

ARKANSAS LIVESTOCK AND POULTRY COMMISSION

Minutes

April 17, 2025

10:00 a.m.

The Livestock and Poultry Commission met at the Arkansas Department of Agriculture, 1 Natural Resources Drive, Little Rock, AR.

Members present: Chad Chester, Bruce Maloch, Dr. Mike Pallone

Members Present via Zoom: Tyler Davis, Dr. Sara Throne, Dan Wright

Members Absent: Marcus Creasy, Dr. William Hewat, Tommy Wren

Patrick Fisk, Director, Livestock and Poultry Division, and other staff members were in attendance.

Vice Chair Pallone called the meeting to order.

1. Opening comments and introductions

Vice Chair Pallone welcomed all in attendance.

Vice Chair Pallone introduced Blake Rollins, new Executive Vice President with The Poultry Federation.

2. Consider the minutes of the January 16, 2025 quarterly meeting

Moved by Maloch, seconded by Dr. Pallone to approve meeting minutes as presented.

Motion carried.

3. Review agency reports

Accounting Division

Inoussa Zaki, Chief Fiscal Officer, presented the financial report for the period ending March 31, 2025, beginning with a reserve balance of \$14,455,932. \$10,203,272 was reported in revenues between July 1 and March 31, 2025. Expenditures totaled \$9,163,465, finishing the 3rd quarter with \$14,913,962 cash on hand, with no foreseen issues in the upcoming quarter. **Attachment 1.**

Moved by Chester, seconded by Maloch to approve the financial report as presented.

Motion carried.

Animal Health

Dr. Nilz, State Veterinarian, introduced Tom Harrington as the new office manager for veterinary and forestry licensing.

Dr. Nilz introduced the new online renewal process for veterinarians to access their individual account. The Electronic Certificates of Veterinary Inspection (eCIVs) will be launched soon.

Dr. Nilz reported that Highly Pathogenic Avian Influenza (HPAI) cases are nearing close out and restocking letters are being issued. Kevin Simmons and Dr. Moffett are completing new biosecurity audits (BCAP).

Dr. Nilz reports no new Trichomoniasis cases have been reported this quarter. Avian metapneumovirus continues to have new cases. A live virus product has been made available in the U.S. There has been discussion about deployment of the live product, and requests from industry are being approved. There have been ten confirmed cases of Theileria in cattle herds in Arkansas, and efforts are underway to approve a tick vaccine that includes the longhorned tick.

Dr. Nilz stated he will be retiring June 30, 2025.

Egg and Poultry Report

Cheri Ellis, Agri Division Manager, reported on general activities within the division.

Cargill Meat Solutions announced they will be closing the Springdale facility in August. The Department has 2 grading staff members at that location and will be assigned other job duties.

Work has resumed with Pel-Freez Rabbit. They are processing approximately 1,500 rabbits a day.

School Lunch Commodities

Arch Poultry Service, Summers, have installed 2 additional MOBA packer lines. This will increase their productivity with a planned production of 20 to 25 loads of eggs per week.

Tyson Foods, New Holland, has been awarded a \$5 million commodity contract for Oven Roasted Cut-up Chicken.

Tyson Foods, Waldron, completed their contract for 76,000 pounds of cut-up chicken.

Tyson, Broken Bow, OK, has been awarded a commodity contract for 3.2 million pounds of chicken drumsticks.

OK Foods, Fort Smith, will perform grading services for ProView Foods out of New York, utilizing up to 4 grading staff members.

Auditing

Twenty-four food defense audits, 2 child nutrition audits, 3 contractor check loading audits, and 1 label review audit were completed this quarter.

Seventeen quarterly processing visits completed for shell egg surveillance.

Current volume production was 449 million pounds of chicken, 178 million pounds of turkey, 10,000 pounds of rabbit, and 1.2 million cases of shell eggs.

A total of 380 retail locations were inspected, resulting in the examination of 54,000 cartons of eggs.

Laboratory Services

Dr. Sharon Pulla, Director, Veterinary Diagnostic Lab, stated the Arkansas Veterinary Diagnostic Lab worked on a total of 4 positive HPAI cases with all positive results confirmed by the National Veterinary Services Laboratory.

The molecular diagnostics team performed approximately 8,800 tests during this quarter, which is twice as many compared to the same quarter last year. The increase was driven by a surge in requests for avian influenza (AI) and mycoplasma (MG/MS) tests.

The serology team performed approximately 99,000 tests with a majority of the tests requested for mycoplasma (MG/MS), avian influenza (AI), and vaccine titer checks. The histopathology team performed over 159 necropsy requests, with notable cases including 5 racehorses. The team also collaborated with law enforcement on various investigations into animal deaths.

Livestock Field and Flea Markets Report

Blake Walters, Program Manager, presented field market and flea market activities for January – March 2025.

Walters reported on meetings and outreach. Staff attended all 9 Arkansas Cattlemen's Association (ACA) area spring conferences. Staff had a booth at the Arkansas Veterinary Medical Association (AR VMA) annual meeting. Andrea Collom, Agri Inspector Supervisor, attended the Arkansas Women in Ag conference. Staff attended the Livestock Marketing Association (LMA) annual meeting in Little Rock. Requests are still being received for EIA Verifier classes around the state. There will be an EID field day at Arkansas Tech on May 17th. Arkansas Cooperative Extension made a request for Loren Teague, Agri Inspector Supervisor, to make a presentation on EID tags and traceability at their May 22nd lunch and learn series.

Arkansas's National Animal Disease Preparedness and Response Program (NADPRP) funding through USDA has been approved. This will allow the division to purchase equipment and supplies for disease outbreak response.

Meat Inspection Program

Tillman Treat, Agri Division Manager of the Meat Inspection Program, reported custom exempt reviews are ongoing. The cooperative agreement has been signed and returned to USDA for the inspection program.

Treat stated the USDA onsite audit is tentatively set to take place in May.

Efforts are ongoing to find the most cost-effective way to obtain supplies for Kidney Inhibition swab testing. Work continues on a Listeria Monocytogenes (LM) and Salmonella testing program, which will be required for facilities producing ready-to-eat products. Staff is collaborating with a lab in Wisconsin to determine the necessary supplies for LM testing.

Four investigations have been conducted. Three in retail, resulting in notices of warning from the program and 1 custom exempt processor, resulting in a letter of information.

771,664 pounds of beef and 7,113 pounds of pork passed inspection this quarter.

Beef Council

The Cattlemen's Beef Board conducted a review of the Arkansas Beef Council in March. The board identified a need for the council to establish formal contractual agreements with funding recipients to clearly define the terms and conditions of financial support.

Tillman announced that the best burger contest is now underway, with five regional finalists competing. The finalist with the most nominations will be the winner.

