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 NEW JERSEY STATE BOARD OF
 VETERINARY MEDICAL EXAMINERS
 on this date of: 3/2/06 *DL*

State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY
 DIVISION OF CONSUMER AFFAIRS
 STATE BOARD OF VETERINARY MEDICAL EXAMINERS
 124 HALSEY STREET, 6TH FLOOR, NEWARK NJ

CHRISTINE TODD WHITMAN
 Governor

JOHN J. FARMER, J.
~~REVEREND~~
 Attorney General
 MARK S. HERF
 Director

Mailing Address:
 P.O. Box 45020
 Newark NJ 0710
 (973) 504-6500

February 2, 2000

By Certified and Regular Mail
 Malachy A. Coyle, M.V.B.
 Hillside Animal Hospital
 1148 Liberty Avenue
 Hillside, New Jersey 07205-2103

Re: Treatment of "Benfica", a dalmatian dog
Settlement Letter

Dear Dr. Coyle:

This letter is to advise you that the New Jersey State Board of Veterinary Medical Examiners (the "Board") has concluded its review of a complaint filed against you by S.M., the owner of a dalmatian dog named "Benfica" who was boarded at the Hillside Animal Hospital in August 1996. S.M. alleged that during the course of the boarding, "Benfica" developed a urinary obstruction, and that the dog died following grossly negligent treatment that you provided. In reviewing this matter, the Board has had opportunity to review S.M.'s complaint, your patient records, and to consider the testimony that you offered when you appeared before the Board pursuant to subpoena issued on October 28, 1999.

Upon review of all available information, the Board has preliminarily found that probable cause exists to support findings that the care you provided to "Benfica" during the period that the animal was boarded at the Hillside Animal Hospital in August 1996 was grossly negligent care. Specifically, the Board's determination is based on preliminary findings that you failed to make a diagnosis of bladder calculi based on the x-rays taken, and that you thereafter failed to exercise proper care when inserting a catheter into the dog, thereby likely rupturing the dog's bladder resulting in death. The Board's determination that the care you provided was grossly negligent was additionally based upon preliminary findings that the catheter used was an inappropriate catheter, and that you inappropriately left a polypropylene catheter in the dog overnight. Based on the above preliminary findings, the Board concluded that cause for disciplinary sanction against you exists pursuant to N.J.S.A. 45:1-21(c).

At this juncture, the Board has determined that the above violations are sufficient to warrant the initiation of formal disciplinary proceedings. Notwithstanding that determination, however, the Board has determined that it will first offer you an opportunity to settle this matter, and

thereby avoid the initiation of disciplinary proceedings, should you consent to the entry of a formal reprimand against you by the Board. If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. In such event, this letter will be a matter of public record.

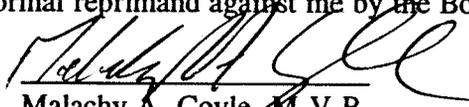
In the event you are unwilling to settle this matter on the offered terms, a formal complaint may be filed charging you with violations of N.J.S.A. 45:1-21(c) related to the care and treatment you provided to "Benfica". In such event, the Board will then conduct a hearing upon said charges at a date and time to be scheduled, at which hearing you will have the ability to defend yourself against any alleged violations. You are advised, however, that in the event administrative charges are filed and thereafter sustained following hearing, the Board may assess penalties greater than those offered herein in settlement. The Board may thus, if the facts are found to so warrant, enter an order suspending or revoking your license, assessing financial penalties, requiring you to reimburse monies to consumers and/or requiring you to pay costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you contact Deputy Attorney General Steven Flanzman, who may be reached at (973)-648-4447.

If you elect to settle this matter presently, you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you on or before February 22, 2000, the Board's settlement offer will be withdrawn, and a formal complaint will issue.

NEW JERSEY STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

By: 
Diane Romano
Executive Director

ACKNOWLEDGMENT: I, Malachy Coyle, M.V.B., acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge that cause for disciplinary sanction against me exists pursuant to N.J.S.A. 45:1-21(c), as set forth above. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to the entry of a formal reprimand against me by the Board.


Malachy A. Coyle, M.V.B.

Dated: 

cc: Steven N. Flanzman, Deputy Attorney General

CERTIFIED MAIL/C.R.R.R.
(Z 116 417 180)