

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	:	
	:	FINAL DECISION AND ORDER
DALE PENEGOR, D.V.M.,	:	LS0303122VET
RESPONDENT.	:	

Division of Enforcement
02 VET 004

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

Dale Penegor, D.V.M.
5300 South 108th Street
Hales Corners, WI 53130

Wisconsin Veterinary Examining Board
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935

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

The parties in this matter, Dale Penegor, D.V.M., Respondent, personally and through his attorney, Robert J. Penegor, 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. Dale Penegor, D.V.M., Respondent herein, of 5300 South 108th Street, Hales Corners, Wi 53130, is currently licensed to practice veterinary medicine in the State of Wisconsin under license # 850 which was granted on or before January 1, 1965.

2. A formal investigation, entitled 02 VET 004, is pending before the Wisconsin Veterinary Examining Board.

3. The investigation involves allegations that the Respondent failed to properly diagnose and treat demodectic mange in a male coonhound dog.

4. Respondent has cooperated fully with the investigation and in resolution of this matter has agreed to voluntarily participate in a reeducational program.

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 proceeding 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 is approved.

IT IS FURTHER ORDERED that Dale Penegor, D.V.M., shall, within six months of the date of this Order, participate in and successfully complete an educational program of not less than ten hours in the diagnosis and treatment of skin diseases in dogs, with an emphasis on demodectic mange. The educational program shall be developed and conducted by a veterinary dermatologist or other veterinarian who practices veterinary dermatology. The educational program shall consist of approved readings on skin diseases, their diagnosis and treatment, and personal instruction requiring Dr. Penegor to meet with the veterinarian conducting the program to discuss the results of the reading. In addition, the veterinarian conducting the program shall examine Dr. Penegor's knowledge of appropriate diagnosis and treatment of skin diseases in dogs, with an emphasis on demodectic mange, by discussing theoretical presenting conditions and clinical findings and inquiring Dr. Penegor to identify the appropriate diagnosis and approved treatment choices.

The names of the veterinarian/s conducting the educational program and a description of the program, readings and examination components shall be submitted to the Veterinary Examining Board, or its designee, for preapproval prior to the commencement of the program. The veterinarian conducting the educational program shall have no business or social relationship with Dr. Penegor. All costs of the program shall be the responsibility of Dr. Penegor.

IT IS FURTHER ORDERED that the Dr. Penegor, shall ensure that the veterinarian/s conducting the program will provide written evaluation of his participation in and successful completion of the program.

IT IS FURTHER ORDERED that the reports required to be filed with the Wisconsin Veterinary Examining Board be filed with:

Department Monitor

Department of Regulation and Licensing

Division of Enforcement

P.O. Box 8935

1400 E. Washington Ave.

Madison, WI 53708

All reports will be deemed filed with the Veterinary Examining Board upon receipt by the Department Monitor.

IT IS FURTHER ORDERED that Dale Penegor, D.V.M., shall appear before the Wisconsin Veterinary Examining Board, if an appearance is requested by the Board, at the conclusion of the education program to establish that he has complied with all of the terms of this Final Decision and Order. If such appearance is required, Dr. Penegor shall be notified in writing.

IT IS FURTHER ORDERED, that the pending investigation 97VET 004 is closed without further proceedings.

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".

Dated at Madison, Wisconsin, this 12th day of March, 2003.

WISCONSIN VETERINARY EXAMINING BOARD

Diane Scott

A Member of the Board