

TEXAS STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS

VS

THOMAS G. HILDEBRAND, D.V.M.

TEXAS VETERINARY MEDICAL  
LICENSE NUMBER 1671

TEXAS VETERINARY MEDICAL  
RENEWAL CERTIFICATE (1974)  
NUMBER 764

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 12th day of January, A.D. 1974, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the Holiday Inn 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 business, and the above entitled and numbered complaint having been previously scheduled for hearing and Defendant, the said DR. THOMAS G. HILDEBRAND, having waived service of citation and accepted service in said cause by sworn instrument dated the 7th day of December, 1973, and the entire membership of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present to-wit:

DR. GORDON S. YEARGAN, JR., President	of Gainesville, Texas
DR. JOHN E. WILKINS, JR., Vice President	of Greenville, Texas
DR. DAN J. ANDERSON, Secretary	of Fort Worth, Texas
DR. WALLACE H. CARDWELL, Member	of Elgin, Texas
DR. BEN W. HOPSON, Member	of Laredo, Texas
DR. ROY A. RIDDELS, Member	of Sherman, Texas

whereupon the President of the Board, DR. GORDON S. YEARGAN, JR., ordered the case to proceed at which time it was ascertained that DR. THOMAS G. HILDEBRAND was present in person. Whereupon the Board then proceeded to hear the evidence presented by the State, and by the said DR. THOMAS G. HILDEBRAND, in his behalf. After such hearing the Board went into executive session to consider the evidence and after consideration and deliberation of all the evidence that has been presented, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, on the same day, Saturday, January 12, 1974, 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 on or about June 1, 1973 while in his clinic, the said DR. HILDEBRAND directed abusive and profane language to a client MRS. JOHN M. CURRY.
3. That on December 5, 1973, DR. HILDEBRAND did make a diagnosis over the telephone without having seen the animal belonging to MR. W. I. NUENKE contradicting a physical examination actually made by another veterinarian.

CONCLUSIONS OF LAW

1. That the above abusive and profane language is a violation of Article 7465a, Vernon's Annotated Texas Statutes, Subsection (e) of Section 14 and the Rules of Professional Conduct duly promulgated by the STATE BOARD OF VETERINARY MEDICAL EXAMINERS.

2. That the above found telephone diagnosis and contradicting statement is a violation of Article 7465a, Vernon's Annotated Texas Statutes, Section 14(e) and rules 2 and 11 of the Rules of Professional Conduct.

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 accordingly ORDERED that Texas Veterinary Medical License Number 1671 and 1974-1975 Renewal Certificate Number 764 heretofore issued by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS to DR. THOMAS G. HILDEBRAND be and the same are HEREBY SUSPENDED for a period of THIRTY (30) DAYS from date of receipt of this order, from which date of receipt time for filing appeal from this order shall run.

The above findings and orders of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS are entered as the order of the Board by an unanimous vote of the members of the Board all of whom were present and participating in such hearing, and such findings and orders are hereby made on this the 12th day of January, 1974, at Holiday Inn, Houston, Harris County, Texas.

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 their signature and to transmit a copy to the said DR. THOMAS G. HILDEBRAND at his current address, to-wit:

DR. THOMAS G. HILDEBRAND  
6321 Bissonnet  
Houston, Texas 77036

MADE the 12th day of January, 1974, and entered the \_\_\_\_\_ day of February, 1974.

Gordon S. Yeargan, Jr.  
GORDON S. YEARGAN, JR., D.V.M.  
President

John E. Wilkins, Jr.  
JOHN E. WILKINS, JR., D.V.M.  
Vice President

Dan J. Anderson  
DAN J. ANDERSON, D.V.M.  
Secretary

Wallace H. Cardwell  
WALLACE H. CARDWELL, D.V.M.  
Member

Ben W. Hopson  
BEN W. HOPSON, D.V.M.  
Member

Roy A. Riddels  
ROY A. RIDDELS, D.V.M.  
Member

THE STATE OF TEXAS I  
COUNTY OF TRAVIS I

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

The said BUDDY L. TODD, 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. THOMAS G. HILDEBRAND, Texas Veterinary Medical License No. 1671, 1973-1974 Renewal Certificate No. 625, 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 BUDDY L. TODD that on or about the dates hereinafter specified that the said DR. THOMAS G. HILDEBRAND 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 and 15 of said statute, as follows, to-wit:

