

TEXAS STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

TEXAS VETERINARY MEDICAL
LICENSE NUMBER 1718

VS

TEXAS VETERINARY MEDICAL
RENEWAL CERTIFICATE (1959)
NUMBER 880

DOCTOR CHARLES DELBERT DAVIS

FINDINGS AND ORDERS OF THE BOARD

On this the 19th day of October, A.D., 1959, the Texas State Board of Veterinary Medical Examiners being in regular meeting at the Windsor Hotel in Abilene, Taylor 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 the said Dr. CHARLES DELBERT DAVIS having waived service of citation and accepted service in said cause by sworn instrument dated the 28th day of September, 1959, and a quorum of the members of the Texas State Board of Veterinary Medical Examiners being present, to-wit:

Dr. CHARLES A. THOMPSON, President	of Dalhart, Texas
Dr. J. W. MCCOY, Vice-President	of Paris, Texas
Dr. BILLIE C. ROBERSON, Secretary	of Abilene, Texas
Dr. EDWARD D. DWELLE, Member	of Alice, Texas
Dr. RAYMOND HANDER, Member	of Wichita Falls, Texas
Dr. G. D. STALLWORTH, Member	of Austin, Texas

whereupon the President of the Board, Dr. CHARLES A. THOMPSON, ordered the case to proceed at which time it was ascertained that Dr. CHARLES DELBERT DAVIS was present in person. The Board then proceeded to hear all the evidence presented by the State and by the said Dr. CHARLES DELBERT DAVIS. 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, October 19, 1959, all of the above members of said Board being present and participating, made 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 find that the said Dr. CHARLES DELBERT DAVIS, holder of Texas Veterinary Medical License No. 1718 and 1959 Renewal Certificate No. 880 is guilty of dishonest or illegal practices in or connected with the practice of veterinary medicine in violation of Section 14 of Article 7465-a of Vernon's Annotated Civil Statutes of Texas 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. 1718 and 1959 Renewal Certificate No. 880 heretofore issued by the Texas State Board of Veterinary Medical Examiners to Dr. CHARLES DELBERT DAVIS be and the same are HEREBY SUSPENDED for a period of ONE (1) year from and after the date of entry of this order, PROVIDED HOWEVER, that the execution of this order of suspension be and it is HEREBY STAYED, and the said Dr. CHARLES DELBERT DAVIS is placed upon PROBATION for a period of ONE (1) year upon the following terms and conditions:

1. The said Dr. CHARLES DELBERT DAVIS will not engage in any dishonest or illegal practices in or connected with the practice of veterinary medicine within the state.

2. The said Dr. CHARLES DELBERT DAVIS 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 in effect during said period of suspension or any part of said period.

3. The said Dr. CHARLES DELBERT DAVIS shall file with the Executive Secretary of the State Board of Veterinary Medical Examiners at quarterly intervals, 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 affidavits shall be executed by the said Dr. CHARLES DELBERT DAVIS on or before the 25th day of January, 1960, the 25th day of April, 1960, the 25th day of June, 1960, and the 19th day of October, 1960.

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. CHARLES DELBERT DAVIS 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. CHARLES DELBERT DAVIS 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.

Entered this the 19th day of October, A.D., 1959.

Charles A. Thompson
Dr. CHARLES A. THOMPSON, President

Edward D. Dwelle
Dr. EDWARD D. DWELLE, Member

J. W. McCoy
Dr. J. W. MCCOY, Vice-President

Raymond Hander
Dr. RAYMOND HANDER, Member

Billie C. Roberson
Dr. BILLIE C. ROBERSON, Secretary

G. D. Stalworth
Dr. G. D. STALWORTH, Member

STATE OF TEXAS

COUNTY OF TRAVIS

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

The said IVAN C. SMITH, 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. CHARLES DELBERT DAVIS, Texas Veterinary Medical License No. 1718, 1959 Renewal Certificate No. 880, a practitioner of veterinary medicine in the State of Texas, and in the course of said investigations it has come to the attention of the said IVAN C. SMITH and he believes and here alleges that on or about the dates hereinafter specified the said DR. CHARLES DELBERT DAVIS has engaged in dishonest and/or illegal practices in or connected with the practice of veterinary medicine within the contemplation of Sections 14 and 15 of Article 7465-a of the Civil Statutes of Texas (Vernon's Texas Civil Statutes), in that the said DR. CHARLES DELBERT DAVIS did commit the following acts, and/or omissions, as follows: (to-wit):

That on or about June 15, 1959, the said DR. CHARLES DELBERT DAVIS did accept for treatment at his place of employment at the Paclik Veterinary Hospital in Gainesville, Texas, a dog belonging to MR. TERRY HERRMANN of Gainesville, Texas, then and there representing to the said TERRY HERRMANN that he would for a valuable consideration personally observe, treat, and deliver the off-spring of said dog. That the said DR. CHARLES DELBERT DAVIS did knowingly leave said animal in the care, custody and control of a lay employee by the name of DOYLE, who was not then, nor is he now, a person licensed to practice veterinary medicine in this state, all of which was well known to the said DR. CHARLES DELBERT DAVIS at said time, and that during the absence of DR. DAVIS, the said DOYLE did then and there administer an anesthetic to said dog whereupon the said dog did then and there die. That immediately following the death of said dog the said DOYLE performed a caesarian operation upon said animal and delivered said animal's off-spring.

Said acts and omissions by DR. CHARLES DELBER DAVIS being in violation of Rules of Professional Conduct No. 4, 5, 6, and 12.

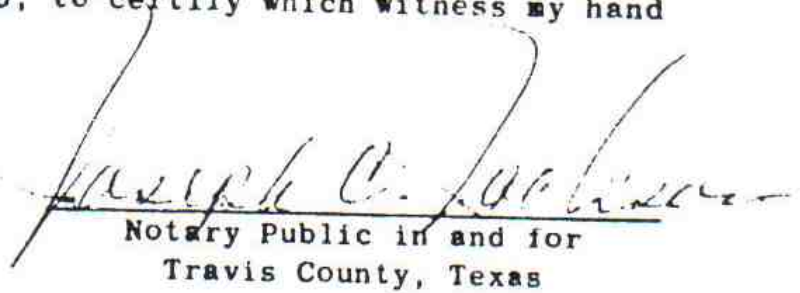
The above complaint, containing one (1) count, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners, at the Board offices in Austin, Travis County, Texas, this the 26th day of September, A.D., 1959.


IVAN C. SMITH

STATE OF TEXAS

COUNTY OF TRAVIS

SWORN AND SUBSCRIBED TO before me by IVAN C. SMITH, this the 26th day of September, A.D., 1959, to certify which witness my hand and seal of office.


Notary Public in and for
Travis County, Texas