

STATE OF TEXAS)
)
COUNTY OF HAYS)

BEFORE ME, the undersigned notary public, on this day personally appeared JOEL GOLDMAN, D.V.M., located at The Veterinary Clinic, P. O. Drawer 1508, San Marcos, Hays County, Texas, who after being duly sworn, upon oath, deposed and said;

I, JOEL GOLDMAN, D.V.M., holder of Texas Veterinary License Number 2330, after conferring with DONALD B. WILSON, Executive Director, 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 hearing on Docketed Complaint 1990-09. I request the Board to 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.

Joel Goldman D.V.M.
JOEL GOLDMAN, D.V.M.

SUBSCRIBED and SWORN to by the said JOEL GOLDMAN, D.V.M., before me, on this the 1st day of October, 1990, to certify which, witness my hand and seal of office.

Ellen Hadley ELLEN HADLEY
Notary Public in and for Texas

October 1, 1990

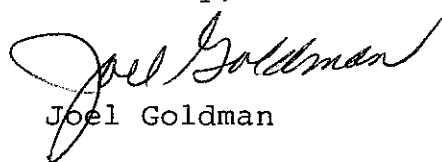
Mr. Donald B. Wilson
Executive Director
Texas State Board of Veterinary
Medical Examiners
1946 South IH 35
Suite 306
Austin, Texas 78704

Dear Mr. Wilson:

After engaging in some aspect of veterinary during the past 25 years, I have retired from active practice and returned to school to further my education in an unrelated field.

Accordingly my present situation and plans make my relationship with the board germane and I intend to vacate my Texas license #2330.

Sincerely,



Joel Goldman

DOCKETED COMPLAINT NO. 1990-09

TEXAS STATE BOARD OF VETERINARY	()	TEXAS VETERINARY MEDICAL
MEDICAL EXAMINERS	()	LICENSE NO. 2330
vs.	()	1990 RENEWAL CERTIFICATE
JOEL GOLDMAN, D.V.M.	()	NUMBER 2503

COMPLAINT AFFIDAVIT FORM

BEFORE ME, the undersigned authority, a Notary Public in and for Texas, on this day personally appeared ERNIE M. CARROLL, who after being duly sworn, did depose and say:

On or about October 19, 1989, Ernie M. Carroll, being an employee of the Texas Board of Veterinary Medical Examiners, did in the course of such employment, make certain investigations into the professional conduct of one JOEL GOLDMAN, D.V.M., The Veterinary Clinic, P.O. Drawer 1508, San Marcos, Hays County, Texas, Veterinary License Number 2330, 1990 Renewal Certificate Number 2503, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas Board of Veterinary Medical Examiners, I, Ernie M. Carroll, do hereby present the following complaint against JOEL GOLDMAN, D.V.M., who is hereinafter called Respondent.

I.

On or about midnight of the night of April 15, 1990, the Respondent picked up an injured male dog on Ranch Road 12, approximately eight miles northwest of San Marcos, Hays County, Texas.

II.

Upon return to his clinic, Respondent identified the dog through a tag as "Jaco" belonging to Mr. & Mrs. Clark. Respondent examined and created a patient record dated April 15, 1989, that "Jaco" was suffering from multiple pelvic fractures, probable spinal injuries and possible proximal fractures of the femurs.

III.

Respondent made several unsuccessful attempts to contact the owners, Mr. & Mrs. Clark. Respondent's patient records indicate "Jaco" was treated by him on April 15, 16, 17, 18 and 19, 1989. On April 19, 1989 Mrs. Clark was reached and informed of the dog's condition. Further, Respondent's records indicated Mrs. Clark elected to take "Jaco" home. The dog was released, according to the Respondent's records, to Mrs. Clark on April 19, 1989.

IV.

Patient records received from a second veterinarian, Dr. Nathan Bauer, who examined "Jaco" subsequent to the Respondent, reflect from that the dog was examined by Dr. Bauer on April 18, 1989 and euthanized by Dr. Bauer on the same day, April 18, 1989.

V.

Records received from a Pet Crematory indicate "Jaco" was picked up from Dr. Bauer's clinic April 18, 1989 and cremated April 19, 1989.

VI.

The Repondent, while under investigation by the Veterinary Board concerning Mr. & Mrs. Clark's complaint, and during an administrative conference relative to the same case, did knowingly provide erroneous and false patient records to the Board's Executive Director, and Investigative Staff. The Respondent's patient records reflect non-existent treatment and dates of treatment of Mr. & Mrs. Clark's dog. The records were provided with the intent to deceive.

VII.

On or about January 5, 1989, a female German Shepherd owned by Ed Braysieck was vaccinated at Respondent's clinic. A Rabies Vaccination Certificate issued did not include the Respondent's license number, name and address of his clinic, nor the vaccine serial number.

VIII.

Through failure to maintain patient records accurately reflecting the dates of treatment of Mr. & Mrs. Clark's dog, "Jaco" Respondent has violated Rule 573.52 of the Rules of Professional Conduct which states in part:

Rule 573.52 PATIENT RECORD KEEPING

(a.) Individual records will be maintained at the place of business and include, but are not limited to, identification of patient, patient history, including immunization records, dates of visits, x-rays, name and dosages of medications administered and/or dispensed, and other details as necessary to substantiate diagnosis and treatment.

(b.) Patient records shall be current and maintained on the business premises for a period of three years and are the responsibility and property of the employing veterinarian.

IX.