1. That on or about the 23rd day of April 1973 the said DR. HILDEBRAND accepted a cat from MRS. ROBERT L. GARD of Houston, Texas for performance of an agreed surgical process at his clinic in Houston, Harris County, Texas. When the said MRS. ROBERT GARD returned to the clinic for her cat, the said DR. HILDEBRAND failed to deliver the cat to her.

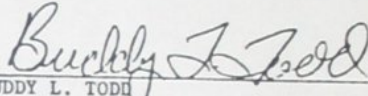
2. That on three different occasions the said DR. HILDEBRAND failed to respond to letters of inquiry from the State Board of Veterinary Medical Examiners requesting information with regards to the complaint submitted by MRS. ROBERT GARD.

3. That on or about June 1, 1973, the said DR. HILDEBRAND accepted a poodle dog from MRS. JOHN M. CURRY of Houston, Texas for grooming purposes only at his clinic in Houston, Harris County, Texas. That when said poodle was returned to MRS. JOHN M. CURRY, there was a marked irritation to both eyes to such a degree MRS. CURRY employed another veterinarian to examine and treat said eye condition.

4. That on or about June 1, 1973, the said DR. HILDEBRAND directed abusive and profane language to the said MRS. JOHN M. CURRY at the time she was in his clinic to obtain the return of her pet from the said DR. HILDEBRAND.

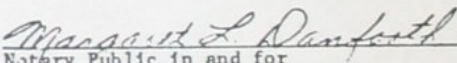
5. That on three different occasions the said DR. HILDEBRAND failed to respond to Board letters of inquiry from the State Board of Veterinary Medical Examiners requesting information with regards to the complaint submitted by MRS. JOHN M. CURRY.

The above complaint, containing five (5) counts, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners this the 21st day of November, A.D., 1973.

  
BUDDY L. TODD

THE STATE OF TEXAS I  
COUNTY OF TRAVIS I

SWORN AND SUBSCRIBED TO BEFORE ME BY BUDDY L. TODD, this the 21st day of November, A.D., 1973, to certify which witness my hand and seal of office.

  
Notary Public in and for  
Travis County, Texas

SUPPLEMENTAL COMPLAINT

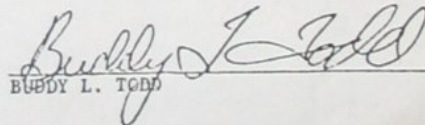
THE STATE OF TEXAS I  
COUNTY OF TRAVIS I

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

The said BUDDY L. TODD, 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. THOMAS G. HILDEBRAND, Texas Veterinary Medical License No. 1671, 1973-1974 Renewal Certificate No. 625, 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 BUDDY L. TODD that on or about the dates hereinafter specified that the said DR. THOMAS G. HILDEBRAND 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 with- in the contemplation of Section 14 and 15 of said statute, as follows, to-wit:

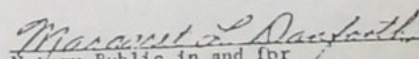
That on or about December 5, 1973, DR. THOMAS G. HILDEBRAND made a diagnosis over the telephone without having seen the pet belonging to MR. W. L. NUENKE contradicting the diagnosis of a licensed veterinarian who had examined the animal.

The above complaint, containing one (1) count, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners this the 21st day of December, A.D., 1973.

  
BUDDY L. TODD

THE STATE OF TEXAS I  
COUNTY OF TRAVIS I

SWORN AND SUBSCRIBED TO BEFORE ME BY BUDDY L. TODD, this the 21st day of December, A.D., 1973, to certify which witness my hand and seal of office.

  
Notary Public in and for  
Travis County, Texas