National Poultry Improvement Plan (NPIP)

Kevin Simmons, NPIP Coordinator, presented the NPIP quarterly summary report for December – February 2025.

NPIP audits:

- 2 company inspections
- 2 processing plant inspections
- 3 biosecurity audits
- 2 lab audits

Surveillance testing for HPAI in commercial flocks has been completed in Clay-01, with 379 samples collected and tested at the lab in Little Rock, all returning negative results. Additionally, two more incursions in Cleveland 01 and 02 were tested, with 967 samples collected and transported to the lab, all also testing negative.

The deadline for poultry feeding operation registration was March 31, 2025, with close to 1,600 growers being registered.

Hatchery and Subpart E inspections are currently on hold due to HPAI.

In the past 30 days, 34 flocks have tested positive for Highly Pathogenic Avian Influenza (HPAI), including 7 commercial and 27 backyard flocks. This has led to the depopulation of nearly 1.76 million birds. Overall, 168.26 million birds have been affected, with 12,720 wild bird detections, 106 of which occurred in Arkansas.

AR Veterinary Medical Examining Committee (AVMEC)

Dr. Sara Throne gave a report on the Livestock and Poultry AVMEC meeting held March 13, 2025. **Attachment 2.** The meeting summary is shown as **Attachment 3.**

Applications

Five corporate practice applications were reviewed by the committee. The committee recommends accepting Pittard Veterinary Services Inc., dba Pittard Veterinary Services.

The committee recommends rejecting the other 4 applications due to no veterinarian listed among their corporate practice application.

Moved by Dr. Throne, seconded by Chester to approve the committee's recommendations as presented.

Motion carried.

Thirteen veterinarian endorsement applications were reviewed by the committee. The committee recommends accepting 12 of the 13 applications. It was noted that Dr. Sarah Fritz withdrew her application.

Moved by Chester, seconded by Maloch to approve the committee's recommendations as presented.

Motion carried.

Five technicians/technologists applied for applications. They all met the requirements, and the committee recommends accepting those applications.

Moved by Maloch, seconded by Chester to approve the committee's recommendations as presented.

Motion carried.

Complaint Reviewal

Dr. Throne presented all complaint reviews.

Docket 2024-12: Carolyn Ramsey vs. Ashley Stephens, DVM
Allegation - Ark. Code Ann. 17-101-305 (1) – Fraud, misrepresentation, or deception in obtaining a license or permit.

The committee recommends that the complaint be dismissed.

Moved by Chester, seconded by Maloch to approve the committee's recommendation.

Motion carried.

Docket No. 2025-01: James and Grace Phillips vs. Angela Free, DVM
Allegation – Ark. Code Ann. 17-101-305 (11) – unprofessional conduct by violation of a rule promulgated by the commission under this chapter.

The committee recommends that the complaint be dismissed.

Moved by Maloch, seconded by Chester to approve the committee's recommendation.

Motion carried.

Docket No. 2025-02: Peter Rosenow vs. Harry Bryant, DVM

Allegation - Ark. Code Ann. 17-101-305 (7) – fraud or dishonesty in the application or reporting of a test for disease in animals.

The committee recommends that the complaint be dismissed.

Moved by Chester, seconded by Maloch to approve the committee's recommendations as presented.

Motion carried.

Docket No. 2025-03: Eric Newberry vs. Mark Lawrence, DVM

Allegation – Ark. Code Ann. 17-101-305(5) Incompetence, gross negligence, or other malpractice in the practice of veterinary medicine.

The committee tabled this case pending additional requested information.

Dr. Throne states there is a request from Jack Thomas, DVM for renewal. Dr. Thomas' renewal stands as pending by the committee while additional information is gathered. The committee recommends issuing a probationary license.

Moved by Dr. Throne, seconded by Maloch to grant Dr. Jack Thomas a probationary license, restricting the use of controlled substances until he gets consent agreement cleared in his previous state of Nevada.

Motion carried.

Dr. Throne stated the committee discussed the use of the word reciprocity, which is not within the practice act, therefore the term veterinary licenses by endorsement will be used in the future.

Dr. Throne stated the committee discussed the rabies law. The committee recommends that both the supervising veterinarian and the certified veterinary technician (CVT) must sign rabies certificates.

Moved by Dr. Throne, seconded by Chester to approve the committee's recommendation as presented.

Motion carried.

In response to a request from the commission, Dr. Throne stated the committee has the following top concerns for someone practicing without a license.

- Equine dentistry
- Therapy modalities
 - Pulse Electromagnetic field therapy
 - Laser therapy
- Enforcement officer

Fisk stated the VMEC met yesterday, April 16, 2025, and summarized the meeting.
Attachment 4

Docket No. 2022-16. This case has been heard and approved by the commission. A consent order was sent to Dr. Lindsey Windle. Dr. Windle has submitted a proposed amendment to the original agreement, stating that she will accept the penalty of additional continuing education hours but does not want the Findings of Fact to show on her record. An amended Consent Agreement is shown as **Attachment 5**. The respondent can accept or reject this amended Consent Agreement. If rejected, a hearing will be held before the commission.

Moved by Chester, seconded by Maloch to accept the amended Consent Agreement as presented.

Motion carried.

4. General agency activities

Fisk discussed bills that came out of the legislative session.

- SB550 - changing the Livestock & Poultry Commission name to Arkansas Board of Animal Health. There is also a requirement to have a minimum of three veterinarians on the board. The board will remain at 9 total members.
- HB1278 - Surveyors to take certain action
- HB1740 - FOIA exemption for Certificates of Veterinary Inspection (CVI's)
- HB1516 - Amend various laws concerning the Arkansas Department of Agriculture
- HB1279 - Egg Marketing Act
- SB400 - Fair Funding
- SB48 - Vet Tech
- SB61 - Veterinary Telemedicine

5. Old business

Corey Seats, General Council, gave the commission an update on the Dr. Robert Zepecki Case. The veterinarian, through his attorney, filed an appeal upon the conclusion of the commission hearing and order. Seats stated he has filed a motion to dismiss the appeal. After a sufficient amount of time is given for a response, there will be a request for a hearing on the motion to dismiss the appeal.

6. New business

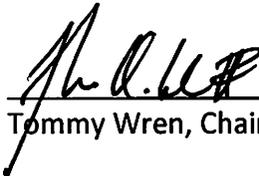
No new business.

7. Date for the next commission meeting

The next Livestock and Poultry Commission quarterly meeting is tentatively scheduled for Friday, August 8, 2025, Hot Springs Convention Center, Hot Springs, AR, time to be determined.

8. Adjourn

Meeting adjourned.



