

TEXAS STATE BOARD OF VETERINARY  
MEDICAL EXAMINERS  
VS.  
FRANCIS C. JACKSON, D.V.M.

TEXAS VETERINARY  
MEDICAL LICENSE NO. 1164  
TEXAS VETERINARY MEDICAL  
RENEWAL CERTIFICATE (1982)  
NUMBER 3512

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 11th day of of May, 1982, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at the LaQuinta Motor Inn in College Station, Brazos 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 the Defendant, the said DR. FRANCIS C. JACKSON, having appeared in person and through his Attorney, THE HONORABLE JOE HELY and the following members of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present to-wit:

DR. JOHN E. WILKINS, JR., President	of Greenville, TX
DR. BILLY R. TRIMMIER, Vice-President	of San Antonio, TX
DR. DEMARIOUS K. FREY, Secretary	of Corpus Christi, TX
DR. ED B. AVERY, Member	of Pearsall, TX
DR. DAN J. ANDERSON, Member	of Fort Worth, TX
MR. JOE J. BALLARD, JR., Member	of Fort Worth, TX
DR. A. C. HUGHES, Member	of Commerce, TX
DR. FRANK E. MANN, JR., Member	of Wharton, TX
DR. EDWARD S. MURRAY, Member	of Spur, TX

WHEREUPON the President of the Board, DR. JOHN E. WILKINS, JR. ordered the case to proceed at which time the Board proceeded to hear the evidence presented by the State and by DR. FRANCIS C. JACKSON, in his behalf. After such hearing, the Board proceeded to consider the evidence, and after due consideration and deliberation of all of the evidence that had been presented, THE TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on the same day, Tuesday, May 11, 1982, all of the above members of said Board being present and participating, make the following findings, to-wit:

FINDINGS OF FACT

1. The Board finds that all statutory requisites to its jurisdiction have been met.

2. The Board finds that DR. FRANCIS C. JACKSON is a licensed veterinarian in the State of Texas, holding Texas License Number 1164, 1982 Renewal Certificate Number 3512.

3. The Board finds that on or about January 6, 1982, MRS. FRANCIS C. JACKSON, not a licensed veterinarian in the State of Texas, vaccinated a dog presented to her by MR. ERNIE M. CARROLL of the Board of Veterinary Medical Examiners' staff in the Hope Animal Hospital, 7113 Bandera Road, San Antonio, Bexar County, Texas.

4. That MRS. JACKSON received a fee of \$5.00 for the vaccination, and that MRS. FRANCIS C. JACKSON issued a vaccination certificate to MR. CARROLL which was purportedly signed by DR. FRANCIS C. JACKSON.

5. All of the above actions took place at the Hope Animal Hospital, 7113 Bandera Road, San Antonio, Bexar County, Texas, a premises owned and operated by DR. FRANCIS C. JACKSON.

6. DR. FRANCIS C. JACKSON was not on the premises at the time the dog was vaccinated by MRS. JACKSON.

#### CONCLUSIONS OF LAW

1. The vaccination of the dog presented to MRS. FRANCIS C. JACKSON by MR. ERNIE M. CARROLL of the Board of Veterinary Medical Examiners' staff, for compensation on January 6, 1982, without a veterinarian being on the premises places DR. FRANCIS C. JACKSON in violation of Article 7464a, Section 14e and f, Vernon's Annotated Texas Statutes and Rules of Professional Conduct, Numbers 14, 15 and 19, duly adopted by the Board in accordance with law.

2. 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. 1164 and 1982 Renewal Certificate Number 3512, heretofore issued to DR. FRANCIS C. JACKSON, be and the same is HEREBY SUSPENDED for a period of one (1) year from the date this order is entered, PROVIDED HOWEVER, that the execution of this Order of Suspension be and it is hereby PROBATED, upon the following terms and conditions:

1. That DR. FRANCIS C. JACKSON shall neither permit nor encourage the practice of veterinary medicine by any person including his own employees, who are not duly licensed to do so by the Texas State Board of Veterinary Medical Examiners in or about his veterinary clinics.

