

DOCKETED COMPLAINT NO. 1979-1

TEXAS STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

VS

DOCTOR JACK P. FULLER

TEXAS VETERINARY
MEDICAL LICENSE NO. 1209

TEXAS VETERINARY MEDICAL
RENEWAL CERTIFICATE (1979)
NUMBER 0483

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 12th day of November A.D. 1979, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in a called meeting at the Lubbock Hilton Inn, Lubbock, Lubbock 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 Board business, and the above entitled and numbered complaint having been previously scheduled for hearing and Defendant, the said DR. JACK P. FULLER, having waived service of citation and accepted service in said cause by sworn instrument dated the 5th day of October A.D. 1979, and the following members of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

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

Whereupon the President of the Board, DR. FRANK E. MANN, JR. ordered the case to proceed at which time it was ascertained that DR. JACK P. FULLER was present in person; DR. FULLER entered his plea of "Guilty" to said Docketed Complaint. The Board then proceeded to hear the evidence presented by the State, and by DR. JACK P. FULLER on his behalf after such hearing the Board proceeded to consider the evidence, and after due consideration and deliberation of all the evidence that had been presented, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on the same day, Monday, November 12, 1979, 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. The TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS finds that on the 31st day of August, 1979, in the City of Kerrville, Kerr County, Texas, DR. JACK P. FULLER was convicted of a felony in the District Court for the 216th Judicial District of Texas, in Cause No. 3109, styled THE STATE OF TEXAS VS.

JACK P. FULLER, D.V.M.

JACK PRESTON FULLER.

CONCLUSIONS OF LAW

1. That conviction of the felony in Cause No. 3109 styled THE STATE OF TEXAS VS. JACK PRESTON FULLER in the District Court for the 216th Judicial District of Texas is a violation of Article 7465a, Section 14(d), Vernon's Texas Civil Statutes.

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 No. 1209 and 1979 Renewal Certificate Number 0483 heretofore issued to DR. JACK P. FULLER, by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS be and the same is HEREBY SUSPENDED for a period of three (3) years from the date of this order, provided however, that the execution of this Order of Suspension be and it is hereby STAYED, upon the following conditions:

1. That the said DR. JACK P. FULLER will not violate any of the provisions of Article 7465a, of the revised Civil Statutes of Texas, or of any Statute of Texas or any other state or of the United States or any amendments thereto pertaining to veterinary medicine.

2. The said DR. JACK P. FULLER will observe and abide by each of the Rules of Professional Conduct promulgated by the State Board of Veterinary Medical Examiners for licensed veterinarians now in effect, or hereinafter placed in affect during said period of suspension or any part of said period.

3. The said DR. JACK P. FULLER will attend a minimum of ten (10) clock hours of approved Continuing Professional Education during said suspension annually by attending seminars conducted by the local, or San Antonio Association, state or college organizations, offering such seminars and report said attendance to the Board as provided in Paragraph 4 below.

4. The said DR. JACK P. FULLER shall file with the Executive Secretary of the State Board of Veterinary Medical Examiners at semiannual intervals, an affidavit to the effect that he has fully and faithfully complied with the terms and conditions of suspension herein imposed and specifically listing the date, time, place and subject matter of the Continuing Education Seminar attended by him. The said affidavit shall be transmitted to the Board Office by Certified United States Mail, Return Receipt Requested. The said affidavit shall be executed by DR. JACK P. FULLER so as to be received in the Board Office on or before the 1st day of June, and on or before the 1st day of January of each consecutive calendar year for the period of said suspension, the first said affidavit to be received in the Board Office on or before the 1st day of June, 1980.

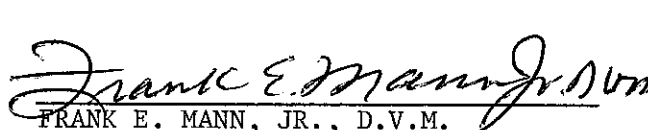
JACK P. FULLER, D.V.M.

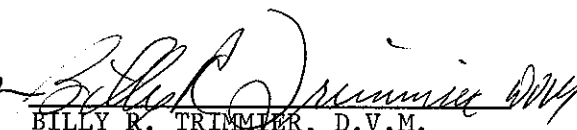
5. It is further ORDERED, ADJUDGED and DECREED that upon full compliance with the terms and conditions herein set forth, and upon expiration of the term of suspension, the license of the said DR. JACK P. FULLER and the annual renewal certificate then in effect shall be restored to its full privileges,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

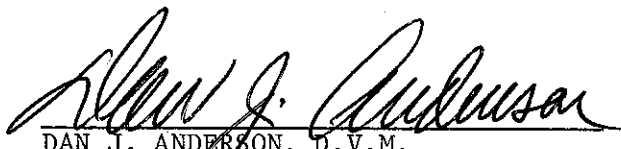
The Executive Secretary of the Board is ORDERED to prepare the Board's findings and orders in appropriate form and submit the same to the members of the Board for signature and to transmit a copy to the said DR. JACK P. FULLER at his address as follows to-wit:


DR. JACK P. FULLER
100 Timber Lane
Kerrville, TX 78028

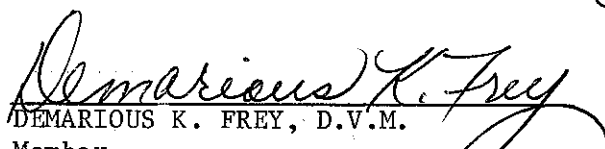
MADE the 12th day of November, 1979, and entered the 27th day of November, 1979.


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


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


DAN J. ANDERSON, D.V.M.
Member


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


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

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

BEFORE ME, a Notary Public in and for Travis County, Texas, on this day personally appeared ERNIE M. CARROLL, who after being by me duly sworn upon oath deposes and says 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. JACK PRESTON FULLER, Texas Veterinary Medical License No. 1209, 1979-1980 Renewal Certificate No. 0483, 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 ERNIE M. CARROLL that on or about the dates hereinafter specified that the said DR. JACK PRESTON FULLER 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 (d) of said statute, as follows, to-wit:

1. That on the 31st day of August, 1977, in Cause No. 3109, in the 216th Judicial District Court, in Kerr County, Texas, the said DR. JACK PRESTON FULLER was convicted of a felony and placed on probation. That on the 18th day of July, 1978, said order of probation was revoked by the said Court, and the said DR. JACK PRESTON FULLER was committed to the Texas Department of Corrections. A certified copy of the Judgment in said cause is attached hereto and made a part hereof for all purposes.

The above complaint, containing one (1) count, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners this the 2ND day of OCTOBER A.D., 1979.

Ernie M. Carroll

ERNIE M. CARROLL

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

Sworn and subscribed to before me by ERNIE M. CARROLL, this the
2nd day of October, A.D., 1979, to certify which witness
my hand and seal of office.

Ora Lee Lindholm
ORA LEE LINDHOLM
Notary Public in and for
Travis County, Texas