Tommy Wren, Chair

ARKANSAS DEPARTMENT OF AGRICULTURE
LIVESTOCK AND POULTRY DIVISION
OPERATING FUNDS
FINANCIAL REPORT
FOR THE PERIOD JULY 1, 2024 - MARCH 31, 2025

	General Revenue	AgriFair Funding Construction	State Meat Inspection Program	EIA Regulatory Fee	Poultry & Egg Division	Brucellosis Program	US & Poultry Lab Fees	Feral Hog	Animal Disease Traceability/ Umbrella Agreement	Total	FY24 Actual	Fiscal Year 25 Budget	Percentage of Budget Received or Consumed compared to FY24 actual
Cash Resources Provided (Receipts)													
Cash Beginning Balance, July 1, 2024	2	28,287	8,940	676,596	10,894,610	1,563,540	722,983	136,611	424,364	14,455,932	13,652,188	14,455,932	
General Revenue	2,936,599	-	200,000	-	-	-	-	-	-	3,136,599	4,910,141	5,113,241	64%
Special Revenue:	-	-	-	-	-	-	-	-	-	-	-	-	
Misc Livestock Fees	-	-	-	58,665	-	-	49,483	-	-	108,147	157,798	178,925	69%
Egg/Poultry Inspection	-	-	-	-	2,448,744	-	-	-	-	2,448,744	2,636,002	2,329,163	93%
Licenses & Permits	-	-	-	-	-	-	90,299	-	-	90,299	128,057	134,926	71%
Brucellosis Fees	-	-	-	-	-	411,971	-	-	-	411,971	583,847	616,240	71%
Livestock Disease	-	-	-	-	-	3	-	-	-	3	1	6	561%
Livestock Brand Registration	-	-	-	-	-	-	540	-	-	540	782	825	71%
Livestock Registration Fee	-	-	-	-	-	-	435	-	-	435	1,140	667	38%
Fair Surcharge Fee	-	-	-	-	-	-	-	-	-	-	-	-	
Small Animal Testing	-	-	-	-	-	-	154,158	-	-	154,158	191,396	236,918	81%
Large Animal Testing	-	-	-	-	-	-	299,439	-	-	299,439	274,550	265,086	109%
Avian Testing	-	-	-	-	-	-	647,511	-	-	647,511	787,806	574,761	82%
Less: Treasurer of State Service Charges	-	-	-	(881)	(34,646)	(12,359)	(18,271)	-	-	(66,157)	(84,557)	-	
Net Special Revenue	-	-	-	57,784	2,414,098	399,615	1,223,594	-	-	4,095,092	4,676,600	4,337,317	
Other Fees -not designated as special revenue	-	-	-	-	711,801	-	-	-	-	711,801	1,130,303	3,997,896	63%
Federal Grant Reimbursements	-	-	-	33	-	405,197	285,799	-	13,141	704,170	1,255,507	1,222,096	56%
Marketing & Redistribution Sale Proceeds	8	-	-	14	29	14	119	-	29	214	3,818	1,960	6%
Pcard Incentive Proceeds	-	-	-	-	-	-	2,635	-	-	2,635	2,697	3,633	98%
Motor Vehicle Program Proceeds	-	-	-	-	43,270	-	-	86,090	-	129,360	245,919	100,382	53%
Miscellaneous Revenue (Fines, Refunds)	-	-	-	132	-	78	49,426	-	495	50,131	114,726	53,490	44%
Transfers In	-	1,573,272	-	-	-	-	-	-	-	1,573,272	436	-	360586%
Total Resources Provided	2,936,609	1,601,559	208,940	734,580	14,063,808	2,368,444	2,284,556	222,701	438,029	24,659,205	25,992,335	29,285,946	
Cash Expenditures													
Salary and Personnel Expense	2,859,264	1,792	158,828	42,387	1,389,513	375,142	64,135	24,061	37,302	4,952,428	6,818,090	7,497,952	75%
Maintenance & Operations:	-	-	-	-	-	-	-	-	-	-	-	-	
Communication & Transportation of Comm	359	-	620	-	120	8,453	8,356	156	-	18,065	27,530	-	66%
Printing & Advertising	2,503	-	196	-	-	6,308	65	-	-	9,072	17,431	-	52%
Repairing & Servicing	7,966	-	-	5,782	646	11,896	263,814	875	-	290,980	274,113	-	106%
Utilities & Rent	6,652	-	-	-	-	-	23,531	-	-	30,183	98,711	-	31%
Travel & Subsistence	14,069	-	1,798	-	37,282	1,174	29,649	4,166	-	88,137	128,830	-	69%
Professional Services & Fees	1,965	-	233	48	979	351	3,185	-	246	7,008	12,930	-	54%
Insurance & Bonds	21,797	-	-	-	-	-	-	-	-	21,797	22,447	-	97%
Other Expenses & Services	236	-	1,615	-	449	15,280	50,685	88	-	68,352	97,053	-	70%
Commodities, Materials, & Supplies	12,028	-	11,531	1,043	6,738	22,501	1,012,751	1,694	-	1,068,287	1,262,953	-	85%
Refunds Taxes & Claims	-	-	-	-	706,487	-	6,330	98,611	-	811,428	828,546	-	98%
Subtotal Maintenance & Operations	67,576	-	15,993	6,873	752,701	65,982	1,398,366	105,591	246	2,413,308	2,768,544	4,528,253	87%
Debt Service	-	-	-	40,000	60,000	25,000	10,000	-	-	135,000	-	-	
Capital Outlay	-	-	-	-	48,175	716	20,141	91,792	-	158,826	221,534	529,005	72%
Assistance, Grants, & Aid	-	1,490,872	-	-	2,000	-	-	-	-	1,492,872	913,205	1,496,272	163%
Other Expenses	502	0	-	-	-	(3,150)	12,252	-	1,230	10,834	56,971	-	19%
Total Expenditures	2,927,342	1,492,664	174,821	89,261	2,250,389	463,672	1,504,895	221,444	38,778	9,163,265	10,578,344	14,051,482	87%
Other Items:													
Transfers for Claims	6,059	54,000	-	50,224	121,848	304,564	176,681	-	-	715,377	-	-	
Net Effect of Change in Accounts Receivable Balance	-	-	-	(91)	(34,451)	0	(23,780)	-	-	(50,321)	-	-	
Net Effect of Change in Accounts Payable Balance	-	-	(8,827)	-	-	-	548	-	-	(8,279)	-	-	
Cash Ending Balance, March 31, 2025	3,208	54,894	25,292	594,984	11,657,120	1,600,209	577,748	1,258	399,251	14,913,962			

