

DOCKETED COMPLAINT NO. 1985-1

TEXAS STATE BOARD OF	X	TEXAS VETERINARY MEDICAL
VETERINARY MEDICAL EXAMINERS	X	
VS	X	
JACK PRESTON FULLER, D.V.M.	X	LICENSE NUMBER 1209

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 2nd day of February, A.D. 1985, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the Adam's Mark Hotel in Houston, Harris 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 JACK P. FULLER, D.V.M., having been served with citation and the following members of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

DR. DEMARIOUS K. FREY, President	of Corpus Christi, Texas
DR. EDWARD S. MURRAY, Vice President	of Spur, Texas
DR. ED B. AVERY, Secretary	of Pearsall, Texas
DR. W. L. "DUB" ANDERSON, Member	of Addison, Texas
DR. FRANK E. MANN, JR., Member	of Wharton, Texas
DR. BILLY R. TRIMMIER, Member	of San Antonio, Texas

At 9:30 a.m., the appointed hour, the President of the Board, DR. DEMARIOUS K. FREY ordered the case to proceed at which time it was ascertained that JACK P. FULLER, D.V.M. was present; the Board then proceeded to hear the evidence presented by the State, and by JACK P. FULLER, D.V.M., and on the same day, February 2, 1985, 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. That JACK P. FULLER, D.V.M. is a licensed veterinarian in the State of Texas, holding License No. 1209.
3. That on the 9th day of May, 1983, JACK P. FULLER, D.V.M. was adjudged guilty of the crime of DWI, Subsequent Offense in the 216th Judicial District Court of Kerr County, Texas, same being committed on July 1, 1982 and sentenced to two (2) years confinement in the Texas Department of Corrections.
4. That on the 16th day of June, 1983, JACK P. FULLER, D.V.M. was adjudged guilty of the offense of DWI, Subsequent Offense, said offense committed on September 21, 1982 and sentenced to two (2) years confinement in the Texas Department of Corrections.

5. That the Board previously considered Docketed Complaint No. 1979-1, State Board of Veterinary Medical Examiners vs. Jack P. Fuller, D.V.M. on November 12, 1979, made Findings of Fact, Conclusions of Law and Ordered that Texas Veterinary License Number 1209 heretofore issued to Jack P. Fuller, D.V.M. be suspended for a period of three (3) years from the date of that Order; provided however, the execution of this Order be stayed upon the following conditions:

- a. That the said Jack P. Fuller, D.V.M. will not violate any of the provisions of Article 7465a, V.A.T.S. or of any statute of Texas or of any other order of the State or of the United States or any amendments thereto pertaining to veterinary medicine . . ."

6. That Jack P. Fuller, D.V.M. committed the felony offense of DWI, Subsequent Offense on July 1, 1982 during the period in which the Board stayed the suspension of its previous Order and that Jack P. Fuller, D.V.M. committed the felony offense of DWI, Subsequent Offense on September 21, 1983 during the term of his stayed suspension order of November 12, 1979.

CONCLUSIONS OF LAW

1. Jack P. Fuller, D.V.M. violated Article 7465a, Vernon's Annotated Texas Statutes, Section 14(d).

2. That Jack P. Fuller, D.V.M. violated a prior Order of the Board dated November 12, 1979 in that during a three year suspension of his license which was stayed upon the condition that the said Jack P. Fuller, D.V.M. not violate any provisions of Article 7465a, V.A.T.S. or of any statute of Texas or of any other state or of the United States or any amendment hereto pertaining to veterinary medicine.

3. 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 heretofore issued to Jack P. Fuller, D.V.M. by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS be and the same is HEREBY REVOKED, PROVIDED HOWEVER, that the execution of this Order of Revocation be and it is HEREBY PROBATED for a five (5) year period, upon the following terms and conditions:

1. That the said Jack P. Fuller, D.V.M., 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 of any Statutes of Texas or any other state or of the United States or any additions or amendments thereto pertaining to veterinary medicine.

2. The said Jack P. Fuller, D.V.M. will observe and abide by each of the Rules of Professional Conduct promulgated by the State Board of Veterinary Medical Examiners in the State of Texas for licensed veterinarians now in affect, or placed in affect, during said period of suspension or any part of said period.

3. The said Jack P. Fuller, D.V.M. shall obtain a minimum of twelve (12) hours of continuing education annually during period of said suspension offered by recognized local and state organizations and universities.

4. The said Jack P. Fuller, D.V.M. shall remain active in the Alcoholics Anonymous Program during said probation.

5. The said Jack P. Fuller, D.V.M. shall continue his volunteer work with the Veterans Administration during said probation.

6. The said Jack P. Fuller, D.V.M. shall continue to take the drug, Antabuse, or its equivalent, to aid in his abstention from alcohol.

4. That said Jack P. Fuller, D.V.M., shall file with the Executive Secretary of the State Board of Veterinary Medical Examiners every six (6) months, an affidavit to the effect that he has fully and faithfully complied with the terms and conditions of probation herein imposed. The said affidavit shall be transmitted to the Board Office by Certified United States Mail, Return Receipt Requested. The said affidavit shall be executed so as to be received in the Board Office on or before the 1st day of January and the 1st day of July, of each consecutive calendar year for the period of said probation, the first said affidavit to be received in the Board Office on or before the 1st day of July, 1985.

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 probation, the license of the said Jack P. Fuller, D.V.M. and annual renewal certificate shall be restored to its full privileges, free and clear of the conditional terms of probation herein imposed; provided however, that in the event that the said Jack P. Fuller, D.V.M. 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 and revoke Texas Veterinary License No. 1209 heretofore issued to the said Jack P. Fuller, D.V.M.

