

DOCKETED COMPLAINT NO. 1987-6

TEXAS STATE BOARD OF VETERINARY	I	TEXAS VETERINARY MEDICAL
MEDICAL EXAMINERS	I	LICENSE NO. 2851
vs.	I	1986 RENEWAL CERTIFICATE
RAYMOND LAWRENCE HARRIS, D.V.M.	I	NUMBER 1283

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 29th day of January, 1987, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the Hyatt Regency Hotel in Fort Worth, Tarrant County, Texas, such meeting being called for the purpose of hearing and considering the above numbered and entitled complaint as well as for consideration of other Board business, and the above entitled and numbered complaint having been previously scheduled for hearing and Defendant, the said RAYMOND L. HARRIS, D.V.M. having been duly notified and the following members of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

DR. ED B. AVERY, President	of Pearsall, TX
DR. EDWARD S. MURRAY, Vice-President	of Spur, TX
DR. W. L. "DUB" ANDERSON, Secretary	of Addison, TX
MR. JIM F. HUMPHREY, Member	of Henrietta, TX
MR. MIKE LEVI, Member	of Spicewood, TX
DR. MARY E. MAINSTER, Member	of San Antonio, TX
DR. FRANK E. MANN, JR., Member	of Wharton, TX
DR. FRED K. SOIFER, Member	of Houston, TX

At 10:00 a.m., the appointed hour, the President of the Board, DR. ED B. AVERY ordered the case to proceed at which time it was ascertained that RAYMOND L. HARRIS, D.V.M. was present in person; the Board then proceeded to hear the evidence presented by the State, and by RAYMOND L. HARRIS, D.V.M. and on the same day, January 29, 1987, all of the above members of said Board being present and participating, makes the following findings to-wit:

FINDINGS OF FACT

I.

RAYMOND LAWRENCE HARRIS, D.V.M. is license holder 2851, 1986
Renewal Certificate Number 1283.

II.

RAYMOND LAWRENCE HARRIS, D.V.M. was present before the Board and was not represented by legal counsel.

III.

RAYMOND LAWRENCE HARRIS, D.V.M. received notice of this hearing on January 12, 1987.

IV.

On November 29, 1985, Virginia K. Daniel took her Pembroke Welsh Gorgi to the Beechnut-610 Animal Emergency Clinic as the dog was unable to deliver her first litter of puppies. DR. COURTNEY FORBES examined the dog and administered 15 units i.m. of oxytocin to induce labor at about 12:50 a.m. At 1:00 a.m. DR. RAYMOND L. HARRIS came on duty and took over the treatment of the dog. After unsuccessful attempts to deliver the puppies manually, DR. HARRIS made the decision to perform a cesarean-section. Six ccs of 2.5% thiopental sodium was administered to the dog in preparation for surgery. The animal was intubated and placed on a gaseous fluothane until surgical anesthesia was achieved. At this point the surgical plane of anesthesia was not maintained and the animal began to whine. Unable to continue the surgery due to the dog thrashing about, DR. HARRIS administered a second injection of thiopental to again obtain a surgical plane of anesthesia.

CONCLUSIONS OF LAW

I.

DR. HARRIS has violated Rule 18 of the Rules of Professional Conduct duly promulgated by the Board and in full force and effect at the time of this incident which states:

A licensed veterinarian shall treat all animals entrusted to him by his clients in keeping with the professional standards of humane treatment and care."

II.

Because of the acts stated in Finding of Fact No. IV, RAYMOND L. HARRIS, D.V.M. has violated the Texas Veterinary Licensing Act, Article 7465a, Vernon's Annotated Texas Statutes, Section 14(e) which states:

". . . the Board may revoke or suspend a license, place a person whose license has been suspended on probation . . . if it finds that an applicant or licensee:
(e) 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 . . ."

ORDER

It is hereby ORDERED that the Texas Veterinary License No. 2851, heretofore issued to RAYMOND L. HARRIS, D.V.M. by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, be and the same is HEREBY SUSPENDED for a period of sixty (60) days, from the date this Order is received by the Defendant, PROVIDED HOWEVER, that the execution of this Order of Suspension be and it is HEREBY PROBATED upon the following conditions:

1. That Dr. Harris obtain three (3) hours of continuing education in the field of anesthesiology as accepted by the Texas Academy of Veterinary Practice within twelve (12) months of this Order.
2. That Dr. Harris submit an affidavit verifying compliance with this Order by January 29, 1988.

