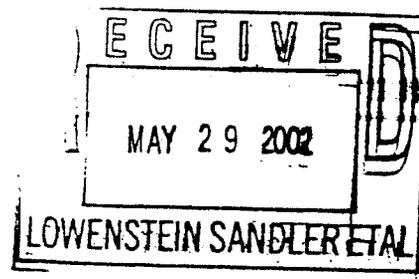




State of New Jersey

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



JAMES E. MCGREEVEY
Governor

DAVID SAMSON
Attorney General
RENI ERDOS
Acting Director

Mailing Address:
P.O. Box 45020
Newark, NJ 07101
(973) 504-6500

May 24, 2002

Anthony Gibney, DVM
Blue Cross Animal Hospital
1117 N. Delsea Drive
Vineland, NJ 08388

RE: File #02-032 - "Chucky" Colon

Dear Dr. Gibney:

This is to advise you that the New Jersey State Board of Veterinary Medical Examiners has received and reviewed certain information regarding activity in which you were engaged as a Board licensee. The Board's initial review discloses what appears to be a violation of N.J.S.A. 45:1-21.e, unprofessional conduct, for inappropriately questioning Ms. Colon's employer concerning Ms. Colon's mental status/capacity.

You are hereby offered the opportunity to settle this matter and avoid the initiation of formal disciplinary proceedings by signing the enclosed certification and paying a civil penalty in the amount of \$500. Alternatively, you may waive your right to a hearing and submit a written statement or explanation to the Board. The Board will then consider this statement and render a final decision. You may also request a hearing in which case the matter will be scheduled, and this notice will serve as a complaint. At the hearing you may, either personally or with the assistance of an attorney, submit such testimony or other evidence as you may deem necessary in order for the Board to finally determine whether the unlawful acts set forth herein have been proven.

You should also be aware that upon final evaluation of the evidence submitted at the hearing, the Board may, if unlawful acts are found to exist, assess civil penalties in an amount greater than that herein offered in settlement. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring the restoration of any monies acquired by unlawful acts, the payment of costs and directing that you cease and desist from continued use of those acts found to be unlawful.

Anthony Gibney, DVM

May 24, 2002

-2-

The enclosed certification must be returned to the Board with your indicated course of action within ten (10) days following receipt hereof. In the event that the Board receives no response within ten (10) days, the Board will consider you in default, the allegations contained herein shall be deemed uncontested, and the Board will proceed to finally review this matter and enter an appropriate final order.

Yours very truly,

STATE BOARD OF VETERINARY
MEDICAL EXAMINERS



DIANE I. ROMANO
Executive Director

c: Donna Colon
DAG Olga Bradford
Deborah A. Holzman, Esq.

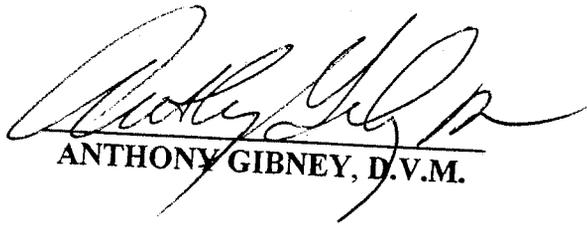
Enclosure
CERTIFIED MAIL/C.R.R.R.
7001 0360 0003 0130 1100

ACKNOWLEDGMENT

I, ANTHONY GIBNEY, D.V.M., hereby acknowledge that I have read and reviewed the settlement proposal set forth in the attached letter. I acknowledge receipt of a copy of the complaint filed by Donna Colon with the Board, on or about March 25, 2002, which alleges violations of the Board's enabling statutes and the accompanying regulations in connection with the treatment of her cat, Chucky. I agree, in an effort to resolve this matter without recourse to formal proceedings, to pay the sum of \$500.00 to be paid upon signing of this acknowledgment, and to comply with all other requirements set forth in this settlement letter, while I deny any and all allegations of wrongdoing in connection with this matter. 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.

Dated:

12/10/02



ANTHONY GIBNEY, D.V.M.

cc: Olga Bradford, DAG
Deborah A. Holzman, Esquire