MADE the 11 day of February, 1985, and entered the 11 day of February, 1985.


DEMARIOUS K. FREY, D.V.M.
Board President

2. That JACK P. FULLER, D.V.M. 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 into effect during the said period of suspension or any part of said suspension.
3. The said JACK P. FULLER, D.V.M. will attend a minimum a ten 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.

During the term of said suspension, JACK P. FULLER, D.V.M. committed a third degree felony, driving while intoxicated, a subsequent offense in violation of Article 7465a, Section 14d.

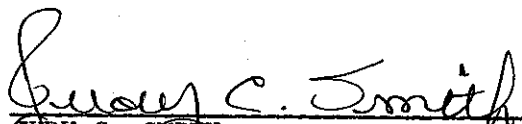
It is the opinion of this investigator that JACK P. FULLER, D.V.M. has violated Article 7465a, Section 14d in that he has been convicted of a felony under the laws of this State or any other state or of the United States. Further, it is the opinion of this investigator that JACK P. FULLER, D.V.M. has violated the Order of the Board of Veterinary Medical Examiners dated November 12, 1979 in that he violated a condition of the Order that he not violate any of the provisions of Article 7465a of the revised Civil Statutes of Texas.

The above complaint is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners on this the 11th day of January, 1985.


ERNIE M. CARROLL

THE STATE OF TEXAS X
COUNTY OF TRAVIS X

SWORN AND SUBSCRIBED TO BEFORE ME BY ERNIE M. CARROLL, this the 11th day of January, 1985, to certify which witness my hand and seal of office.


JUDY C. SMITH
Notary Public in and for Texas

THE STATE OF TEXAS

X

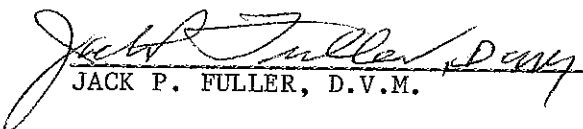
COUNTY OF KERR

X

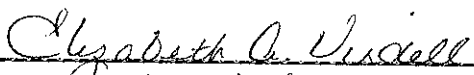
BEFORE ME, the undersigned notary public, on this day personally appeared JACK P. FULLER, D.V.M., 333 Water Street, Apt. B-3, Kerrville, Kerr County, Texas, who after being by me first duly sworn, upon his oath, deposed and said:

I, JACK P. FULLER, D.V.M., of 333 Water Street, Apt. B-3, Kerrville, Kerr County, Texas and holder of Texas Veterinary License Number 1209, after conferring with Donald B. Wilson, Executive Secretary, Texas Board of Veterinary Medical Examiners, voluntarily state as follows:

I hereby request that the Texas State Board of Veterinary Medical Examiners accept this voluntary surrender of my veterinary license in lieu of a disciplinary action, resulting from violation of Board Order on Docketed Complaint Number 1985-1, and take appropriate action to cancel same, effective immediately. I understand that reinstatement of my license will only be considered; upon my petition to the Texas Board of Veterinary Medical Examiners, at the sole discretion of the Board, and will include any conditions the Board deems necessary.


JACK P. FULLER, D.V.M.

SUBSCRIBED AND SWORN to by the said JACK P. FULLER, D.V.M., before me, on this the 23rd day of ^{April}~~March~~, 1986, to certify which, witness my hand and seal of office.


Elizabeth A. Virdell - 2-16-88
Notary Public in and for Texas

FINDINGS AND ORDERS OF THE BOARD

TEXAS STATE BOARD OF VETERINARY	X	TEXAS
MEDICAL EXAMINERS	X	VETERINARY
VS.	X	LICENSE
JACK P. FULLER, D.V.M.	X	NUMBER 1209

BOARD ORDER ACCEPTING
LICENSE FOR SURRENDER AND CANCELLATION

On the 23rd day of April, 1986, Dr. Jack P. Fuller voluntarily surrendered Texas Veterinary License Number 1209 for cancellation in lieu of hearing on violation of Board Order resulting from Docketed Complaint 1985-1, as set forth in the attached affidavit.

On the 13th day of May, 1986, the attached affidavit was presented to the Board for acceptance. Accordingly, the Board accepted Texas Veterinary License Number 1209, previously issued to Dr. Jack P. Fuller, for surrender, and ordered License Number 1209 cancelled.

EXECUTED this the 13th day of May, 1986.

Edward S. Murray, D.V.M.
EDWARD S. MURRAY, D.V.M.
PRESIDENT

May 13, 1986
Date

Ed B Avery, D.V.M.
ED B. AVERY, D.V.M.
VICE-PRESIDENT

May 13, 1986
Date

K. D. Dorris, D.V.M.
K. D. DORRIS, D.V.M.
SECRETARY

May 13, 1986
Date

W. L. "Dub" Anderson, D.V.M.
W. L. "DUB" ANDERSON, D.V.M.
MEMBER

May 13, 1986
Date

Jim F. Humphrey
JIM F. HUMPHREY
MEMBER

May 13, 1986
Date

Mike Levi
MIKE LEVI
MEMBER

May 13, 1986
Date

Mary E. Mainster, DVM
MARY E. MAINSTER, D.V.M.
MEMBER

May 13, 1986
Date

Frank E. Mann, Jr., D.V.M.
FRANK E. MANN, JR., D.V.M.
MEMBER

May 13, 1986
Date

Fred K. Solfer, DVM
FRED K. SOLFER, D.V.M.
MEMBER

May 13, 1986
Date