

TEXAS STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

VS

DOROTHY JUNE KANE, D.V.M.

TEXAS VETERINARY MEDICAL
LICENSE NUMBER 2927

TEXAS VETERINARY MEDICAL
RENEWAL CERTIFICATE (1976)
NUMBER 928

FINDINGS, CONCLUSIONS AND ORDERS OF THE BOARD

On the 7th day of February, A.D., 1976, the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS, being in regular meeting at THE STATLER-HILTON HOTEL in Dallas, Dallas 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. DOROTHY JUNE KANE, having waived service of citation and accepted service in said cause by sworn instrument dated the 23rd day of January, 1976, and the entire membership of the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS being present, to-wit:

DR. JOHN E. WILKINS, JR., President	of Greenville, Texas
DR. DAN J. ANDERSON, Vice-President	of Fort Worth, Texas
DR. WALLACE H. CARDWELL, Secretary	of Elgin, Texas
DR. CHARLES W. EDWARDS, JR., Member	of Marfa, Texas
DR. JAMES GANDY, Member	of Brownwood, Texas
DR. FRANK E. MANN, JR., Member	of Wharton, Texas

whereupon the President of the Board, DR. JOHN E. WILKINS, JR., ordered the case to proceed at which time it was ascertained that DR. DOROTHY JUNE KANE was present in person and represented by Counsel. Whereupon the Board then proceeded to hear the evidence presented by the State, and by the said DR. DOROTHY JUNE KANE, in her behalf. After such hearing the Board recessed and subsequently reconvened in 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 7th day of February, 1976, all of the above members of said Board being present and participating, makes the following findings, to-wit:

FINDINGS OF FACT

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

2. That on or about March 10, 1975, Mrs. Raymond E. Kunkel of 3505 Park Hollow, Fort Worth, Texas, delivered a cat by the name of Gerald to DR. KANE'S clinic for treatment, that it was treated.

3. That on or about March 31, 1975, said cat died, and Mrs. Kunkel was informed of the death of the cat, Gerald.

4. On or about April 1, 1975, a box was delivered to Mrs. Kunkel, and she was informed that it contained the body of her cat, Gerald.

5. The box which was delivered to Mrs. Kunkel did not contain the body of the cat, Gerald, but contained the body of a cat belonging to some other individual.

6. The said DR. DOROTHY JUNE KANE has failed to deliver the body of said cat, Gerald, to Mrs. Kunkel.

7. That the body of said cat, Gerald, was unintentionally misdelivered, by employees of DR. KANE, to another party unknown to DR. KANE.

8. That on or about December 24, 1975, Mrs. Helen E. Porter of 2605 McKinley Avenue, Fort Worth, Texas, delivered a two and one-half year old poodle to the clinic of DR. DOROTHY JUNE KANE for treatment.

9. That on or about December 31, 1975, Mrs. Porter was informed by personnel employed at the KANE clinic that said poodle had died.

10. That the said Mrs. Porter picked up the body of her pet and delivered said body to DR. GEORGE E. GRIMES, 300 North University Drive, Fort Worth, Texas, for autopsy.

11. That the body of the said poodle belonging to Mrs. Porter had not in fact been frozen as reported.

CONCLUSIONS OF LAW

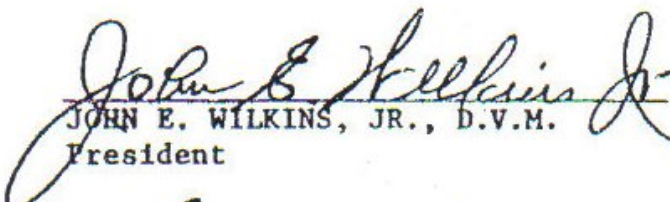
Failure to deliver the body of the cat, Gerald, to Mrs. Kunkel is a violation of the strict letter of Rule 11 of the Rules of Professional Conduct and while not a violation of the letter of Rule 19 of the Rules of Professional Conduct, DR. KANE did not fully inform and explain the condition of the dog to

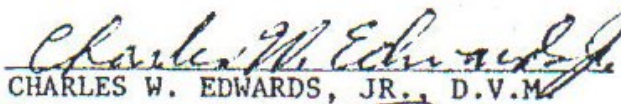
Mrs. Porter. The Board finds that the foregoing findings of fact constitute a violation of the spirit of said Rule and that a full discussion of the dog's condition would have avoided the misunderstanding between Mrs. Porter and DR. KANE.

