

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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IN THE MATTER OF A PETITION FOR AN :  
ADMINISTRATIVE INJUNCTION INVOLVING :  
 : LS0812054 UNL  
LEE MINKS, :  
RESPONDENT. :

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FINAL DECISION AND SPECIAL ORDER OF INJUNCTION  
WIS. STAT. § 440.21(2)

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Division of Enforcement Case Nos. 03 UNL 057 and 04 UNL 016

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

Lee Minks  
6600 Lawrence 2137  
Stotts City, MO 65756

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

Department of Regulation and 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 Department. The Department has reviewed this Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Lee Minks, Respondent, date of birth March 21, 1960, has never been licensed as a veterinarian or a veterinary technician in the State of Wisconsin, pursuant to Chapter 453 of the Wisconsin Statutes and has never been licensed as a veterinarian or veterinary technician in any other State.
2. Respondent’s address is 6600 Lawrence 2137, Stotts City, Missouri 65756.
3. Respondent is a certified equine dentist. He received his certification from the Academy of Equine Dentistry located in Glens Ferry, Idaho.

4. On August 15, 2003, on a farm located in Wisconsin, the Respondent sedated a horse with a small amount of Acepromazie, an anesthetic drug, prior to performing a “float”.
5. Wis. Admin. Code § VE 7.02(4)(a) requires that the administration of local or general anesthesia, including induction and monitoring, be performed by a veterinarian or delegated to a certified veterinary technician under the direct supervision of a veterinarian.

#### CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing has jurisdiction over this matter, pursuant to Wis. Stat. §§ 440.21(1) and (2) and is authorized to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).
2. Respondent, Lee Minks, engaged in the unlicensed practice of veterinary medicine in Wisconsin, in violation of Wis. Stat. § 453.05(1).

#### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Respondent, Lee Minks, is prohibited from engaging in the practice of veterinary medicine in the state of Wisconsin.

IT IS FURTHER ORDERED that Respondent, Lee Minks, be, and hereby is, notified that any person who violates a special order such as this, issued under Wis. Stat. § 440.21 may be required to forfeit not more than \$10,000.00 for each offense and that each day of continued violation constitutes a separate offense.

Department of Regulation and Licensing

By: Celia M. Jackson  
Secretary

12/5/08  
Date

STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION & LICENSING

IN THE MATTER OF A PETITION FOR AN :  
ADMINISTRATIVE INJUNCTION INVOLVING : STIPULATION  
:  
LEE MINKS, : LS \_\_\_\_\_ UNL  
RESPONDENT. :

Division of Enforcement Case Nos. 03 UNL 057 and 04 UNL 016

It is hereby stipulated and agreed, by and between Lee Minks, Respondent; and Michael J. Berndt, attorney for the Petitioner, Wisconsin Department of Regulation and Licensing, Division of Enforcement, as follows:

1. The Wisconsin Department of Regulation and Licensing, Division of Enforcement, has open investigative files pending regarding Respondent (03 UNL 057 and 04 UNL 016), which contain allegations that Respondent, who has never been licensed as a veterinarian or veterinary technician in the state of Wisconsin, represented himself as a veterinarian or veterinary technician and that he engaged in the practice of veterinary medicine in the state of Wisconsin.
2. Respondent 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; and all other applicable rights afforded to him 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. Respondent has been provided an opportunity to obtain advice of legal counsel prior to signing this Stipulation.
4. Respondent neither admits nor denies the allegations. Respondent agrees that there is evidence to support the findings and conclusion in the attached Final Decision and Special Order of Injunction and further agrees to its issuance by the Department of Regulation and Licensing. The parties to the Stipulation consent to the entry of the attached Final Decision and Special Order of Injunction without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's Order, if adopted in the form as attached.
5. If the terms of this Stipulation are not acceptable to the Department, 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 Department, the parties agree not to contend that the Department has been prejudiced or biased in any manner by the consideration of this attempted resolution.
6. The parties to this Stipulation agree that the attorney for the Division of Enforcement may appear before the Department for the purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on this Stipulation.

\_\_\_\_\_  
Lee Minks  
Respondent  
6600 Lawrence 2137  
Stotts City, MO 65756

\_\_\_\_\_  
Date

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Michael J. Berndt  
Attorney for Complainant  
Wisconsin State Bar #1009070  
Department of Regulation and Licensing  
Division of Enforcement  
PO Box 8935  
Madison, WI 53708-8935

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Date