

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF A PETITION FOR AN :
ADMINISTRATIVE INJUNCTION INVOLVING :
: ADMINISTRATIVE INJUNCTION
:
KARIN KANTON, : ORDER 0000218
RESPONDENT. :
:

Division of Enforcement Case # 06 UNL 095

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

Karin Kanton
3052 County Highway W
Deerfield, WI 53531

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 have agreed to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Secretary. The Secretary has reviewed this Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Karin Kanton, (D.O.B.: November 30, 1957) was formerly licensed as a veterinarian in the State of Wisconsin (license #3218-50). This license was first granted on August 11, 1988, and expired on December 31, 2005.

2. Respondent's most recent address on file with the Wisconsin Veterinary Examining Board is 3052 County Highway W, Deerfield, Wisconsin 53531.

3. On or about June 9, 2006, the Wisconsin Department of Revenue placed a tax hold on the Respondent's veterinary license due to delinquent payment of taxes.

4. On or about June 26, 2006, the Department of Regulation and Licensing changed Respondent's licensure status to "denied" as a result of the tax hold by the Department of Revenue.

5. At no time subsequent to the placement of the tax hold on the Respondent's veterinary license has the Respondent satisfied the delinquent tax obligations. Pursuant to Wis. Stat. § 440.08(3), Respondent may reinstate her license upon payment of a fee until December 31, 2010.

6. On or about July 14, 2009, a Division of Enforcement investigator, Linda Nicholls, made undercover contact by telephone with the Respondent and discussed symptoms her cat was reportedly experiencing. Investigator Nicholls set up an appointment with the Respondent to come to her home on July 22, 2009 to examine the Nicholls' personal cat "Layla".

7. On or about July 15, 2009, Investigator Nicholls, using the e-mail address lanick57@yahoo.com, made contact with the Respondent, by sending an e-mail to the Respondent at the e-mail address of drkanton@earthlink.net for the purpose of confirming an appointment on July 22, 2009 at Investigator Nicholls' house and to inquire as to what kind of payment she accepted.

8. On or about July 20, 2009, the Respondent e-mailed Investigator Nicholls back confirming that she could come to her house at 10:30 a.m.; that the house call fee was \$35 and the examination fee was \$30; and that payment by check or cash was acceptable.

9. On or about July 22, 2009, the Respondent presented to Investigator Nicholls' house for the purpose of examining and treating "Layla". The Respondent conducted a physical exam which revealed mild gingivitis and mild tartar. She provided Investigator Nicholls with a bottle labeled Clindamycin, 25 mg and recommended a cleaning and polishing in the near future.

10. The Respondent provided Investigator Nicholls with a receipt dated July 22, 2009 for a house call, examination and antibiotic totaling \$80.98.

11. On or about August 19, 2009, the Department made written contact with the Respondent requesting a copy of "Layla's" records.

12. On or about September 2, 2009, the Department received a letter from the Respondent dated August 31, 2009, in which the Respondent advised that she treated "Layla" at Investigator Nicholls' home, performed a physical exam, made a diagnosis of gingivitis and mild tartar, prescribed and dispensed Clindamycin, and made recommendations for future veterinary care. The Respondent also provided a computer printout titled "Patient History" on which the date of treatment, the type of visit, diagnosis, and prescription were noted. The Respondent also provided a copy of an e-mail confirming the visit date and time with Nicholls.

CONCLUSIONS OF LAW

1. Wis. Stat. §453.05(1) states that no person may engage in the practice of veterinary medicine, or use, in connection with his or her name, any title or description which may convey the impression that he or she is a veterinarian, without a license or temporary permit from the examining board; and Wis. Admin. Code § VE 7.06(20) provides that no person may engage in the practice of veterinary medicine under an expired license.

2. The Department of Regulation and Licensing has authority to issue this Administrative Injunction as a special order under Wis. Stat. § 440.21 and Wis. Admin. Code Ch. RL 3.

ORDER

IT IS ORDERED:

IT IS ORDERED, that the attached stipulation is accepted.

IT IS FURTHER ORDERED, that Respondent Karin Kanton is enjoined and prohibited from engaging in the practice of veterinary medicine in Wisconsin unless and until she is duly licensed as a veterinarian in Wisconsin.

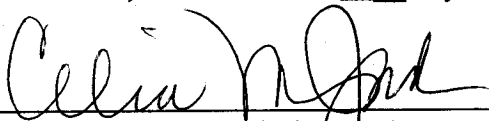
Respondent Karin Kanton is further enjoined and prohibited from holding herself out as authorized to practice veterinary medicine in Wisconsin unless and until she is duly licensed as a veterinarian in Wisconsin.

Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation per Wis. Stat. § 440.21(4)(a).

IT IS FURTHER ORDERED, that if the Secretary determines that there is probable cause to believe that respondent has violated any terms of this final decision and order, the

Secretary may order that the violations covered by this decision and order be referred to any appropriate prosecutorial unit for review for possible criminal charges.

Issued at Madison, Wisconsin this 26th day of May, 2010.



Celia Jackson, Secretary or designee
Department of Regulation and Licensing