**ARKANSAS DEPARTMENT OF AGRICULTURE
LIVESTOCK AND POULTRY DIVISION
GENERAL REVENUE FUNDS**

FINANCIAL REPORT

FOR THE PERIOD JULY 1, 2024 - MARCH 31, 2025

	General Revenue	General Revenues Show Premiums	Funding Fair Grant	State Meat Inspection Program	Total	FY24 Actual	Fiscal Year 25 Budget	Percentage of Budget Received or Consumed compared to FY24 actual
Cash Resources Provided (Receipts)								
Cash Beginning Balance, July 1, 2024	2	-	28,287	8,940	37,229	13,227	37,229	
General Revenue	2,936,599	-	-	200,000	3,136,599	4,910,141	5,113,241	64%
Special Revenue:								
Misc Livestock Fees	-	-	-	-	-	-	-	
Egg/Poultry Inspection	-	-	-	-	-	-	-	
Licenses & Permits	-	-	-	-	-	-	-	
Brucellosis Fees	-	-	-	-	-	-	-	
Livestock Disease	-	-	-	-	-	-	-	
Livestock Brand Registration	-	-	-	-	-	-	-	
Livestock Registration Fee	-	-	-	-	-	-	-	
Fair Surcharge Fee	-	-	-	-	-	-	-	
Small Animal Testing	-	-	-	-	-	-	-	
Large Animal Testing	-	-	-	-	-	-	-	
Avian Testing	-	-	-	-	-	-	-	
Less: Treasurer of State Service Charges								
Net Special Revenue	-	-	-	-	-	-	-	
Other Fees -not designated as special revenue	-	-	-	-	-	-	-	
Federal Grant Reimbursements	-	-	-	-	-	-	-	
Marketing & Redistribution Sale Proceeds	8	-	-	-	8	3,800	89	0%
Pcard Incentive Proceeds	-	-	-	-	-	-	-	
Motor Vehicle Program Proceeds	-	-	-	-	-	-	-	
Miscellaneous Revenue	-	-	-	-	-	334	-	
Transfers In	-	-	1,573,272	-	1,573,272	436	-	
Total Resources Provided	2,936,608	-	1,601,559	208,940	4,747,107	4,927,938	5,150,559	
Cash Expenditures								
Salary and Personnel Expense	2,859,284	-	1,792	158,828	3,019,885	3,681,481	3,798,306	82%
Maintenance & Operations:								
Communication & Transportation of Commodities	359	-	-	620	979	1,154	-	85%
Printing & Advertising	2,503	-	-	196	2,699	727	-	
Repairing & Servicing	7,966	-	-	-	7,966	2,515	-	
Utilities & Rent	6,652	-	-	-	6,652	3,660	-	
Travel & Subsistence	14,069	-	-	1,798	15,866	13,129	-	121%
Professional Services & Fees	1,965	-	-	233	2,199	2,943	-	75%
Insurance & Bonds	21,797	-	-	-	21,797	22,447	-	97%
Other Expenses & Services	236	-	-	1,615	1,851	4,355	-	43%
Commodities, Materials, & Supplies	12,028	-	-	11,531	23,560	19,714	-	120%
Refunds Taxes & Claims	-	-	-	-	-	-	-	
Subtotal Maintenance & Operations	67,576	-	-	15,993	67,576	60,745	390,477	111%
Capital Outlay	-	-	-	-	-	-	-	
Assistance, Grants, & Aid	-	-	1,490,872	-	1,490,872	898,205	1,496,272	166%
Other Expenses	502	-	0	-	502	0	-	
Total Expenditures	2,927,342	-	1,492,864	174,821	4,594,827	4,650,331	5,685,055	99%
Other Items:								
Transfers for Claims	6,059	-	54,000	-	60,059	-	-	
Net Effect of Change in Accounts Receivable	-	-	-	-	-	-	-	
Net Effect of Change in Accounts Payable	-	-	-	(8,827)	(8,827)	-	-	
Cash Ending Balance, March 31, 2025	3,208	-	54,894	25,292	83,394			

**ARKANSAS DEPARTMENT OF AGRICULTURE
LIVESTOCK AND POULTRY DIVISION
SPECIAL REVENUE FUNDS
FINANCIAL REPORT
FOR THE PERIOD JULY 1, 2024 - MARCH 31, 2025**

	EIA Regulatory Fee	Poultry & Egg Division	Brucellosis Program	L/S & Poultry Lab Fees	Feral Hog Eradication	Total	FY24 Actual	Fiscal Year 25 Budget	Percentage of Budget Received or Consumed compared to FY24 actual
Cash Resources Provided (Receipts)									
Cash Beginning Balance, July 1, 2024	676,596	10,894,610	1,563,540	722,983	136,611	13,994,340	13,193,038	13,994,340	
General Revenue	-	-	-	-	-	-	-	-	
Special Revenue:									
Misc Livestock Fees	58,665	-	-	49,483	-	108,147	157,788	178,925	69%
Egg/Poultry Inspection	-	2,448,744	-	-	-	2,448,744	2,638,002	2,329,163	93%
Licenses & Permits	-	-	-	90,299	-	90,299	128,057	134,926	71%
Brucellosis Fees	-	-	411,971	-	-	411,971	583,647	616,240	71%
Livestock Disease	-	-	3	-	-	3	1	6	561%
Livestock Brand Registration	-	-	-	540	-	540	762	625	71%
Livestock Registration Fee	-	-	-	435	-	435	1,140	667	38%
Fair Surcharge Fee	-	-	-	-	-	-	-	-	#DIV/0!
Small Animal Testing	-	-	-	154,158	-	154,158	191,396	236,918	81%
Large Animal Testing	-	-	-	299,439	-	299,439	274,550	265,086	109%
Avian Testing	-	-	-	647,511	-	647,511	787,806	574,761	82%
Less: Treasurer of State Service Charges	(881)	(34,646)	(12,359)	(18,271)	-	(66,157)	(84,557)	-	76%
Net Special Revenue	57,784	2,414,098	399,615	1,223,594	-	4,095,092	4,676,600	4,337,317	
Other Fees -not designated as special revenue	-	711,801	-	-	-	711,801	1,130,303	3,997,896	63%
Federal Grant Reimbursements	33	-	405,197	285,799	-	691,028	1,061,101	1,027,690	65%
Marketing & Redistribution Sale Proceeds	14	29	14	119	-	177	13	1,751	1417%
Pcard Incentive Proceeds	-	-	-	2,635	-	2,635	2,697	3,633	
Motor Vehicle Program Proceeds	-	43,270	-	-	88,090	129,360	245,919	100,382	
Miscellaneous Revenue	132	-	78	49,426	-	49,636	114,392	53,490	43%
Interest	-	-	-	-	-	-	-	-	
Total Resources Provided	734,560	14,063,808	2,368,444	2,284,556	222,701	19,674,068	20,424,063	23,516,498	
Cash Expenditures									
Salary and Personnel Expense	42,387	1,389,513	375,142	64,135	24,061	1,895,239	2,765,221	3,652,004	69%
Maintenance & Operations:									
Communication & Transportation of Commodities	-	120	8,453	8,356	156	17,085	26,376		65%
Printing & Advertising	-	-	6,308	65	-	6,373	16,705		38%
Repairing & Servicing	5,782	646	11,896	263,814	875	283,013	271,598		104%
Utilities & Rent	-	-	-	23,531	-	23,531	95,051		25%
Travel & Subsistence	-	37,282	1,174	29,649	4,166	72,271	113,701		64%
Professional Services & Fees	48	979	351	3,185	-	4,563	8,597		53%
Insurance & Bonds	-	-	-	-	-	-	-		#DIV/0!
Other Expenses & Services	-	449	15,280	50,685	88	66,501	92,698		72%
Commodities, Materials, & Supplies	1,043	6,738	22,601	1,012,751	1,694	1,044,727	1,225,322		85%
Refunds Taxes & Claims	-	706,487	-	6,330	98,611	811,428	812,741		100%
Subtotal Maintenance & Operations	6,873	752,701	65,962	1,398,366	105,591	2,329,494	2,862,788	4,014,315	87%
Debt Service	40,000	60,000	25,000	10,000	-	135,000	-	-	
Capital Outlay	-	46,175	718	20,141	91,792	158,826	221,534	529,005	72%
Assistance, Grants, & Aid	-	2,000	-	-	-	2,000	15,000	-	13%
Other Expenses	-	-	(3,150)	12,252	-	9,102	47,501	-	
Total Expenditures	89,261	2,250,389	463,672	1,504,895	221,444	4,394,660	5,712,044	8,195,324	77%
Other Items:									
Transfers for Claims	50,224	121,848	304,564	178,681	-	655,318	-	-	
Net Effect of Change in Accounts Receivable	(91)	(34,451)	0	(23,780)	-	(58,321)	-	-	
Net Effect of Change in Accounts Payable	-	-	-	548	-	548	-	-	
Cash Ending Balance, March 31, 2025	594,984	11,657,120	1,600,208	577,748	1,258	14,431,317			

