

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF AN

ADMINISTRATIVE INJUNCTION INVOLVING:

KARA MUCHOW,

FINAL DECISION AND ORDER

RESPONDENT

LS0204041UNL

The parties to this proceeding for purposes of § 227.53, Stats. are:

Kara Muchow

S 10535 Hwy. C

Spring Green, WI 53588

Department of Regulation and Licensing

Division of Enforcement

1400 East Washington Ave.

PO Box 8935

Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Department Secretary. The Department Secretary has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department Secretary adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Kara Muchow, S 10535 HWY C, Spring Green, WI 53588, is not and was not at any time relevant to his action licensed either as a veterinarian or as a veterinary technician in the state of Wisconsin.
2. On exact dates unknown, but at least on or about August 15, 2000 and continuing through February 2002, Ms. Muchow has held herself out as a "certified equine dentist" available to provide dental services for horses in Wisconsin. During this period of time, Ms. Muchow has provided dental services to horses in Wisconsin and administered pre-surgical medications and sedation to horses without the presence and supervision of a licensed veterinarian, as required by secs. 453.02(6) and 453.05, Wis. Stats. and Wis. Admin. Code §VE 7.02.
3. Ms. Muchow understands that she needs a license to independently practice veterinary medicine in the state of Wisconsin. She further understands that she may perform dental prophylaxis in Wisconsin on animals only under the direct supervision of a licensed veterinarian who is personally present when services are provided.
4. In resolution of this matter, Ms. Muchow consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Department of Regulation and Licensing has jurisdiction in this proceeding pursuant to sec. 440.21, Wis. Stats.
2. By holding herself out as a "certified equine dentist" available to independently provide dental services for horses in Wisconsin, Respondent has violated sec. 453.05, Wis. Stats. and Wis. Admin. Code §VE 7.02.
3. By providing dental services to horses in Wisconsin without the presence and supervision of a licensed

veterinarian and administering anesthesia to horses, Respondent has violated sec. 453.05, Wis. Stats. and Wis. Admin. Code §VE 7.02.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the Stipulation of the parties is approved.

IT IS FURTHER ORDERED that the Respondent, Kara Muchow, is ENJOINED and PROHIBITED as follows:

1. Respondent SHALL NOT PRACTICE OR OFFER TO PRACTICE VETERINARY MEDICINE in the state of Wisconsin UNLESS AND UNTIL she obtains a license from the Veterinary Examining Board to practice as a veterinarian.
2. Respondent SHALL NOT PRACTICE OR OFFER TO PRACTICE AS A VETERINARY TECHNICIAN in the state of Wisconsin UNLESS AND UNTIL she obtains a certificate from the Veterinary Examining Board to practice as a veterinary technician.
3. Respondent SHALL NOT PROVIDE DENTAL SERVICES to animals in the state of Wisconsin WITHOUT THE PRESENCE AND SUPERVISION OF A LICENSED VETERINARIAN or UNLESS AND UNTIL she obtains a license from the Veterinary Examining Board to practice as a veterinarian or as a veterinary technician. If Respondent obtains a veterinary technician certificate, Respondent shall perform dental prophylaxis and/or tooth extraction for animals in the state of Wisconsin only under the delegation and direct supervision of a licensed veterinarian.
4. Respondent SHALL NOT ADMINISTER ANESTHESIA to animals in the state of Wisconsin UNLESS AND UNTIL she obtains a license from the Veterinary Examining Board to practice as a veterinarian, or UNTIL she obtains a certificate from the Veterinary Examining Board to practice as a veterinary technician. If Respondent obtains a veterinary technician certificate, Respondent shall administer anesthesia to animals in the state of Wisconsin only under the delegation and direct supervision of a licensed veterinarian.
5. Respondent SHALL NOT ADMINISTER SEDATION to animals in the state of Wisconsin WITHOUT THE PRESENCE AND SUPERVISION OF A LICENSED VETERINARIAN or UNLESS AND UNTIL she obtains a license from the Veterinary Examining Board to practice as a veterinarian.

6. Violation of the above-order may result in a forfeiture of up to \$10,000.00 for each offense, and each day of a continued violation constitutes a separate offense.

This Order shall become effective upon the date of its signing.

Dated at Madison, Wisconsin, this 24th day of April, 2002.

WISCONSIN DEPARTMENT OF REGULATION AND LICENSING

Oscar Herrera

Secretary of the Department