

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST:

| | |
|----------------------------|--------------------------|
| RANDALL J. PEABODY, D.V.M. | FINAL DECISION AND ORDER |
| RESPONDENT | LS0107251VET |

The parties to this action for the purposes of sec. 227.53, Wis. Stats., are:

Randall J. Peabody D.V.M.
N 1172 Highway 120 South
Lake Geneva, Wi 53147

Veterinary Examining Board
1400 E. Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
1400 E. Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter, Randall J. Peabody, D.V.M., Respondent and Pamela M. Stach, Attorney for the Department of Regulation and Licensing, agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Veterinary Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Randall J. Peabody, D.V.M., of N1172 Highway 120 South, Lake Geneva, Wisconsin 53147, whose date of birth is October 9, 1956, is currently licensed to practice veterinary medicine in the State of Wisconsin under license number 3353 which was granted on June 14, 1989.
2. A formal investigation entitled 98 VET 42, is pending before the Wisconsin Veterinary Examining Board.
3. The investigation involves allegations that Respondent improperly utilized and failed to properly monitor a constricting abdominal pressure wrap he placed on a female canine following an ovariohysterectomy on April 2 and 3, 1996. The abdominal pressure wrap was constructed in part of materials which were not developed for medical use.
4. Subsequent to April 3, 1996 and prior to commencement of this investigation, Respondent voluntarily restricted the use of the constricting abdominal pressure wrap.

5. Respondent has voluntarily agreed to further limit his use of constricting abdominal pressure wraps as set forth in the Order below.

CONCLUSIONS OF LAW

1. The Wisconsin Veterinary Examining Board has jurisdiction in this proceeding pursuant to Wis. Stats. sec. 453.04.
2. The Wisconsin Veterinary Examining Board has the authority to resolve this matter by stipulation without an evidentiary hearing pursuant to Wis. Stats. sec. 227.44(5).

ORDER

NOW, THEREFORE, IT IS ORDERED that the Stipulation of the parties, as attached hereto, is accepted.

IT IS FURTHER ORDERED, that the license of Randall J. Peabody shall be limited on the following terms and conditions:

- 1) A constricting abdominal pressure wrap (wrap) will be used only in circumstances where control of severe life threatening abdominal hemorrhage is necessary. The wrap is to be used to limit further blood loss until intravenous blood volume replacement therapy can be established and the source of the bleeding can be determined and corrected.
- 2) The materials used to construct the wrap shall include only those products specifically developed for medical use.
- 3) Use of the wrap shall not exceed two hours unless the physical examination findings warrant further use.
- 4) While the wrap is in place the animal shall be continually monitored at 15 to 30 minute intervals or more frequently as the animal's condition warrants. The monitoring shall be performed by the Respondent, or, if a medical emergency requires his presence, by a veterinary technician who will immediately report the clinical findings to Respondent for his medical assessment. The Respondent shall be available for immediate follow up should the animal require further assessment or treatment.
- 5) The wrap shall be removed for assessment of the animal's condition by Respondent at least two hours prior to closure of the clinic each day. The wrap shall not be used when Respondent or the designated veterinary technician are not present in the clinic.
- 6) Documentation of all medical assessments for use of the wrap and clinical findings and assessments at monitoring shall be included in the patient record.

IT IS FURTHER ORDERED that Respondent shall pay costs in the amount of \$550 payable to the Department of Regulation and Licensing, P.O. Box 8935, Madison, Wisconsin 53708-8935 within ninety (90) days of the effective date of this Order.

IT IS FURTHER ORDERED, that the pending investigation 98 VET 42 is closed without further proceedings.

Dated at Madison, Wisconsin this 25th day of July, 2001.

WISCONSIN VETERINARY EXAMINING BOARD

Diane Scott D.V.M.

Chairperson