

BEFORE THE WEST VIRGINIA BOARD OF VETERINARY MEDICINE

IN THE MATTER OF: Dr. Norman Wilt III

**CONSENT AGREEMENT**

Comes now Norman Wilt III D.V.M., (hereinafter "Dr. Wilt"), and the West Virginia Board of Veterinary Medicine (hereinafter "Board"), by Wanda Goodwin for the purpose of agreeing to disciplinary action which shall be taken against Dr. Wilt by the Board, pursuant to West Virginia Code §30-10-19, and CSR 26-1-9.

As reflected in this document, the parties have reached an agreement concerning the proper disposition of this matter, and the Board approving such agreement, does hereby find and order as follows:

**FINDINGS OF FACT**

1. The Board is a state entity created by W. Va. Code §30-10-1, *et seq.*, and is empowered to regulate the practice of veterinary medicine, pursuant to W. Va. Code §30-10-5.
2. Dr. Wilt holds a veterinary license issued by the Board, enabling him to practice veterinary medicine in the State of West Virginia. His West Virginia veterinary license number is #20-2009.

## **STATEMENT OF CHARGES**

That Dr. Norman Wilt III, a licensed veterinarian, failed to exercise proper standards of conduct by:

- a) His failure to exercise a reasonable and legal degree of care in the acquisition over a prolonged period of controlled substances which are inappropriate for animal use.
- b) His unauthorized and illegal self medication of controlled substances preceding this Consent Agreement.
- c) Conducting himself by the aforesaid acts separately and collectively, in an incompetent, grossly negligent manner in the practice of veterinary medicine under the provisions of W. Va. Code §30-10-1. *et. seq.*
- d) Allegedly practicing veterinary medicine while under the apparent influence of drugs.

## **CONCLUSIONS OF LAW**

1. The Board has the power to place on probation, suspend a license, limit or restrict a license, revoke any license issued by the Board, or set fines pursuant to W. Va. Code §30-1-8 and §30-10-5.

2. The Board finds, as specified in the Statement of Charges that there is probable cause to believe that Dr. Wilt has violated the

standards of the practice of veterinary medicine, and has committed acts of unprofessional conduct and gross negligence.

### **CONSENT**

Dr. Wilt, by affixing his signature hereon, agrees to the following:

- 1) He is aware of his right to pursue this matter through the appropriate administrative and/or court channels, but intelligently, knowingly and voluntarily waives his right to do so.
- 2) He consents to the entry of the following Order, affecting his license to practice veterinary medicine in the State of West Virginia.
- 3) He recognizes that this document is a reprimand and is an official discipline of his license to practice veterinary medicine in the state of West Virginia, due to his unprofessional conduct and gross negligence.
- 4) He recognizes that this document is a public record, and as such, shall be reported to the American Association of Veterinary State Boards veterinarian disciplinary database.
- 5) Should proper cause arise or laws require, federal and state authorities shall be notified of this settlement via Consent Agreement.

## **ORDER**

Dr. Wilt, by affixing his signature hereon, agrees to the following:

1. Dr. Wilt at his sole expense shall commit to and complete an inpatient drug recovery and rehabilitation program prior to consideration by the Board of reinstatement of Dr. Wilt's right to practice veterinary medicine in this state.
2. Dr. Wilt is responsible for submitting the program information to the Board for review and determination of its approval within 72 hours of the acceptance by all parties of this Consent Agreement.
3. The Board shall maintain sole authority for approval of such substance abuse rehabilitation program, as meeting the requirements of the Board for this Consent Agreement.
4. Upon completion of Dr. Wilt's Board approved substance abuse rehabilitation program, Dr. Wilt shall see that the facility providing such program submits written reports to the Board of Dr. Wilt's progress during as well as at the conclusion of his inpatient treatment. The Board shall review such reports as well as any recommendations of the drug recovery program. It shall then be determined by the Board if and when Dr. Wilt may be

released from his emergency veterinary license suspension to again practice veterinary medicine in this state and under what restrictions or limitations, as well as determining the duration of his probationary status upon reinstatement of his authority to practice.

5. Respondent is aware of and accepts that he is solely responsible and liable for all expenses of any Board approved substance abuse recovery program as well as any and all pre and post program monitoring, testing or other requirements as deemed necessary by the recovery program or the Board.
6. Dr. Wilt acknowledges and agrees that the Board may at Dr. Wilt's expense randomly require him to submit to substance abuse testing as determined appropriate by the Board during the 36 months beginning at his completion of the Board approved inpatient substance abuse treatment program.
7. Dr. Wilt is aware that any positive test results or other verified determinations of substance abuse during the 36 months immediately following his release from the approved substance abuse treatment program shall be immediate cause for the Board to again suspend his privilege to practice veterinary medicine in this state if his license has been reactivated or further suspend such privilege, if his license is still under suspension. The Board shall upon such determination of substance abuse initiate actions for a hearing to determine if

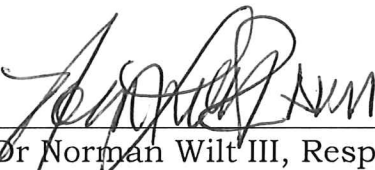
Respondent's license to practice veterinary medicine shall be further suspended or revoked.

8. If and when Dr. Wilt's veterinary license is reactivated by the Board after his substance abuse treatment program is appropriately completed, it shall be in a probationary status with the Board for 36 months from such reactivation date. During such probationary period of licensure, Dr. Wilt acknowledges and agrees to the Board or its authorized representative randomly visiting and inspecting Dr. Wilt's practice to assure there are no violations of his requirements and restrictions regarding drugs or their record keeping, or of any matter relevant to his discipline.
9. Dr. Wilt shall pay all investigatory and inspection expenses which have been or will be incurred by the Board in this case during the 36 month probationary period. Such reimbursement of expense shall be paid in full no later than sixty (60) days from the date of invoicing by the Board.
10. Dr. Wilt shall pay \$1,000.00 in administrative fees to the Board which fee shall be received by the Board no later than thirty days from the effective date of this Consent Agreement.
11. Dr. Wilt shall sign and return this document to the Board to be received no later than September 1, 2011, or the Board will pursue what further action is appropriate.

12. Any violation or failure to comply with any requirements specified in this Order by Dr. Wilt shall cancel this agreement and require the Board to proceed with a hearing to determine if Dr. Wilt's license should be further disciplined, suspended or revoked.

13. This Consent Agreement and Order constitutes the entire agreement between the parties. In recognition of this Consent Agreement and Order and these terms, we hereby affix our signatures.

**Reviewed and agreed to by:**

 8/22/11  
Dr Norman Wilt III, Respondent Date

Sarah E. Wilt  
Name of Witness or Legal Counsel for Respondent

 8/22/2011  
Signature of Witness or Legal Counsel Date

**WEST VIRGINIA BOARD OF VETERINARY MEDICINE**

By:   
Wanda Goodwin: Executive Director

ENTERED this 23rd day of August, 2011.