**ARKANSAS DEPARTMENT OF AGRICULTURE
LIVESTOCK AND POULTRY DIVISION
FEDERAL GRANT FUNDS
FINANCIAL REPORT
FOR THE PERIOD JULY 1, 2024 - MARCH 31, 2025**

	Animal Disease Traceability/ Umbrella Agreement	Total	FY24 Actual	Fiscal Year 25 Budget	Percentage of Budget Received or Consumed compared to FY24 actual
Cash Resources Provided (Receipts)					
Cash Beginning Balance, July 1, 2024	424,364	424,364	445,922	424,364	
General Revenue	-	-	-	-	
Special Revenue:	-	-	-	-	
Misc Livestock Fees	-	-	-	-	
Egg/Poultry Inspection	-	-	-	-	
Licenses & Permits	-	-	-	-	
Brucellosis Fees	-	-	-	-	
Livestock Disease	-	-	-	-	
Livestock Brand Registration	-	-	-	-	
Livestock Registration Fee	-	-	-	-	
Fair Surcharge Fee	-	-	-	-	
Small Animal Testing	-	-	-	-	
Large Animal Testing	-	-	-	-	
Avian Testing	-	-	-	-	
Less: Treasurer of State Service Charges	-	-	-	-	
Net Special Revenue	-	-	-	-	
Other Fees -not designated as special revenue	-	-	-	-	
Federal Grant Reimbursements	13,141	13,141	194,406	194,406	7%
Marketing & Redistribution Sale Proceeds	29	29	5	120	577%
Pcard Incentive Proceeds	-	-	-	-	
Motor Vehicle Program Proceeds	-	-	-	-	
Miscellaneous Revenue	495	495	-	-	
Interest	-	-	-	-	
Total Resources Provided	438,029	438,029	640,333	616,890	
Cash Expenditures					
Salary and Personnel Expense	37,302	37,302	171,388	47,642	22%
Maintenance & Operations:	-	-	-	-	
Communication & Transportation of Commodities	-	-	-	-	
Printing & Advertising	-	-	-	-	
Repairing & Servicing	-	-	-	-	
Utilities & Rent	-	-	-	-	
Travel & Subsistence	-	-	-	-	
Professional Services & Fees	246	246	1,389	-	18%
Insurance & Bonds	-	-	-	-	
Other Expenses & Services	-	-	-	-	
Commodities, Materials, & Supplies	-	-	17,917	-	
Refunds Taxes & Claims	-	-	15,805	-	
Subtotal Maintenance & Operations	246	246	35,111	123,461	1%
Capital Outlay	-	-	-	-	
Assistance, Grants, & Aid	-	-	-	-	
Other Expenses	1,230	1,230	9,470	-	
Total Expenditures	38,778	38,778	215,969	171,103	18%
Other Items:					
Transfers for Claims	-	-	-	-	
Net Effect of Change in Accounts Receivable	-	-	-	-	
Net Effect of Change in Accounts Payable	-	-	-	-	
Cash Ending Balance, March 31, 2025	399,251	399,251			

Arkansas Livestock and Poultry Commission - Veterinary Medical Examining Committee

Regular Meeting Minutes | March 13, 2025

The regular quarterly meeting of the Veterinary Medical Examining Committee was held on Thursday, March 13, 2025, at 12:00 P.M., at the Arkansas Department of Agriculture.

Sarah Throne, DVM, Committee Chair, called the meeting to order at approximately 12:00 p.m. and called the roll.

Members present: Mike Pallone, DVM, Sarah Kline, DVM, Rob Conner, DVM, Kate Williams, DVM (via Zoom) and Bill Hewat, DVM (via Zoom)

Members not present: All Present

Arkansas Department of Agriculture staff present: John Nilz, DVM (via Zoom), Joshua Moffett, DVM, Corey Seats, Sherry Seiffert, Tom Harrington

Tom Harrington

Tom was introduced as the Licensing Program Manager

Administrative Items

The minutes of the last meeting held on Dec. 11, 2024, were presented and approved.

Committee members were provided with a list of continuing education hours that were approved.

Applications

Dr. Throne presented the following five (5) corporate veterinarian practice applications to the committee for review:

1. Pittard Veterinary Services Inc. dba: Pittard Veterinary Services
 - a. A motion was made by Dr. Pallone and seconded by Dr. Connor and passed to approve the corporate application
 - Needs Discussion
 - a) HVP of Arkansas Robinson PA Domestic PC dba: Magnolia Veterinary Services
 - b) HVP of Arkansas Robinson PA Domestic PC dba: Greenbrier Animal Hospital
 - c) HVP of Arkansas Robinson PA Domestic PC dba: Asher Animal Clinic
 - d) HVP of Arkansas Robinson PA Domestic PC dba: Van Buren County Veterinary Clinic

There are questions about the articles of incorporation

- The incorporator is not listed on the applications
- Dr. Jessica Farris is listed for all four clinics
- Dr. Farris is not listed in the Articles of Incorporation, or as an officer, investor or any of the other categories that are required.
- Owners are not Arkansas Veterinarians
- Dr. Rob Connor made a motion to reject the application for licensure. Dr. Sarah Kline seconded the motion.
- The motion passed

Veterinarians:

1. Trisha Ann Bergman DVM
2. Elaine Calie Burgart DVM
3. Amy Douglas, DVM
4. William Dubois DVM
5. Robert Evans DVM
6. Sarah Fritz DVM (Withdrawal of Application requesting refund)
7. Andrew Fidler DVM Dip ABVP (Dairy Practice)
8. Malaney Gee DVM
9. Marguerite Kelly Keating DVM
10. Melinda Larson DVM
11. Dawn Louise Sackman DVM
12. Beverly Sherman DVM
13. Carol Wood DVM

A motion was made by Dr. Pallone and seconded by Dr. Connor and passed to recommend all thirteen (13) veterinarians to the Arkansas Livestock and Poultry Commission for approval of licensure by endorsement.

