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STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
MICHAEL A. BEISBIER, D.V.M., : FINAL DECISION AND ORDER
RESPONDENT. : ORDER 0000334

[Division of Enforcement Case # 07 VET 046]

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

Michael A. Beisbier, D.V.M.
207 Railroad Street
Reedsburg, WI 53959

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

Wisconsin 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. Michael A. Beisbier, D.V.M., (D.O.B.: September 29, 1947) is duly licensed as a veterinarian in the state of Wisconsin (license # 50-1159). This license was first granted on July 17, 1971.

2. Respondent's most recent address on file with the Wisconsin Veterinary Examining Board is 207 Railroad Street, Reedsburg, Wisconsin 53959.

3. At all times relevant to this action, Respondent was working as a veterinarian at his clinic, the Country-Side Veterinary Service, in Reedsburg, Wisconsin.

4. On August 1, 2007, Bob Ginther brought his six month-old domestic short hair cat, "Nala", to Respondent for a de-claw procedure. The Respondent performed a de-claw procedure on that date. His records for the procedure are inadequate in the following ways: 1) they do not reflect that a pre-operative examination was performed; 2) they do not describe the type of anesthesia used; 3) they do not provide the name of the veterinarian who performed the procedure; and 4) they do not describe which paws/limbs were de-clawed.

5. On August 30, 2005, Connie Schmidt brought her eight week-old domestic short hair cat, "Diego", to Respondent for a de-claw procedure. The Respondent performed a de-claw procedure on that date. His records for the procedure are inadequate in the following ways: 1) they do not reflect that a pre-operative examination was performed; 2) they do not describe the type of anesthesia used; 3) they do not provide the name of the veterinarian who performed the procedure; and 4) they do not describe which paws/limbs were de-clawed.

6. Respondent's patient records with regard to the Schmidt cat and the Ginther cat do not meet the requirements of Wis. Admin. Code § VE 7.03.

CONCLUSIONS OF LAW

1. The Wisconsin Veterinary Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 453.07(2), and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. Respondent's conduct of failing to maintain adequate patient medical records as required by Wis. Admin. Code § VE 7.03, as described in paragraphs 4 and 5, above, constitutes a violation of Wis. Stat. § 453.07(2)(a) and Wis. Admin. Code § VE 7.06(15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Michael A. Beisbier, D.V.M., is hereby REPRIMANDED.

IT IS FURTHER ORDERED that:

2. Respondent shall, within six (6) months from the date of this Order, obtain and successfully complete the record-keeping course through the Wisconsin Veterinary Medical Association. The course attended in satisfaction of this requirement may not be used to satisfy the statutory continuing education requirements for licensure.

3. Respondent shall be responsible for obtaining the course(s) required under this Order, for providing adequate course descriptions to the Department Monitor, and for obtaining pre-approval of the courses from the Wisconsin Veterinary Examining Board, or its designee, prior to commencement of the programs. All costs of the educational programs shall be the responsibility of the Respondent.

4. Within thirty (30) days following completion of the course(s) identified in paragraph 2 above, Respondent shall file with the Department Monitor certifications from the sponsoring organization(s) verifying his attendance at the required courses.

5. Respondent shall, within (90) days from the date of this Order, pay costs of this proceeding in the amount of ONE THOUSAND (\$ 1,000.00) dollars. 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
Telephone (608) 267-3817
Fax (608) 266-2264

6. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the costs or fails to comply with the ordered continuing education as set forth above, the Respondent's license (# 50-1159) may, in the discretion of the board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs or completion of the continuing education.

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

Wisconsin Veterinary Examining Board

By: Mathinal Green DM
A Member of the Board

8/2/10
Date