

# 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 THE DISCIPLINARY | : |                          |
| PROCEEDINGS AGAINST               | : |                          |
|                                   | : | FINAL DECISION AND ORDER |
| CHARLES S. FRAME, D.V.M.          | : | LS0305282VET             |
| RESPONDENT.                       | : |                          |

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

Charles s. Frame, D.V.M.  
4022 Bannon Road  
Marshall, Wisconsin 53559

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, Charles S. Frame, 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. Charles S. Frame, D.V.M., Respondent herein, of 4022 Bannon Road, Marshall, Wi 53559, whose date of birth is October 18, 1958, is currently licensed to practice veterinary medicine in the State of Wisconsin under

license number 2654 which was granted on June 20, 1984.

2. An investigation, entitled 02 Vet 023 is pending before the Wisconsin Veterinary Examining Board.

3. On May 4, 2002, Respondent performed a physical examination on a three year old miniature daschound owned by Todd Traeder.

4. The dog had been a previous patient of Respondent and had no history of biting or other behavioral problems.

5. During the course of the physical examination, the dog became agitated, baring his teeth and growling. Respondent restrained the dog by grabbing the dog by the scruff of the neck and holding him on the table. The dog responded by urinating and yelping.

6. Upon releasing the dog, the Traeder dog bit Respondent on the hand.

7. Respondent grabbed the dog again by the scruff of the neck and held it over the floor at which time the dog urinated, defecated, and continued yelping. Respondent then dropped the dog onto the floor.

8. The owners noted and photographed bilateral abdominal bruising following the incident.

9. Respondent apologized to the owner, indicating that he should have recognized the need for a different type of restraint of the dog.

10. Respondent voluntarily participated in a meeting with the prosecuting attorney and the advisor assigned to this case for the purpose of discussing his conduct and reasoning in this matter.

11. Respondent has cooperated fully throughout this investigation and voluntarily agrees to a reeducational program in proper restraint techniques.

#### 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 Charles S. Frame, D.V.M. to practice veterinary medicine shall be LIMITED on the following terms and conditions:

Within nine months of the effective date of this Order, Respondent shall participate in and successfully complete a course in appropriate restraint techniques, including the use of additional clinic personnel. The course is to be provided through the University of Wisconsin School of Veterinary Medicine or another facility acceptable to the Board. The course shall consist of clinical and, if necessary, classroom and/or home study of not more than ten hours. A description of the course content and parameters shall be submitted to the Veterinary Examining Board, or its designee, for approval prior to commencement of the program. Respondent shall permit and ensure that the person/s conducting the programs provide written evaluation of Respondent's participation in and successful completion of the course. All costs of the programs shall be the responsibility of the Respondent.

IT IS FURTHER ORDERED that Respondent shall pay costs in this matter in the amount of \$100. Costs are payable to the Department of Regulation and Licensing. P.O. Box 8935, Madison, Wisconsin, 53708-8935 within thirty days of the effective date of this Order.

IT IS FURTHER ORDERED, that the pending investigation entitled 02Vet 023 is closed without further proceedings.

Dated at Madison, Wisconsin this 28<sup>th</sup> day of May, 2003.

WISCONSIN VETERINARY EXAMINING BOARD

Diane Scott

A Member of the Board