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STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
JANICE L. BUBACK, D.V.M.,	:	LS0608232VET
RESPONDENT.	:	

Division of Enforcement Case #04 VET 024

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

Janice L. Buback, D.V.M.
4517 Stonebridge Court
Appleton, WI 54915

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

Veterinary Examining Board
Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Veterinary Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Janice L. Buback, D.V.M., (DOB 06/30/1966) is duly licensed to practice veterinary medicine in the state of Wisconsin (license #50-5313). This license was first granted on 07/16/2001.
2. Dr. Buback's most recent address on file with the Wisconsin Veterinary Examining Board is 4517 Stonebridge Court, Appleton, WI 54915.
3. At all times relevant to this action, Dr. Buback was working as a veterinarian for Fox Valley Animal Referral, 842 Westhill Blvd., Appleton, Wisconsin 54915.
4. On December 6, 2002, Respondent removed a tumor from Koda, a male neutered dog.
5. In June 2004, it was discovered Koda had a large mass which turned out to be hepatocellular carcinoma. Koda was euthanized and a necropsy was performed. The necropsy showed that a surgical hemostat had been left in Koda from the

December 6, 2002 surgery performed by the Respondent to remove the tumor.

6. Respondent consents to the issuance of the following Conclusions of Law and Order in resolution of this matter.

CONCLUSIONS OF LAW

1. The Veterinary Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stats. §§ 453.04 and 453.07 and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5)
2. The conduct described in paragraph 3, 4 and 5, above, constitutes a violation of Wis. Admin. Code § VE 7.06(1).

ORDER

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

IT IS FURTHER ORDERED that Janice L. Buback, D.V.M. (license #50-5313) is hereby REPRIMANDED.

IT IS FURTHER ORDERED that Janice L. Buback, D.V.M. shall pay costs in the amount of THREE HUNDRED dollars (\$300.00). Payment shall be submitted within ninety (90) 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

In the event the Respondent fails to pay costs as ordered the Respondent's license SHALL BE SUSPENDED until the Respondent has complied with the terms of this Order.

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

WISCONSIN VETERINARY EXAMINING BOARD

By: Larry D. Mahr DVM
A Member of the Board

8/23/06