

VIRGINIA:

BEFORE THE BOARD OF VETERINARY MEDICINE

**IN RE: DAVID REDWINE, D.V.M.
 License No.: 0301-005052
 Complaint No.: 100870**

ORDER

Pursuant to § 2.2-4019, § 2.2-4021 and § 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), a Special Conference Committee ("Committee") of the Virginia Board of Veterinary Medicine ("Board"), composed of George H. Siemering, D.V.M., and Henry McKelvin, D.V.M., met with David Redwine, D.V.M., on February 2, 2006, in Roanoke, Virginia. Dr. Redwine was present and was not represented by counsel. The purpose of the informal conference was to receive and act upon evidence concerning the allegations in the Notice of Informal Conference dated January 9, 2006.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

After consideration of the evidence and statements concerning the allegations, the Committee makes the following Findings of Fact and Conclusions of Law:

1. David Redwine, D.V.M., holds license number 0301-005052 issued by the Board to practice veterinary medicine in the Commonwealth of Virginia, and at all times material hereto was the Veterinarian-in-Charge of Valley View Animal Clinic, Gate City, Virginia.

2. Dr. Redwine violated §§ 54.1-3462(1) and 54.1-3807(4) and (5) of the Code, and 18 VAC 150-20-140(6) and 18 VAC 150-20-190.A of the Regulations of the Board of Veterinary Medicine ("Regulations"), in that he failed to include an expiration date on repackaged controlled substances in his facility.

3. Dr. Redwine violated § 54.1-3807(5) of the Code, and 18 VAC 150-20-140(6) and (7) and 18 VAC 150-20-190.D of the Regulations, in that, during an inspection of his facility on or about October 6, 2005, his stock of controlled substances was kept in an unsecured cabinet that was accessible to the his unlicensed staff, and a bottle of KetaVed (ketamine hcl, Schedule III) was found in the surgery suite.

4. Dr. Redwine violated § 54.1-3807(5) of the Code, and 18 VAC 150-20-140(6) and (7) and 18 VAC 150-20-190.F of the Regulations, in that, during an inspection of his facility on or about October 6, 2005, four (4) expired drugs were found within his working stock. This is a repeat violation from inspections in 2000 and 2004.

5. Dr. Redwine violated § 54.1-3807(5) of the Code, and 18 VAC 150-20-140(6) and 18 VAC 150-20-190.I of the Regulations, in that, during an inspection of his facility on or about October 6, 2005, his drug inventory was not signed by him or the person performing the inventory.

6. Dr. Redwine violated § 54.1-3807(5) of the Code, and 18 VAC 150-20-140(6) and (7) and 18 VAC 150-20-200.A(1) of the Regulations, in that, during an inspection of his facility on or about October 6, 2005, his surgery suite and animal housing areas were unsanitary.

7. Dr. Redwine violated Term 3 of the Board's Order entered July 15, 2004 ("2004 Order"), in that, he failed to pay the inspection fee within thirty days of the October 6, 2005, inspection as required by the 2004 Order.

8. Keith Dressler, an Inspector for the Department of Health Professions, stated that Dr. Redwine has been very cooperative and has significantly reduced the number of facilities violations over time.

ORDER

WHEREFORE, on the basis of the foregoing Findings of Fact and Conclusions of Law, it is hereby ORDERED that:

1. David Redwine, D.V.M., shall be assessed a monetary penalty of One Thousand Dollars (\$1,000.00), said penalty to be paid to the Board by certified check or money order within thirty (30) days from the date that this Order is final. If the monetary penalty is mailed, it shall be mailed by certified or registered mail. If said monetary penalty is not received within the prescribed deadline, an additional One Hundred Dollar (\$100.00) late fee shall be assessed weekly, up to a maximum of One Thousand Dollars (\$1000.00). Failure to pay the full monetary penalty plus the additional assessment within one hundred (100) days of the date of entry of this Order shall constitute grounds for an administrative proceeding.

2. Dr. Redwine's veterinary practice shall be subject to one (1) unannounced inspection within twelve (12) months from the date this Order becomes final. Dr. Redwine shall be solely responsible for the payment of a Two Hundred Dollar (\$200.00) inspection fee to be paid to the Board within thirty (30) days of the inspection. If the inspection fee is mailed, it shall be sent by certified or registered mail. If said fee is not received within the prescribed deadline, an additional One Hundred Dollar (\$100.00) late fee shall be assessed weekly, up to a maximum of One Thousand Dollars (\$1000.00). Failure to pay the full fee plus the additional assessment within one hundred (100) days of the inspection shall constitute grounds for an administrative proceeding. In the event that the inspection reveals a possible violation of the laws or regulations pertaining to the practice of veterinary medicine in the Commonwealth of Virginia, or Chapter 34 of Title 54.1, (§§ 54.1-3400 et seq.; Virginia Drug Control Act) of the Code, the Board specifically reserves the right to conduct

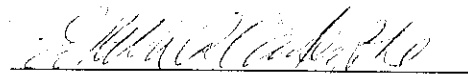
further proceedings in this matter.

3. Dr. Redwine shall maintain a course of conduct in his practice of veterinary medicine commensurate with the requirements of Chapter 38, Title 54.1 of the Code, and the Regulations of the Board of Veterinary Medicine. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of veterinary medicine in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of David Redwine D.V.M., and an administrative proceeding shall be convened to determine whether Dr. Redwine's license to practice veterinary medicine in the Commonwealth shall be suspended or revoked.

Pursuant to § 54.1-2400(10) of the Code, this Order shall become final thirty (30) days after service unless a written request for a hearing before the Board is filed with Elizabeth A. Carter, Ph.D., Executive Director, Board of Veterinary Medicine. In the event that this decision is served by mail, three (3) days shall be added to the thirty (30) day period.

Pursuant to § 2.2-4023 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public release, inspection and copying upon request.

FOR THE BOARD:

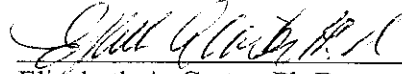


Elizabeth A. Carter, Ph.D.
Executive Director

ENTERED: February 14 2016

Certificate of Service

I hereby certify that a true copy of the foregoing Order was mailed to David Redwine, D.V.M., at Route 4, Box 514, Gate City, Virginia 24251, on the 17th day of February, 2006.



Elizabeth A. Carter, Ph.D.
Executive Director
Board of Veterinary Medicine