

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE VETERINARY EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : ORDER SUSPENDING THE LICENSE  
THOMAS R. SHALES, DVM, : LS0204221VET  
RESPONDENT. :

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On March 19, 2003, the Veterinary Examining Board filed its Final Decision and Order in the above-captioned matter. By the terms of the board's order, Dr. Shales' license was suspended for an indefinite period. The suspension was stayed for a period of three months, and provision was made for further stays of the suspension upon submission of evidence that Dr. Shales has complied with conditions and limitations placed on the license. Among these are the following:

Respondent must enroll and continue successful participation in all components of a drug and alcohol and/or mental health outpatient treatment program at a treatment facility acceptable to the Board as Respondent's Supervising Health Care Provider shall determine to be appropriate for Respondent's rehabilitation. Respondent was to commence involvement in the rehabilitation program within 5 days of the effective date of this Order.

The rehabilitation program must include and Respondent must participate in individual and/or group therapy sessions for the first year of the stayed suspension upon a schedule as recommended by the supervising physician or therapist, but not less than once monthly. 6.

Respondent must abstain from all personal use of controlled substances as defined in Sec. 161.01(4), Stats. except when necessitated by a legitimate medical condition and then only with the prior approval of his Supervising Health Care Provider, and must abstain from all personal use of alcohol.

Respondent was required to enroll and begin participation in a drug and alcohol monitoring program which is approved by the department, requiring the testing of urine specimens at a frequency of not less than twenty-six (26) times each year.

Respondent must refrain from access to or the administration of Schedule II and III narcotic controlled substances until such time as access or administration is approved by the Board and DNA.

Respondent must maintain a log of all controlled substances prescribed, dispensed or administered by him that identifies the client, patient, identity and quantity of drug and date of service.

Within thirty (30) days from the effective date of the Order, Respondent was to obtain a Professional Mentor acceptable to the Board, who shall be responsible for supervision of Respondent's practice

Within 90 days from the effective date of this Order, respondent was to submit evidence acceptable to

the Board that he has participated in and successfully completed a board-approved course in conducting ovariectomies

The Order provides that violation of any of the terms of the Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license; the Board in its discretion may in the alternative deny a stay of suspension of the license or impose additional conditions and limitations or other discipline.

On November 12, the board considered Dr. Shales' request for modifications to the board's Order, and Dr. Shales appeared before the board with Attorney James Koppelman in support of his requests. The board also considered Dr. Shales' failure to comply with many of the terms of the board's order. Based upon all information of record herein, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that further stay of the suspension is denied, and Dr. Shales' license is hereby suspended.

IT IS FURTHER ORDERED that upon submission of evidence that Dr. Shales has complied with the requirements of the board's Order for a period of three months, he may petition the board for reinstatement of the stay, and may at that time petition for modifications to the board's Order.

Dated this 12<sup>th</sup> day of November, 2003.

STATE OF WISCONSIN

VETERINARY EXAMINING BOARD

Diane Scott, DVM

Chair