

STATE OF WISCONSIN  
BEFORE THE VETERINARY EXAMINING BOARD

---

IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :

TERRY M. HRUBY, D.V.M.,  
RESPONDENT

:  
:  
:  
:

FINAL DECISION AND ORDER  
LS0805143VET

---

[Division of Enforcement Case # 04 VET 006]

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

Terry M. Hruby, D.V.M.  
221 Valley View Dr.  
Brillion, WI 54110

Division of Enforcement  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

Wisconsin Veterinary Examining Board  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Wisconsin Veterinary Examining Board. The board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the board in this matter adopts the attached Stipulation and makes the following:

## FINDINGS OF FACT

1. Terry M. Hruby, D.V.M., Respondent herein, whose date of birth is April 27, 1965, is duly licensed to practice veterinary medicine in the state of Wisconsin under license number 3550. This license was first granted on August 7, 1990.
2. Respondent's most recent address on file with the Wisconsin Veterinary Examining Board is 221 Valley View Dr., Brillion, WI 54110.
3. At all times relevant to this action, Respondent was working as a veterinarian in Brillion, Wisconsin.
4. On August 28, 2003, the Respondent provided veterinary care and treatment to a cat owned by Debra Marshall. The Marshall cat was presented at Respondent's clinic with a history of several months of vomiting and diarrhea.
5. Following examination, the Respondent diagnosed possible giardia infection and prescribed metronidazole 250 mg. BID.
6. Respondent determined the dosage on a body weight of 9 lbs. and utilized a clinic dosage chart.
7. Ms. Marshall administered the medication as directed for a number of days after which she noted that the cat was appearing increasingly lethargic.
8. On September 9, 2003, the cat suffered what the owner believed to be a seizure. The owner immediately transported the cat to the Fox Valley Referral Center where she was seen by James Graham, D.V.M.
9. After examination, diagnostic testing, and toxicology consult, Dr. Graham diagnosed possible metronidazole toxicity.
10. The Marshall cat was hospitalized from September 9 through September 10. The cat received fluids and other supportive therapy but suffered several grand mal seizures which responded to administration of diazepam during the hospitalization.
11. The Marshall cat was discharged after successful treatment on September 10.
12. The Respondent determined that the chart he utilized in determining the dosage amount of metronidazole was intended for dogs rather than cats.
13. The Respondent has since restructured his medication charts to specify the appropriate dosages of metronidazole for cats. A copy of that chart has been provided to the Department of Regulation and Licensing and reviewed as appropriate by the member of the Veterinary Examining Board assigned as advisor in this matter.

## CONCLUSIONS OF LAW

1. The Wisconsin Veterinary Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 453.04, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).
2. The conduct as set forth above, constitutes a violation of Wisconsin Administrative Code § VE 7.06 (1).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the Stipulation of the parties is accepted.

IT IS FURTHER ORDERED that Terry M. Hruby, D.V.M. is hereby REPRIMANDED by the Wisconsin Veterinary Examining Board.

IT IS FURTHER ORDERED that:

1. Respondent shall participate in and successfully complete 4 hours of continuing education in medication protocols for companion animals within nine (9) months of the effective date of this Order. A description of the course content and parameters shall be submitted to the Department Monitor at the address listed below. The Veterinary Examining Board, or its designee, shall review the materials for approval prior to Respondent's commencement of the program. The course may not be used to satisfy the statutory biennial continuing education requirement.
2. Respondent shall provide written documentation to the Department Monitor of successful completion of the course.
3. All costs of the course shall be the responsibility of the Respondent.

IT IS FURTHER ORDERED that:

Respondent shall, within ninety (90) days from the date of this Order, pay costs of this proceeding in the amount of five hundred twenty one (\$ 521.00) dollars. Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor  
Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935  
Madison, WI 53708-8935  
Telephone (608) 267-3817  
FAX (608) 266-2264

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 any payment of the costs as set forth above or fails to comply with the ordered continuing education, the Respondent's license (# 3550) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

This Order is effective on May 14, 2008.

[Credentialing Authority]

By: Robert Spencer  
A Member of the Board

5/14/08  
Date