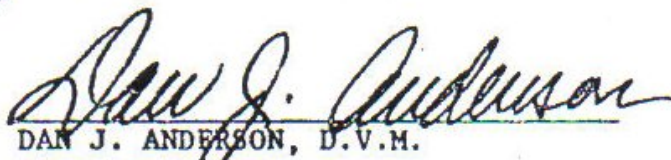
ORDER

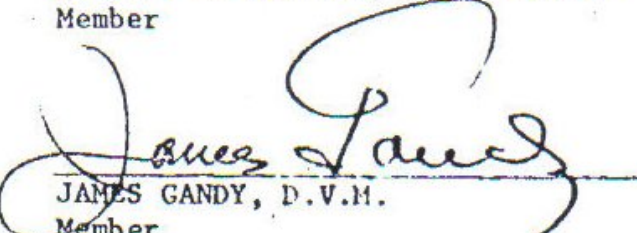
The Board finds that the foregoing facts warrant that DR. KANE be reprimanded and she IS HEREBY REPRIMANDED and she is further instructed to find a more acceptable method of handling and disposing of the remains of pets which have expired in her clinic.

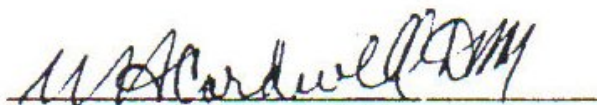
MADE the 7th day of February, 1976, and entered the 15th day of MARCH, 1976.

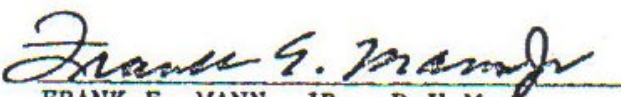

JOHN E. WILKINS, JR., D.V.M.
President


CHARLES W. EDWARDS, JR., D.V.M.
Member


DAN J. ANDERSON, D.V.M.
Vice-President


JAMES GANDY, D.V.M.
Member


W. H. CARDWELL, D.V.M.
Secretary


FRANK E. MANN, JR., D.V.M.
Member

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

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. DOROTHY J. KANE, Texas Veterinary Medical License No. 2927, 1976-1977 Renewal Certificate No. 928, 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. DOROTHY J. KANE 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 Sections 14 and 15 of said statute, and Rules of Professional Conduct Nos. 11, 19, and 20, duly promulgated by the Board in accordance with law, as follows, to-wit:

1. That on or about March 10, 1975, Mrs. Raymond E. Kunkel of 3505 Park Hollow, Fort Worth, Texas, delivered a cat by the name of Gerald to DR. DOROTHY J. KANE'S clinic for treatment.

On or about March 31, 1975, Mrs. Kunkel was informed by a member of the staff of DR. KANE'S clinic that her cat had died.

Upon request of Mrs. Kunkel, on April 1, 1975, a box was delivered to her and she was informed that the box contained the body of her cat, Gerald, when, in fact, said box did not contain the body of the said cat.

Although numerous requests have been made for the body of the cat, Gerald, the said DR. DOROTHY J. KANE has totally failed to deliver said body or to make a satisfactory explanation of her inability to deliver the body of said cat to Mrs. Kunkel.

2. That on or about the 24th day of December, 1975, Mrs. Helen E. Porter of 2605 McKinley Avenue, Fort Worth, Texas, delivered a two and one-half year old poodle to the clinic of DR. DOROTHY J. KANE for treatment and was subsequently told that said poodle was undergoing treatment. Subsequently, she was informed that the poodle was responding very well to treatment.

On or about December 31, 1975, Mrs. Porter was informed by a telephone call at 6:20 o'clock a.m., by personnel employed at the KANE clinic that her pet poodle had died around midnight. Said individual asked Mrs. Porter if she wanted the clinic to dispose of the body. Mrs. Porter told them that she would pick up the body of her pet and when she arrived at the clinic at about 7:00 o'clock a.m., the body of the poodle was warm and pliable to touch. Mrs. Porter then took the body of her poodle to Dr. George E. Grimes, 300 North University Drive, Fort Worth, Texas, for autopsy and upon examination at approximately 10:00 o'clock a.m., on the same day, Dr. Grimes reported that the body of the dog had been previously frozen and an apparent attempt had been made to thaw it out hurriedly. Dr. Grimes further reported that with the body in this condition, his best estimate was that the dog had been dead somewhere between twelve and thirty-six hours.


The above complaint, containing two (2) counts, is submitted to the Executive Secretary of the Texas State Board of Veterinary Medical Examiners this the 21 day of January, A.D., 1976.


BUDDY L. TODD

THE STATE OF TEXAS I

COUNTY OF TRAVIS I

SWORN AND SUBSCRIBED TO BEFORE ME BY BUDDY L. TODD, this the 21 day of January, A.D., 1976, to certify which witness my hand and seal of office.


BILLIE LEE MCINTIRE
Notary Public in and for
Travis County, Texas

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