

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF	:	
	:	
ALBERT E. PRUDOM, D.V.M.	:	FINAL DECISION & ORDER
	:	FOR REMEDIAL EDUCATION
	:	LS0608238VET
	:	

Division of Enforcement Case # 05VET015

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

Albert E. Prudom, D.V.M.
421 Industrial Avenue
Clintonville, WI 54929

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

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 (“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. Albert E. Prudom, D.V.M., (DOB April 27, 1948) is duly licensed as a veterinarian in the state of Wisconsin (license #1852). This license was first granted on June 23, 1978.
2. Albert E. Prudom’s most recent address on file with the Wisconsin Veterinary Examining Board is 421 Industrial Avenue, Clintonville, Wisconsin 54929.
3. At all times relevant to this action, Albert E. Prudom, D.V.M. was working as a veterinarian at 421 Industrial Avenue, Clintonville, Wisconsin 54929.
4. An informal complaint received by the Veterinary Examining Board alleges Albert E. Prudom, D.V.M. prescribed Baytril in manner which is contraindicated and without discussing the potential side effects with the owner.

5. "Sayler", a Saint Bernard dog, (DOB 8/01) was given prescriptions for Baytril on December 12, 2001 and December 28, 2001. Each prescription was for 10 days to treat a bladder infection. "Sayler" developed osteochondrosis.

6. The label on Baytril indicates under Contraindications, "The use of enrofloxacin is contraindicated in small and medium breeds of dogs during the rapid growth phase (between 2 and 8 months of age). The safe use of enrofloxacin has not been established in large and giant breeds during the rapid growth phase."

7. The following Order does not constitute a disciplinary action against Dr. Prudom and/or his license by either the Department of Regulation and Licensing, Division of Enforcement or the Wisconsin Veterinary Examining Board. This is not an admission of negligence, unprofessional conduct or other violation of law by Dr. Prudom, nor is it to be viewed as a finding of unprofessional conduct, negligence, or violation of law by the Department of Regulation and Licensing, Division of Enforcement or the Wisconsin Veterinary Examining Board.

CONCLUSIONS OF LAW

1. The Wisconsin Veterinary Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. §453.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. §227.44(5).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Albert E. Prudom, D.V.M., will, within 9 months of the date of this Final Decision And Order, take and complete twelve (12) hours of a continuing education course in pharmacology. The nine pharmacology seminars and three additional seminars at the "CVC East" sponsored by Advanstar Veterinary Healthcare Communications in Baltimore, Maryland between March 31, 2006 and April 3, 2006 shall satisfy that requirement.

2. The seminars at "CVC East" attended by Albert E. Prudom, D.V.M. between March 31, 2006 and April 3, 2006 is approved by the Wisconsin Veterinary Examining Board as satisfying the requirement that the Respondent take and satisfactorily complete twelve hours in pharmacology.

3. Albert E. Prudom shall within 60 days of this Final Decision and Order for Remedial Education file an affidavit with the Veterinary Examining Board stating under oath that he has attended 12 credit hours of seminars at "CVC East", sponsored by Advanstar Veterinary Healthcare Communications, along with supporting documentation of attendance from the sponsoring organizations. This affidavit and the supporting documentation of attendance will be filed with:

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

All certifications, affidavits or other documents required to be filed with the Veterinary Examining Board will be deemed filed upon receipt by the Department Monitor.

4. Albert E. Prudom, D.V.M., will, within 12 months of the date of this Final Decision And Order, take and complete one (1) hour of continuing education course in record keeping. Each course attended in satisfaction of this Order must be preapproved by the Veterinary Examining Board or its designee. Albert E. Prudom, D.V.M. will be responsible for locating a course satisfactory to the Veterinary Examining Board and for obtaining the required approval of the course from the Veterinary Examining Board or its designee. Albert E. Prudom will within 60 days of completion of this educational requirement file an affidavit with the Veterinary Examining Board stating under oath that he has attended in its entirety the course approved for satisfaction of this requirement along with supporting documentation of attendance from the sponsoring

organizations. This affidavit and the supporting documentation of attendance will be filed with:

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

All certifications, affidavits or other documents required to be filed with the Veterinary Examining Board will be deemed filed upon receipt by the Department Monitor.

4. Albert E. Prudom, D.V.M. will be responsible for paying the full cost of attendance at these courses. Albert E. Prudom, D.V.M. will not apply any of the continuing education credits earned in satisfaction of this Order toward satisfaction of his Wis. Stat. §453.062(2), biennial training requirements.

IT IS FURTHER ORDERED that:

5. Albert E. Prudom, D.V.M. shall, within one year from the date of this Order, pay costs of this proceeding in the amount of four hundred dollars (\$400.00). Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935

6. In the event Albert E. Prudom, D.V.M. fails to timely pay costs as ordered or fails to comply with the ordered continuing education, Albert E. Prudom, D.V.M.'s license (# 1852) SHALL BE SUSPENDED, without further notice or hearing, until Albert E. Prudom, D.V.M. has complied with the terms of this Order. The Board or its designee will remove the suspension, if provided with sufficient information that Albert E. Prudom, D.V.M. is in compliance with the Order and that it is inappropriate for the suspension to remain in effect. The Board in its discretion may impose additional conditions and limitations for a violation of any of the terms of this Order.

7. Albert E. Prudom, D.V.M. is responsible for compliance with all of the terms and conditions of this Final Decision and Order.

8. This Order is effective on the date of its signing.

WISCONSIN VETERINARY EXAMINING BOARD

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

8/23/06
Date

IN THE MATTER OF THE LICENSE OF	:	
	:	
	:	STIPULATION
ALBERT E. PRUDOM, D.V.M.	:	
	:	Case # _____
	:	

Division of Enforcement Case # 05VET015

It is hereby stipulated between Albert E. Prudom, D.V.M., personally, and Michael J. Berndt, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation is entered into as a result of an informal complaint against Albert E. Prudom, D.V.M. received by the Division of Enforcement (case # 05 VET 015). Albert E. Prudom, D.V.M. consents to the resolution of this investigation by stipulation and without issuance of a formal complaint.
2. Albert E. Prudom, D.V.M. understands that by signing this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing on the allegations against him, at which time the state has the burden of proving those allegations by a preponderance of the evidence, the right to confront and cross-examine the witnesses against him, the right to call witnesses on his behalf and to compel their attendance by subpoena, the right to testify himself, the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision, the right to petition for rehearing, the right to judicial review, and all other applicable rights afforded to him/her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.
3. Albert E. Prudom, D.V.M. has obtained legal advice prior to signing this Stipulation.
4. Albert E. Prudom, D.V.M. agrees to the adoption of the attached Final Decision and Order by the Wisconsin Veterinary Examining Board. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Albert E. Prudom, D.V.M. waives all rights to any appeal of the Board’s Order, if adopted in the form attached.
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that either the Board or Dr. Prudom has been prejudiced or biased in any manner by consideration of this attempted resolution.
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and the member of the Veterinary Examining Board assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Albert E. Prudom, D.V.M. or his attorney, if any, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board’s deliberations on the Stipulation.
7. The Division of Enforcement joins Albert E. Prudom, D.V.M. in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

Patrick J. Coffey
Attorney for the Respondent
Menn Law Firm
222 N. Oneida Street
Appleton, WI 54912-0785

Date

Michael J. Berndt
Attorney for the Department of Regulation & Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

Date