By his actions in Paragraph V (providing false information intended to deceive), Respondent has violated the Veterinary Licensing Act, Article 8890, (formerly 7465a) Section 14(a)(3) and (5) and Rule 573.7 which state:

Art. 7465a, Sec. 14(a)(3) and (5), Veterinary Licensing Act

".....the Board may revoke or suspend a license, impose a civil penalty, place a person whose license has been suspended on probation or reprimand a licensee....if it finds that an applicant or licensee:

(3) has engaged in dishonest or illegal practices in or connected with the practice of veterinary medicine;

(5) has engaged in practices or conduct in connection with the practice of veterinary medicine which are violative of the standards of professional conduct as duly promulgated by the Board in accordance with the law;

RULE 573.7 NO ABUSE OF POSITION OR TRUST

Any veterinarian who used present or past position, or office of trust, deliberately to create for himself any individual professional advantage, or to coerce, or to deceive the public shall be in violation of the Rules of Professional Conduct.

X.

Through failure to adequately complete the Rabies Vaccination Certificate issued to Ed Braysieck as outlined in Paragraph V, Respondent has violated Rule 573.51 which states:

573.51 RABIES CONTROL

(a.) Each Texas licensed veterinarian shall keep a record of each rabies vaccination administered by him/her for at least three (3) years. The record of said vaccination shall include the date administered, animal's breed, age, approximate weight, name, color, owner, the vaccine expiration date, together with its serial number. The name, address and telephone number of the administering veterinarian, along with his/her signature and license number shall be included. The tag shall include the tag serial number, clinic name, or veterinarian's name, telephone number, or address and the title "Rabies".

(b.) It is the duty of a veterinarian to inquire whether an animal that has expired in his/her clinic, or that is brought to the clinic dead, has bitten any human being prior to its death. If the animal has bitten any human being prior to its death, the veterinarian shall inform the Texas Department of Health or local health authorities of the possibility of rabies and take proper precautions to preserve the animal's body for rabies diagnosis.

XI.

The Texas State Board of Veterinary Medical Examiners has authority to take disciplinary action against DR. JOEL GOLDMAN'S veterinary license under the Texas Veterinary Licensing Act, Article 8890, V.A.C.S., Section 14(A)(3) and (5) which states in part:

Article 8890, Section 14(a), Veterinary Licensing Act-
".....the Board may revoke or suspend a license, impose a civil penalty, place a person whose license has been suspended on probation or reprimand a licensee....if it finds that an applicant or licensee:

(3) has engaged in dishonest or illegal practices in or connected with the practice of veterinary medicine;

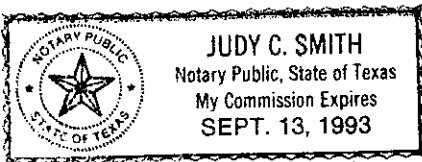
(5) has engaged in practices or conduct in connection with the practice of veterinary medicine which are violative of the standards of professional conduct as duly promulgated by the Board in accordance with the law;

The foregoing complaint is submitted to the Secretary of the Texas Board of Veterinary Medical Examiners on this the 13th day of April 1990.

Further, Affiant sayeth not.

Ernie M. Carroll
ERNIE M. CARROLL, Affiant

SUBSCRIBED and SWORN TO before me by the said ERNIE M. CARROLL, this the 13th day of April, 1990.



Judy C. Smith
JUDY C. SMITH
Notary Public in and for Texas

My Commission Expires: September 13, 1993

The foregoing Complaint is hereby filed and docketed with the Texas State Board of Veterinary Medical Examiners and styled Texas State Board of Veterinary Medical Examiners vs. Joel Goldman, D.V.M. under Docketed Number 1990-09, this the 14th day of April, 1990.

Mary E. Mainster, DVM
MARY E. MAINSTER, D.V.M., Secretary
Texas Board of Veterinary Medical Examiners

FINDINGS AND ORDERS OF THE BOARD

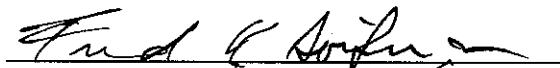
TEXAS STATE BOARD OF VETERINARY	()	TEXAS
MEDICAL EXAMINERS	()	VETERINARY
VS.	()	LICENSE
JOEL GOLDMAN, D.V.M.	()	NUMBER 2330


BOARD ORDER ACCEPTING
LICENSE FOR SURRENDER AND CANCELLATION

On the 4th day of October, 1990, Dr. Joel Goldman voluntarily surrendered Texas Veterinary License Number 2330 for cancellation in lieu of a hearing on Docketed Complaint 1990-09, as set forth in the attached affidavit.


On the 4th day of October, 1990, the attached affidavit was presented to the Board for acceptance. Accordingly, the Board accepted Texas Veterinary License Number 2330, previously issued to Dr. Joel Goldman, for surrender, and ordered License Number 2330 cancelled.


EXECUTED this the 4th day of October, 1990.



FRED K. SOIFER, D.V.M.
PRESIDENT

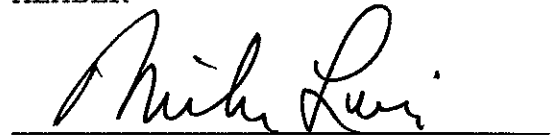

ROBERT D. LEWIS, D.V.M.
VICE-PRESIDENT

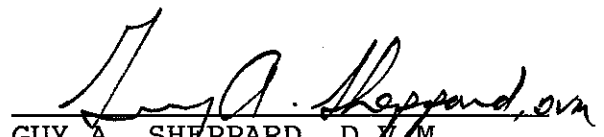

MARY E. MAINSTER, D.V.M.
SECRETARY


LARRY M. DUBUISSON, D.V.M.
MEMBER


OLIVIA R. EUDALY
MEMBER


ALTON F. HOPKINS, JR., D.V.M.
MEMBER


MIKE LEVI
MEMBER


GUY A. SHEPPARD, D.V.M.
MEMBER


CLARK S. WILLINGHAM
MEMBER