

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

SEAN RALEIGH, D.V.M.,
RESPONDENT.

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FINAL DECISION AND ORDER

0003195

Division of Legal Services and Compliance Case No. 13 VET 013

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

Sean Raleigh, D.V.M.
791 Lois Dr.
Sun Prairie, WI 53590

Wisconsin Veterinary Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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 Veterinary Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Sean Raleigh, D.V.M., (dob November 17, 1947) is licensed in the state of Wisconsin as a veterinarian, having license number 3625-50, first granted on November 14, 1990, and with registration current through December 14, 2015. Sean Raleigh's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 791 Lois Drive., Sun Prairie, WI 53590.

2. Respondent was previously reprimanded for suturing a sponge under the skin of a patient that should only be used on the outside for absorption.

3. The Department received a complaint that indicated that complainant was in the Pet Care Centre in Sun Prairie on business and witnessed expired drugs being used on a patient. The complaint also indicated that many medications, including several bottles that were stored on a shelf, were expired, some by as much as 10 years. Some of these bottles had open needles left in the access port.

4. On July 10, 2013, investigators for the Department along with agents of the Drug Enforcement Administration (DEA) conducted an inspection of the Pet Care Centre in Sun Prairie.

5. During the course of this inspection, expired medication was found in the clinic, including two bottles of out-dated heparin with needles in the access ports, one found in the exam room and one in an open room in the back of the clinic.

6. Investigators found non-controlled substances in the controlled substances lock box. The lock box was not locked. Bottles of controlled substances were found in unsecure areas, including in an exam room and in the lab area, in contravention of DEA regulations.

7. Respondent admitted that his staff was responsible for inventory, and that he realized that his staff was not properly tracking expiration dates or was neglecting to track them at all. Respondent indicated that problems with his inventory software prevented his staff from keeping accurate track of his inventory. Respondent assumed that his staff checked for outdated medication. Respondent noticed outdated medication on the shelf, but thought that it was okay to leave it there.

8. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

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 pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Sean Raleigh, D.V.M., violated Wis. Admin. Code § VE 7.06(1) by keeping medication in the clinic far past its expiration date, by failing to keep proper records of expiration dates, and by failing to keep proper records of inventory.

3. By the conduct described in the Findings of Fact, Sean Raleigh, D.V.M., violated Wis. Admin. Code § VE 7.06(4) by failing to properly store and account for controlled substances in accordance with DEA regulations.

4. As a result of the above violations, Sean Raleigh, D.V.M., is subject to discipline pursuant to Wis. Stat. § 453.07(2).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Sean Raleigh, D.V.M., is REPRIMANDED.
3. The license to practice veterinary medicine issued to Sean Raleigh, D.V.M., (license number 3625-50) is LIMITED as follows:
 - a. Within 90 days of the date of this Order, Respondent shall successfully complete the following remedial education: A course in record keeping for inventory, and a 2 hour course in managing pharmaceuticals. If, with due diligence, a course in managing pharmaceuticals cannot be found, a two hour course in managing inventory may be substituted. None of these remedial education hours may be applied to satisfy any other requirement for continuing education.
 - b. All of the courses taken in compliance with this Order shall be pre-approved by the Board's monitoring liaison, and all of them shall be taken in a face-to face setting in which the instructor and student are in the same place at the same time, unless Respondent obtains specific exemption from this requirement for a specific course from the Board's monitoring liaison. Compliance with this Order requires that Respondent take and pass any exam offered for the courses.
 - c. Respondent shall submit proof of successful completion of the ordered education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
 - d. This limitation shall be removed from Respondent's license after Respondent satisfies the Board or its designee that Respondent has successfully completed all of the ordered education.
4. Within 90 days from the date of this Order, Sean Raleigh, D.V.M., shall pay COSTS of this matter in the amount of \$1,900.00.
5. Request for approval of courses, proof of successful course completion and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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 as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 3625-50) 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 and completion of the education.

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

WISCONSIN VETERINARY EXAMINING BOARD

by:


A Member of the Board

4-30-14
Date

STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

SEAN RALEIGH, D.V.M.,
RESPONDENT.

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STIPULATION

0003195

Division of Legal Services and Compliance Case No. 13 VET 013

Respondent Sean Raleigh, D.V.M., and the Division of Legal Services and Compliance,
Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the
Division of Legal Services and Compliance. Respondent consents to the resolution of this
investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily
and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, 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 Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by
subpoena;
- the right to testify on Respondent's own behalf;
- 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 Respondent under the United States Constitution,
the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code,
and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has
been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by
the Wisconsin Veterinary Examining Board (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. Respondent waives all rights to any appeal of the Board's order, if
adopted in the form as attached.

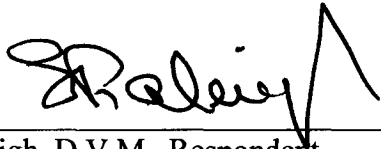
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not
be bound by the contents of this Stipulation, and the matter shall then be returned to the Division

of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board 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 or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

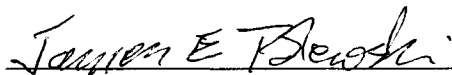
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Sean Raleigh, D.V.M., Respondent
791 Lois Drive
Sun Prairie, WI 53590
License no. 3625-50

01/22/14
Date



James E. Polewski, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

Jan 2, 2014
Date