Technicians/technologist

1. Savannah (Bateman) Darland, CVT
2. Ivy Triplett, CVT
3. Ashlee Grove, CVT
4. Kortnee Finch, CVT
5. Kristina Wirths, CVT

A motion was made by Dr. Pallone, seconded by Dr. Kline, and passed to recommend all five (5) veterinarian technicians to the Arkansas Livestock and Poultry Commission for approval of licensure.

Complaint Reviewal

Docket No. 2024-02

Allegation:

Ark. Code Ann. § 17-101-305 (1) Fraud, misrepresentation, or deception in obtaining a license or permit

Summary:

Complaint filed after Complainant had taken her dog, Toby, to Hot Springs Animal Clinic for neutering. Pre surgical blood work was completed, and all records of Toby's vaccination records and physical exams were presented. Neuter was completed on the 9th and Toby was discharged the next day. The Owner called four (4) days later to say that Toby was not eating, vomiting and walking hunched over. Toby was brought back to the clinic, but Dr. Stephens was out of town for the week. Toby was seen by other doctors. Toby was found to be dehydrated and had elevated electrolytes. Tests were done to rule out Addisonian crisis. Toby was treated for whip worms a day and a half later. Toby then started a rapid decline. Blood work suggested that Toby was not only possibly septic but also suffering from renal failure of some form and fluids had started to accumulate in the abdomen. Dr. Ham euthanized Toby and performed a necropsy. Dr. Ham stated that it was possible that the suture either ligated the urethra or the knot could have compressed the urethra, or the urethra could have been lacerated, leading to the patient being unable to fully evacuate the bladder. She also stated that a hole was found at the urinary bladder secondary to urethral stricture. Medical notes also state that a large urinary catheter. They placed a hard feline catheter but could not get urine. They were unsuccessful in draining the bladder.

Recommendation:

Dr. Pallone made a motion to dismiss the case and Dr. Connor seconded the motion. The motion passed.

Docket No. 2025-01

Allegation:

Ark. Code Ann. § 17-101-305 (11) Unprofessional conduct by violation of a rule promulgated by the commission under this chapter.

Summary:

Dr. James Phillips and Grace Phillips against Dr. Angela free at Animal Medical Center. The Phillips family in their letter alleges that they were treated unprofessionally. Because on 2 separate occasions the husband and wife were totally ignored. While waiting for services. They asked to speak to the practice manager, and the manager initially stated this was a learning experience, and then, several days later, they received a letter dismissing them from the practice. They felt that that was inappropriate, because the veterinarian did not make any interim care for this pet while they were working on finding a new veterinarian.

Recommendation:

A motion was made by Dr. Conner, seconded by Dr. Klien, and passed to recommend to the Arkansas livestock and Poultry Commission that the complaint be dismissed due to no violation of the Veterinary Medical Practice Act or rules.

Docket No. 2025-02

Allegation:

Ark. Code Ann. § 17-101-305 (7) Fraud or dishonesty in the application or reporting of any test for disease in animals.

Summary:

The complaint, involving a 10-year-old Chihuahua, named Gracie, was presented to the clinic with abnormal urination issues. They declined blood work. He collected a urine sample and found glucose plus 4. The client was resistant to insulin injections, so Dr. Bryant recommended dietary control. Gracie died 7 days later.

Recommendation:

A motion was made by Dr. Hewat, seconded by Dr. Williams, and passed to recommend to the Arkansas livestock and Poultry Commission that the complaint be dismissed due to no violations of the Veterinary Medical Practice Act or rules.

Docket No. 2025-03

Allegation:

Ark. Code Ann. § 17-101-305 (5) Incompetence, gross negligence, or other malpractice in the practice of veterinary medicine.

Summary:

This is a case from Eric Newberry against Dr. Mark Lawrence of Wood Springs Animal Clinic, concerning a one-year-old black lab female named Delta. The dog had been in the care of a trainer. On Thursday, May 9th she was presented to Dr. Lawrence for back leg swelling, supposedly due to a snake bite. She was treated and released. Delta was taken back to the clinic on May 10, 2024, and stayed overnight. Delta died on May 11, 2024.

When the owners came to collect the dog's body, they saw an X-ray from April 26, 2024 showing puppies present in her uterus. They had no knowledge that she had been bred. X-rays, taken during her stay, further showed an enlarged uterus and bladder which led the owners to believe that she was administered an abortion shot that developed into a pyometra. They feel that the dog died of complications arising from that abortion.

Recommendation:

A motion was made by Dr. Williams, seconded by Dr. Pallone, and passed to table this case until the next meeting. A request will be made to the Respondent, Dr. Lawrence, for the complete medical records for this dog including X-rays, complete billing, consent forms and witness statements.

Other Business

1. Dr. Nilz presented a request from Jack Thomas, DVM for Renewal. Dr. Thomas is under review for an issue related to controlled substances with the Nevada Pharmacy Board. His renewal is pending. More information will be gathered and presented at the next meeting if needed.
2. Endorsement vs Reciprocity- Dr. Moffett gave a summary of the four parts required for endorsement in the Practice Act. Reciprocity is currently listed in our application. However, it is not supported by the Practice Act. It is only found in the Rule. Eventually this will be removed from the Rule, until then we are not going to be enforcing the ability to get reciprocity in our state. The only option will be licensure by examination or endorsement.
3. The Rabies Law was changed to allow CVTs to administer the vaccine. Several calls have been received about who must sign the rabies certificate. The committee recommends that both the Supervising Veterinarian and the CVT must sign rabies certificates.
4. List for Commission of the top concerns for practicing without a license.
 - a) Equine Dentistry
 - b) Therapy Modalities
 - Pulse Electromagnetic Field Therapy
 - Laser Therapy
 - c) Enforcement officer
5. Cutoff date for applications by endorsement to renew license and supply CE for the previous year. -The cutoff date will be January 1st. Anyone who is issued a license after January 1st will not be required to do continuing education for that calendar year. Their license will expire in March of the following year. Example: License was issued in January of 2025, that license will expire in March of 2026.
6. Dr. Zapecki Update:
 - a) The commission revoked his license in December
 - b) He filed a petition for review in January with the Circuit Court in Pulaski County
 - c) AAD filed a response in a timely manner
 - d) Dr. Zapecki, asked for a stay of enforcement for 30 days to allow him to sell his practice and retire with dignity.
 - e) The stay would have required a hearing and a court order. This never happened.
 - f) He has continued to practice past the 30-day stay of enforcement
 - g) The Department continues to receive complaints and telephone calls from attorneys because of the complaints of practicing without a license.