2. That the said DR. FRANCIS C. JACKSON will not engage in any dishonest or illegal practices in or connected with the practice of veterinary medicine within the State, nor violate 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.

3. The said DR. FRANCIS C. JACKSON shall file with the Executive Secretary of the State Board of Veterinary Medical Examiners a monthly affidavit to the effect that he has fully and faithfully complied with the terms and conditions of suspension herein imposed. That he is familiar with the Veterinary Practice Act, Article 7465a, Vernon's Annotated Texas Statutes and the Rules of Professional Conduct and that he has complied with the terms and conditions of the Veterinary Practice Act and of the Rules of Professional Conduct duly promulgated by the Board.

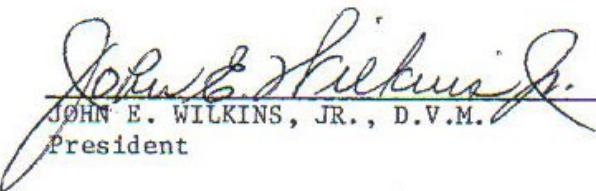
4. It is further ORDERED, ADJUDGED and DECREED that upon full compliance with the terms and conditions set forth herein, and upon expiration of the

term of one year, the license of said DR. FRANCIS C. JACKSON and Annual Renewal Certificate be restored to its full privileges, free and clear of any of the conditional terms of the probation herein imposed; PROVIDED HOWEVER, that in the event that the said DR. FRANCIS C. JACKSON 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 hereof, may seek termination of said probation, cancel and revoke the probation and direct that the Order of Suspension herein may become effective.

The Executive Secretary of the Board is ORDERED to prepare the Board's Findings and Order in appropriate form and submit the same to the members of the Board for signature and to transmit a copy to the said DR. FRANCIS C. JACKSON at his address as follows to-wit:

DR. FRANCIS C. JACKSON  
Central Dog & Cat Hospital  
804 West Avenue  
San Antonio, TX 78201

MADE the 11th day of May, 1982, and ENTERED the 2nd day of July, 1982, which is the effective date of this Order.

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

TEXAS STATE BOARD OF  
VETERINARY MEDICAL  
EXAMINERS

STATE OF TEXAS

VS

FRANCIS C. JACKSON, D.V.M.

COUNTY OF TRAVIS

COMPLAINT

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

I, ERNIE M. CARROLL, being an employee of the Texas State Board of Veterinary Medical Examiners, did in the course of such employment, make certain investigations into the professional conduct of one DR. FRANCIS C. JACKSON, Texas Veterinary License Number 1164, 1981 Renewal Certificate Number 1734, a practitioner of veterinary medicine in the State of Texas.

As an employee of the Texas State Board of Veterinary Medical Examiners, I, ERNIE M. CARROLL, do hereby present to the Executive Secretary of the State Board of Veterinary Medical Examiners, the following complaint against DR. FRANCIS C. JACKSON, hereinafter called Respondent.

I.

On January 6, 1982, I telephoned the Hope Animal Hospital at 71113 Bandera Road, San Antonio, Texas and asked for DR. FRANCIS JACKSON. A female voice on the telephone at that location informed me that DR. JACKSON was not in and asked if she could help me. I took a young female German Shepherd puppy to the Hope Animal Hospital at 71113 Bandera Road, San Antonio, Texas and upon arriving a lady who identified herself as MRS. JACKSON asked me if she could help me. I told her I had called inquiring about a rabies vaccination for my dog and she instructed me to take the dog into the exam room and put it on the table. MRS. JACKSON then drew a pink liquid from a vial out of the refrigerator, administered one injection in the hip of the dog. I paid MRS. JACKSON \$5.00 for the shot, she issued me a rabies tag from Hope Animal Hospital, DR. F. C. JACKSON, 71113 Bandera Road, San Antonio, Texas. She also issued a certificate of rabies vaccination filled out to me and which was signed by DR. FRANCIS C. JACKSON. A copy of said certificate is attached hereto and made part hereof for all intents and purposes and marked as Exhibit A. At all times at the Hope Animal Hospital when I was present I only saw MRS. JACKSON, a young lady that helps her and two children. I did not see DR. JACKSON or any other person identified as a veterinarian.