The foregoing Findings and Orders of the Texas State 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 29th day January, 1987, in Fort Worth, Tarrant County, Texas.

The Secretary of the Board is hereby ordered to prepare the Board's Findings and Orders in appropriate form and submit to the members of the Board for their signatures and to mail a copy of same to the Respondent at his last known address.

Executed this 29th day of January, 1987.

Ed B Avery, D.V.M.
ED B. AVERY, D.V.M., President

Date 1/29/87

(Vacant)
Vice-President

Date _____

W. L. "DUB" Anderson, D.V.M.
W. L. "DUB" ANDERSON, D.V.M., Secretary

Date 1/29/87

Jim F. Humphrey
JIM F. HUMPHREY, Member

Date 1/29/87

Mike Levi
MIKE LEVI

Date 1/29/87

Mary E. Mainster, D.V.M.
MARY E. MAINSTER, D.V.M., Member

Date 1/29/87

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

Date 1/29/87

Fred K. Soifer
FRED K. SOIFER, D.V.M., Member

Date 1/29/87

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

Date 1/29/87

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vs.	X	1986 RENEWAL CERTIFICATE
RAYMOND LAWRENCE HARRIS, D.V.M.	X	NUMBER 1283

COMPLAINT AFFIDAVIT FORM

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

"I, THOMAS CHESHIRE 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 DR. RAYMOND LAWRENCE HARRIS, D.V.M., 14073 South Main Street, Houston, Harris County, Texas, Texas Veterinary License Number 2851, 1986 Renewal Certificate Number 1283, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas Board of Veterinary Medical Examiners, I, THOMAS CHESHIRE do hereby present the following complaint against RAYMOND LAWRENCE HARRIS, D.V.M., who is hereinafter called Respondent.

I.

On November 29, 1985, Virginia K. Daniel took her Pembroke Welsh Gorgi to the Beechnut-610 Animal Emergency Clinic as the dog was unable to deliver her first litter of puppies. DR. COURTNEY FORBES examined the dog and administered 15 units i.m. of oxytocin to induce labor at about 12:50 a.m. At 1:00 a.m. DR. RAYMOND L. HARRIS came on duty and took over the treatment of the dog. After unsuccessful attempts to deliver the puppies manually, DR. HARRIS made the decision to perform a cesarean-section. Six ccs of 2.5% thiopental sodium was administered to the dog in preparation for surgery. The animal was intubated and placed on a gaseous fluothane until surgical anesthesia was achieved. At this point the surgical plane of anesthesia was not maintained and the animal began to whine. Unable to continue the surgery due to the dog thrashing about, DR. HARRIS administered a second injection of

thiopental to again obtain a surgical plane of anesthesia. As a result of this procedure, both the dog and the entire litter died.

II.

By failing to ensure that adequate medications and properly operating equipment were available prior to proceeding with surgery, DR. HARRIS has violated Rule 11 of the Rules of Professional Conduct which states:

"Veterinarians shall exercise the same degree of care, skill and diligence in treating patients as are ordinarily used in the same or similar circumstances by average members of the veterinary medical profession in good standing in the locality or community in which they practice or in similar communities."

III.

By failing to maintain an adequate level of anesthesia while performing surgery on the dog, DR. HARRIS has violated Rule 18 of the Rules of Professional Conduct which states:

"A licensed veterinarian shall treat all animals entrusted to him by his clients in keeping with the professional standards of humane treatment and care."

IV.

The Texas Veterinary Licensing Act, Article 7465a, Vernon's Annotated Texas Statutes, Section 14(e) which states:

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

(e) 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 31st day of December, 1986.

Further, Affiant sayeth not.

Thomas Cheshire

THOMAS CHESHIRE, Affiant

SUBSCRIBED and SWORN TO before me by the said THOMAS CHESHIRE, this the 31st day of December, 1986.

Judy C. Smith

JUDY C. SMITH,
Notary Public in and for Texas

My Commission Expires: September 13, 1989.

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. RAYMOND LAWRENCE HARRIS, D.V.M., under Docket Number 1987-6, this the 31st day of December, 1986.

K. D. Dorris, D.V.M.

K. D. DORRIS, D.V.M., Secretary
Texas State Board of Veterinary
Medical Examiners