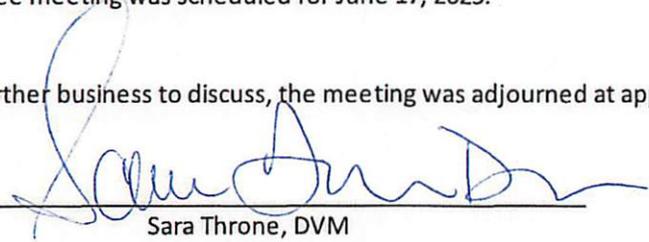
Scheduling

The next committee meeting was scheduled for June 17, 2025.

Adjourn

There being no further business to discuss, the meeting was adjourned at approximately 3:00 p.m.

Submitted by:

A handwritten signature in blue ink, appearing to read "Sara Throne", written over a horizontal line.

Sara Throne, DVM
Committee Chair



Sarah Huckabee Sanders
Governor

ARKANSAS DEPARTMENT OF AGRICULTURE

1 Natural Resources Drive, Little Rock, AR 72205
agriculture.arkansas.gov
(501)225-1598



Wes Ward
Secretary of Agriculture

Arkansas Livestock and Poultry Veterinary Medical Examining Committee Meeting
1 Natural Resources Drive
Little Rock, AR 72205

March 13, 2025, Meeting Summary

1. Applications

- Corporate practices (5)
 - Pittard Veterinary Services inc. dba: Pittard Veterinary Services, accepted
 - Motion to reject Connor, 2nd Kline, and passed – no veterinarian listed in articles.
 - HVP of Arkansas Robinson PA Domestic PC dba: Magnolia Veterinary Services
 - HVP of Arkansas Robinson PA Domestic PC dba: Greenbrier Animal Hospital
 - HVP of Arkansas Robinson PA Domestic PC dba: Asher Animal Clinic
 - HVP of Arkansas Robinson PA Domestic PC dba: Van Buren County Veterinary Clinic
- Veterinarians
 - Endorsement
 - Trisha Ann Bergman DVM
 - Elaine Calie Burgart DVM
 - Amy Douglas, DVM
 - William Dubois DVM
 - Robert Evans DVM
 - Sarah Fritz DVM (She withdrew her application)
 - Andrew Fidler DVM, Diplomate American Bovine Practitioners
 - Malaney Gee DVM
 - Marguerite Kelly Keating DVM
 - Melinda Larson DVM
 - Dawn Louise Sackman DVM
 - Beverly Sherman DVM
 - Carol Wood DVM
- Technicians/technologist
 - Savannah (Bateman) Darland, CVT
 - Ivy Triplett, CVT
 - Ashlee Grove, CVT
 - Kortnee Finch, CVT
 - Kristina Wirths, CVT

2. Complaint Reviews

Docket No. 2024-12 Carolyn Ramsey vs. Ashley Stephens, DVM

Allegation:

Ark. Code Ann. § 17-101-305 (1) Fraud, misrepresentation, or deception in obtaining a license or permit

Summary:

Complaint filed after Complainant had taken her dog, Toby, to the respondent for neutering. Presurgical bloodwork results appeared normal. Physical exam was normal. Surgery was completed without any unusual events.

Four days later, Toby developed medical issues, was treated by a relief veterinarian but eventually was euthanized. The relief veterinarian conducted an in-house necropsy and proposed some explanations but were inconclusive.

Recommendation:

Dr. Pallone moved and Dr. Connor seconded a motion to dismiss. There was no discussion, so the motion carried.

Docket No. 2025-01 James and Grace Phillips vs. Angela Free, DVM

Allegation:

Ark. Code Ann. § 17-101-305 (11) Unprofessional conduct by violation of a rule promulgated by the commission under this chapter.

Summary:

Complaint filed after Complainants perceived unprofessional treatment by the Respondent and administrative staff. Several misunderstandings were exemplified in the complaint. They claim being ignored while waiting for services from the Respondent.

The Respondent dismissed them as a client. The Complainants were unaware of office policy toward dismissal and that the letter was inadequate. They were concerned that their dog's (Sully) prescription would run out before finding another veterinarian. There is no record of them requesting said prescription.

Recommendation:

Dr. Connor moved and Dr. Kline seconded a motion to dismiss. There was no discussion, so the motion carried.

Docket No. 2025-02 Peter Rosenow vs. Harry Bryant, DVM

Allegation:

Ark. Code Ann. § 17-101-305 (7) Fraud or dishonesty in the application or reporting of any test for disease in animals

Summary:

Complaint was filed after Complainant took their dog, Gracie, to Respondent because of abnormal urination. Diabetes was diagnosed with a sample of Gracie's urine. The owner seemed unwilling to administer insulin injections so dietary care was chosen. Gracie died two days later.

Recommendation:

Dr. Hewat moved and Dr. Williams seconded a motion to dismiss. There was no discussion, so the motion carried.

Docket No. 2025-03 Eric Newberry vs. Mark Lawrence, DVM

Allegation:

Ark. Code Ann. § 17-101-305 (5) Incompetence, gross negligence, or other malpractice in the practice of veterinary medicine.

Summary:

Complaint was filed after Complainant took their dog, Delta, to the Respondent for an apparent snake bite wound on a Thursday and died that following Saturday. The owners were surprised to find out she was pregnant and had apparently been given an injection to abort the puppies. The procedure apparently caused pyometra.

Recommendation:

Dr. Williams moved and Dr. Throne seconded to table the case, pending a more complete medical record. There was no discussion, so the motion carried.

3. Other business

- Jack Thomas Application for Renewal pending follow up NV complaint.
- Reciprocity will not be offered as an avenue for veterinary licensure.
- Rabies law changed to allow CVTs to administer rabies vaccine. The committee recommends that both the Supervising Veterinarian and the CVT must sign rabies certificates.
- List for Commission of the top concerns for practicing without a license.
 - Equine Dentistry
 - Therapy Modalities
 - Pulse Electromagnetic Field Therapy
 - Laser Therapy
 - Enforcement officer



Sarah Huckabee Sanders
Governor

ARKANSAS DEPARTMENT OF AGRICULTURE

1 Natural Resources Drive, Little Rock, AR 72205
agriculture.arkansas.gov
(501) 225-1598



Wes Ward
Secretary of Agriculture

Attachment 4

**Arkansas Livestock and Poultry Veterinary Medical Examining Committee Special Called
Meeting
Zoom Only
Meeting Minutes**

April 16, 2025 – 12:00 p.m.