II.

Upon a thorough search of the licensing records of the Texas Board of Veterinary Medical Examiners, I found that MRS. ANDRA L. JACKSON, the woman who administered the vaccine as described in paragraph I and who issued the certificate of rabies vaccination, a copy is marked Exhibit A, is not a licensed veterinarian in the State of Texas.

III.

The foregoing acts by MRS. FRANCIS C. JACKSON violates the Veterinary Licensing Act, Article 7465a, Vernon's Annotated Texas Statutes, Section 2b which states:

"Any person shall be deemed in the practice of veterinary medicine who represents himself as engaged in the practice of veterinary medicine; or uses any words, letters, or titles in such connection or under such circumstances as to induce the belief that the person using them is engaged in the practice of veterinary medicine, or any person who performs a surgical or dental operation or who diagnoses, treats, immunizes or prescribes any drug, medicine, application or veterinary appliance for any physical ailment, injury, deformity or condition of domestic animals, for compensation."

Article 7465a, Section 4 states:

"No person shall practice, offer or attempt to practice veterinary medicine in this State without first having obtained a valid license to do so from the Texas Board of Veterinary Medicine Examiners."

IV.

DR. FRANCIS C. JACKSON, is a licensed veterinarian in the State of Texas, having received license number 1164 on June 19, 1948 from the Texas Board of Veterinary Medicine Examiners. DR. JACKSON renewed his license on January 29, 1981 with renewal certificate number 1734 and again on March 16, 1982 with renewal certificate number 3512. By allowing MRS. ANDRA L. JACKSON, a person who is not licensed to practice veterinary medicine in the State of Texas, to perform acts which constitute the practice of veterinary medicine in the State of Texas in his veterinary facility named Hope Animal Hospital, DR. F. C. JACKSON at 71113 Bandera Road in San Antonio, Bexar County, Texas, and by allowing MRS. ANDRA L. JACKSON to issue the certificate of rabies vaccination which is attached hereto and marked Exhibit A and by MRS. JACKSON collecting a fee of \$5.00 for the veterinary services, violated Article 7465a, Section 14f, Vernon's Annotated Texas Statutes in that he "permitted or allowed another to use his license, or certificate to practice veterinary medicine in this State, for purposes of treating or offering to treat sick, injured, or afflicted animals." Additionally DR. JACKSON violated Article 7465a, Section 14c in that he engaged in dishonest or illegal practices in connection with the practice of veterinary medicine and

additionally violated Article 7465a, Section 14e in that he "engaged in practices or conduct with the practice of veterinary medicine which were violative of the Standards of Professional Conduct as duly promulgated by the Board in accordance with the law" Rules Number 14 of the Rules of Professional Conduct states "A licensed veterinarian shall not promote, aid, or abet the practice of veterinary medicine by an unlicensed person, or any illegal or unethical act on the part of a veterinarian." (Said Rule of Professional Conduct being duly adopted by the Board and fully in effect on all dates mentioned herein.)

WEREFORE, PREMISES CONSIDERED, I, ERNIE M. CARROLL, do hereby suggest and request that the Texas State Board of Veterinary Medicine Examiners do immediately take appropriate action to revoke, suspend or reprimand the license of DR. FRANCIS C. JACKSON, Texas Veterinary License Number 1164, 1982 Renewal Certificate 3512, of San Antonio, Bexar County, Texas, in accordance with the provisions of the laws of the State of Texas.

The foregoing instrument is submitted to the Executive Secretary of the Texas Board of Veterinary Medical Examiners on this the 29th day of March, 1982.

Ernie M. Carroll  
Affiant

SUSCRIBED and SWORN TO before me by said ERNIE M. CARROLL, this the 29th day of March, 1982.

Judy C. Smith  
Notary Public in and for Travis County,  
Texas

JUDY C. SMITH  
(Printed Name)

My Commission Expires:

September 13, 1985

Filed this 29th day of March, 1982, Texas Board of Veterinary Medical Examiners.