or illegal practice of veterinary medicine, has engaged in the practices or conduct in connection with the practice of veterinary medicine which are violative of the Rules of Professional Conduct as duly promulgated by the Board in accordance with law, and has violated a written agreement with the Texas State Board of Veterinary Medical Examiners dated February 28, 1980, a copy is attached hereto and made apart hereof for all intents and purposes and marked as "Exhibit A".

On February 28, 1980, DR. HERBERT K. CORUM did agree with the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS not to possess, administer, or prescribe Schedule II, IIIn, III, or IIIIn controlled substances and that he would surrender his DEA permit regarding these categories of drugs. On March 13, 1980 DR. HERBERT K. CORUM did relinquish his Controlled Substances Registration Certificate to the United States Department of Justice, Drug Enforcement Administration.

That on February 28, 1980, DR. HERBERT K. CORUM entered into an agreement with the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS in which DR. HERBERT K. CORUM agreed to the following conditions:

"You shall not possess, administer, or prescribe Schedule II, IIIn, III or IIIIn controlled substances, either for yourself or any member of your family or in your practice of veterinary medicine, either in your name or in the name of any other doctor of veterinary medicine. You must surrender your Controlled Substances and DEA Permits for reissuance, restricted to schedules IV and V on or before March 15, 1980. If you wish to forward these permits to the Board office we shall see that they are reissued."

"You shall comply with all of the provisions of Article 7465a, (The Veterinary Licensing Act) as well as the Rules of Professional Conduct adopted by this Board."

"You shall not violate any of the provisions of the Texas Controlled Substances Act, nor federal law regarding controlled substances; and, you shall not be found guilty of any felony or any misdemeanor involving moral turpitude."

By his act of prescribing dilaudid, a schedule II drug, after surrendering his DEA Permit to prescribe a schedule II drug, DR. HERBERT K. CORUM violated the Texas Controlled Substances Act, Article 4476-15, V.A.T.S. and Federal Controlled Substances Act, 21 U.S.C. 801. In addition, DR. HERBERT K. CORUM, by his act of prescribing the drug dilaudid after surrendering his license to prescribe the same, violated his agreement with the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, and in addition violated the provisions of Article 7465a, Section 14a(c).

The above complaint is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners at the Board offices in Austin, Travis County, Texas on this 20TH day of March, 1981.



ERNIE M. CARROLL

THE STATE OF TEXAS X
COUNTY OF TRAVIS X

SWORN TO AND SUBSCRIBED BEFORE ME by ERNIE M. CARROLL, this the 20th day of March, 1981, to certify which witness my hand and seal of office.