1. Call to order – Sarah Throne, DVM, Committee Chairman
2. Roll call
Dr. Mike Pallone, Dr. Rob Conner, Dr. Sara Klien, Dr. Kate Williams, Dr. Bill Hewat, Dr. John Nilz, Dr. Joshua Moffett, Patrick Fisk, Tom Harrington, Corey Seats, Sherry Seiffert, Amanda Andrews
3. Complaint
 - 2022-16- This case was heard and approved by the Commission. A consent order was sent to Dr. Lindsey Windell
 - Dr. Windell's attorney has submitted a proposed amendment to the original agreement
 - The amendment states that she will accept the penalty of additional continuing education hours but does not want the Findings of Fact to show on her record.
 - Patrick- We have two (2) options, to accept the amended order or keep the one that we originally sent and have a hearing.
 - The recommendation made by the committee today will be submitted to the Commission tomorrow.
 - The case was summarized by Dr. Throne
 - A cat was surrendered to the clinic, possibly for euthanasia
 - The previous owner was charged a surrender fee and a fee for cremation
 - Dr. Throne stated that the Committee wanted Dr. Windell to have education in record keeping and client communication more than having Findings of Fact in terms discipline
 - A motion was made by Dr. Palone to accept the amendment of the Order to keep the required Continuing Education Hours for Dr. Windell but to remove the Findings of Fact from her record. Dr. Connor seconded the motion. The motion passed.
4. Dr. Jack Thomas DVM Renewal
 - He had submitted an application for license in Arkansas but had answered Yes that his had been sanctioned, revoked, suspended, placed on probation and/or otherwise been the subject of any disciplinary review in another state.
 - Dr. Nilz Reported additional information that he found
 - The Nevad Pharmacy Board had found issues with his appropriate monitoring and usage of controlled substances

- Dr. Thomas stated that he had sold the clinic and was not involved with it at the time of the findings
- The Pharmacy Board issued him a Consent Order
- It is still an open case. Dr. Thomas has not fulfilled the consent agreement
- DR. Nilz asked if we should let him renewal with a full license or does this issue from another state impact his license in Arkansas
- Should he be given a restricted license
- Dr. Pallone asked about his standing with the DEA
- Dr. Nilz stated that there was no word from the DEA
- Dr. Thomas has relinquished his Nevad license.
- The letter of Good Standing from Nevad mentions that Dr. Thomas has forfeited his license and that it does not constitute a disciplinary action. The forfeiture was for non-renewal.
- Dr. Hewat asked why Dr. Thomas needs an Arkansas License
- Dr. Nilz stated that Dr. Thomas is virtually retiring but wants to keep his license for personal pets and friends.
- Dr. Nilz is hesitant to give him a full license, because of the issues with the Pharmacy Board.
- Dr. Nilz suggests that a restricted license would be an option. Dr. Thomas could not use controlled substances until the matter with the Nevad Pharmacy Board is settled and we have received a letter from the Nevad Pharmacy Board stating that the matter is closed.
- Dr. Hewat asked about how much authority the Committee had to make a decision based on a different board from a different state
- Dr. Nilz stated that the Practice Act says that the Committee is responsible for governing the pharmacological uses of drugs used by the veterinarians.
- Dr. Moffett explained the section of the Practice Act that allows us to make these decisions
- Dr. Pallone made a motion that a restricted license be granted with the limited use of no controlled substances until the matter is cleared in Nevada. Dr. Connor seconded the motion. The motion passed unanimously.

5. Adjourn

- Dr. Hewat adjourned the meeting at approximately 12:30 PM

Bill Hewat, DVM, MAM

Submitted by: _____

Bill Hewat, DVM, MAM
Committee Chair

BEFORE THE ARKANSAS LIVESTOCK & POULTRY COMMISSION

IN THE MATTER OF
LYNDSEY WINDLE, DVM

DOCKET NO. 2022-16

CONSENT AGREEMENT

In lieu of a formal hearing on this issue, in the interest of a prompt and speedy settlement of the above-captioned matter consistent with the public interest, and pursuant to the authority granted to the Arkansas Livestock & Poultry Commission (the Commission) under the Veterinary Medical Practice Act, Ark. Code Ann. §§ 17-101-101 *et seq.* (the Act), the undersigned parties enter into this Consent Agreement (Agreement) as a final disposition of Docket No. 2022-16. Lyndsey Windle, DVM (Respondent) admits the following Findings of Fact, and does not contest the entry of the following Conclusions of Law and Order:

FINDINGS OF FACT

1. Respondent has been a licensed veterinarian since June 16, 2010, under Arkansas license number 2851.
2. Ms. Ella Scotty (“Complainant”) filed a complaint against Respondent with the Board on June 28, 2022.
3. During its December 12, 2023, meeting, the Veterinary Medical Examining Committee found that a violation had occurred and has recommended that the Commission enter into this Consent Agreement with Respondent.

CONCLUSIONS OF LAW

1. Respondent’s actions were a violation of Ark. Code Ann. § 17-101-305(a)(11), unprofessional conduct by violating a rule promulgated by the Commission by:
 - a. Violating Commission Rule 19.N.: Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception, or misrepresentation; and
 - b. Violating Rule 19.0.: Conduct reflecting unfavorably upon the profession of veterinary medicine;

ORDER AND AGREEMENT

1. Respondent wishes to resolve the complaint informally. The Commission and Respondent therefore agree that this Consent Agreement shall not constitute disciplinary action but rather an informal resolution of the complaint.
2. Respondent agrees to enroll in six (6) hours of continuing education in record keeping and one (1) hour of continuing education in client communication. These seven (7) hours of continuing education will be in addition to the twenty (20) hours of continuing education required for license renewal.
3. Respondent acknowledges her right to consult with counsel and voluntarily agrees to enter into this Consent Agreement of her own volition and without any reliance upon any representations by the Commission or any representative thereof, other than expressly set forth herein. Respondent hereby waives any further procedural steps including, without limitation, her right to a hearing and all rights to seek judicial review or to otherwise challenge or contest the validity or enforceability of the Consent Agreement. This Consent Agreement is not effective until approved by the Commission. Nothing in this Consent Agreement shall absolve Respondent of any past, present, or future violations or acts not expressly addressed herein.

[Remainder of page left blank intentionally; signature page to follow.]

Lyndsey Windle, DVM

Date: _____

Patrick Fisk, Director
Arkansas Livestock & Poultry Division

Date: _____