

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF A PETITION FOR AN :
ADMINISTRATIVE INJUNCTION INVOLVING :
: ADMINISTRATIVE INJUNCTION
LISA NELSON, :
RESPONDENT. :
0002544

Division of Legal Services and Compliance¹ Case No. 13UNL045

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

Lisa Nelson
W24354 County Road H
Eleva, Wisconsin 54930

Wisconsin Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

Division of Legal Services and Compliance
Wisconsin Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Lisa Nelson is not and has never been licensed as a veterinarian in the State of Wisconsin.
2. On information and belief, the Wisconsin Department of Safety and Professional Services (Department) asserts that Respondent lives at W24354 County Road H, Elva, Wisconsin 54738.

¹ The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

3. On May 23, 2013, Respondent's personal online social media page depicted Respondent as owner of Buck Valley Equine, since October 2008. The same page depicted Respondent's educational institution as Texas Institute of Equine Dentistry.

4. On May 23, 2013, Buck Valley Equine's social media page revealed numerous public online postings actively seeking equine dental patients. Multiple online postings indicated Respondent conducted equine dental procedures within the State of Wisconsin. Further, Buck Valley Equine's social media page establishes that Respondent conducts equine dental procedures in exchange for monetary compensation.

5. On May 23, 2013, Buck Valley Equine business' website stated, "Buck Valley Equine strives to provide you with quality equine dentistry and alignment services..." Further, the website advertised, "[Respondent] now practice[s] the dentistry and alignment on a regular basis and if it is something you have questions about don't be afraid to contact me..."

6. Respondent, by the conduct described above, has held herself out as authorized to practice acts constituting veterinary medicine, including but not limited to "floating" and extractions.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services has jurisdiction in this matter pursuant to Wis. Admin. Code ch. SPS 3 and Wis. Stat. § 440.21, and is authorized to enter into the attached Stipulation and Order pursuant to Wis. Stat. § 227.44(5).

2. No person may engage in veterinarian medicine, or offer to do so, unless they are licensed pursuant to Wis. Stat. § 453.05(1).

3. The practice of veterinary medicine means:

To examine into the fact or cause of animal health, disease or physical condition, or to treat, operate, prescribe or advise for the same, or to undertake, offer, advertise, announce, or hold out in any manner to do any of said acts, for compensation, direct or indirect, or in expectation thereof.

4. The practice of "floating", "extraction" and other services offered by Respondent as set out above, constitute the practice of veterinary medicine, or holding oneself out as authorized to practice veterinary medicine without the required credential, contrary to Wis. Stat. § 453.025(1).

5. None of the exceptions to licensure requirements for the practice of veterinary medicine cited within Wis. Stat. § 453.025(2) are applicable.


6. The conduct described above constitutes the unlicensed practice of veterinary medicine, contrary to Wis. Stat. § 453.05(1).

ORDER

1. The attached stipulation is accepted.
2. Unless and until Respondent is properly licensed as a veterinarian by the Wisconsin Veterinary Examining Board, Respondent is enjoined and prohibited from the practice of veterinary medicine in the State of Wisconsin, or from holding herself as authorized to perform services constituting the practice of veterinary medicine.
3. Respondent may not accept compensation of any kind, whether directly or indirectly in exchange for any act constituting the practice of veterinary medicine.
4. Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation. Wis. Stat. § 440.21(4)(a).
5. If the Department determines that there is probable cause to believe that Respondent has violated any terms of this Administrative Injunction, the Department may refer the violations covered by this decision and order to any appropriate prosecutorial unit for review for possible criminal charges.

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

Issued at Madison, Wisconsin, this 29th day of July, 2013.

By: 

Michael J. Berndt, Chief Counsel
On behalf of the Department