

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE WISCONSIN VETERINARY EXAMINING BOARD

In The Matter Of Disciplinary Proceedings Against :

ORDER : FINAL DECISION AND

CAROL L. HEMKER, V.T., :

Respondent. :

LS0211134VET

Division of Enforcement Case #01 VET 044

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

Carol L. Hemker, V.T.

1104 Jones Street

Watertown, WI 53094

Wisconsin Veterinary Examining Board

P.O. Box 8935

Madison, WI 53708-8935

Department of Regulation and Licensing

Division of Enforcement

P.O. Box 8935

Madison, WI 53708-8935

The Wisconsin Veterinary Examining Board received a Stipulation submitted by the parties to the above-captioned matter. The Stipulation, a copy of which is attached hereto, was executed by Carol L. Hemker, V.T. personally, and by Michael J. Berndt, attorney for the Department of Regulation and Licensing, Division of Enforcement. Based upon the Stipulation of the parties, the Wisconsin Veterinary Examining Board makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Carol L. Hemker, V.T. was born October 20, 1953. Ms. Hemker's latest address on file with the Department of Regulation and Licensing is 1104 Jones Street, Watertown, WI 53094.

2. Ms. Hemker is licensed to practice in the state of Wisconsin as a veterinarian technician pursuant to license #51-8900588.

3. Ms. Hemker is employed as the manager of the Watertown Humane Society.

4. On exact dates unknown, but in 2000, Ms. Hemker neutered an unknown number of male cats using Ketamine and Rompun as an anesthetic.

5. Ketamine and Rompun are controlled substances, which the Drug Enforcement Agency only permits the Watertown Humane Society to use for purposes of euthanasia.

CONCLUSIONS OF LAW

1. The Veterinary Examining Board has jurisdiction in this matter pursuant to § 453.04, Stats.

2. The Veterinary Examining Board has the authority to resolve this disciplinary proceeding by Stipulation without an evidentiary hearing pursuant to § 227.44 (5), Stats.

3. The conduct described in paragraph 3, above, constitutes a violation of Wis. Admin. Code secs. VE 9.05 (3) and (4).

ORDER

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

IT IS FURTHER ORDERED that Carol L. Hemker, V.T. is hereby REPRIMANDED.

IT IS FURTHER ORDERED that Carol L. Hemker, V.T. shall pay costs in the amount of FOUR HUNDRED FIFTY dollars (\$450.00). Payment shall be submitted within sixty (60) days from the date of this order. Payment shall be made by *certified check or money order*, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing

P. O. Box 8935

Madison, WI 53708-8935

FAX (608) 266-2264

TEL. (608) 267-3817

The rights of a party aggrieved by this Final Decision and Order to petition the Wisconsin Veterinary Examining Board for rehearing and to petition for judicial review are set forth in the attached "Notice of Appeal Information."

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

By: Diane Scott

11-13-02

A Member of the Board

Date