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RECEIVED and FILED
NEW JERSEY STATE BOARD OF
VETERINARY MEDICAL EXAMINERS
on this date of: 3/2/15

By: Olga E. Bradford
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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF VETERINARY MEDICAL EXAMINERS

IN THE MATTER OF THE APPLICATION :
OF :
JEFFRY SCOTT BYNUM, D.V.M. : Administrative Action
: :
FOR LICENSURE TO PRACTICE : CONSENT ORDER
VETERINARY MEDICINE IN THE STATE :
OF NEW JERSEY :
_____ :

This matter was opened to the New Jersey State Board of Veterinary Medical Examiners (hereinafter the "Board") upon receipt of an application for licensure as a veterinarian in this State filed by Jeffrey Scott Bynum, D.V.M.

On or about April 28, 2014, Jeffrey Scott Bynum, D.V.M., filed an application for licensure as a veterinarian in the State of New Jersey. Dr. Bynum sought licensure via a waiver of the

required examination, as authorized by N.J.S.A. 45:16-7.2. The Board reviewed all of the relevant documentation submitted with his application.

The Board's review of the information indicated that, in an Agreed Order entered on February 18, 2014, Dr. Bynum was disciplined by the Texas Board of Veterinary Medical Examiners ("Texas Board") for his violation of certain regulations governing the professional standard of care by discharging a patient before the animal had fully recovered from sedation. Dr. Bynum received a formal reprimand and was required to provide restitution of \$409.11 for this violation. Dr. Bynum was again disciplined by the Texas Board for his violation of regulations which prohibit a licensee from prescribing, dispensing, delivering or ordering delivery of any controlled substances unless he is currently registered with the Drug Enforcement Agency and the Texas Department of Safety. The respondent was not registered when he prescribed and administered certain controlled substances during the course of his practice. Dr. Bynum was assessed an administrative penalty of \$500.00 in an Agreed Order entered on or about June 3, 2014.

Dr. Bynum, in his April 2014 application to the Board, failed to admit to these incidents and to having been disciplined by another state in the practice of veterinary medicine.

Specifically, questions 12 and 14 of the licensure application inquire the following:

12. Have you ever been disciplined or denied a license or certificate to practice veterinary medicine or any other professional license in New Jersey, any other state, the District of Columbia or in any other jurisdiction?

13. Has any action (including the assessment of fines or other penalties) ever been taken against your professional practice by any agency or certification board in New Jersey, any other state, the District of Columbia or in any other jurisdiction?

In his responses to these questions, Dr. Bynum replied no.

Dr. Bynum appeared before the Board, without legal counsel, on January 21, 2015 in support of his licensure application. At that time, he testified that he did not intend to deceive or mislead the Board regarding the discipline imposed by the Texas Board. Rather, he maintained it was an oversight and that he should have exercised more care in his completion of the application.

The Board considered this entire matter, including Dr. Bynum's application for licensure, his January 2015 testimony and the relevant documents submitted. It finds and concludes that Dr. Bynum engaged in the use or employment of dishonesty and misrepresentation, contrary to N.J.S.A. 45:1-21(b), in his responses to questions 12 and 14 on his licensure application. However, the

Board finds that denial of licensure for this misconduct, while permitted by N.J.S.A. 45:1-21, is not warranted as Dr. Bynum has provided the Board with mitigating circumstances.

It therefore appearing that the applicant Jeffry Scott Bynum, D.V.M., desires to resolve this matter without recourse to any additional or formal proceedings; and the applicant not contesting the findings of the Board contained in the within Order; and the applicant waiving his right to a hearing and the Board finding that the disposition of the matter as set forth herein is adequately protective of the public health, safety and welfare, and other good cause appearing:

IT IS, THEREFORE, ON THIS day of FEBRUARY 2015,

HEREBY ORDERED AND AGREED THAT:

1. The application of Jeffry Scott Bynum, D.V.M., for licensure as a veterinarian, pursuant to N.J.S.A. 45:16-7.2, in the State of New Jersey is hereby granted.

2. Dr. Bynum shall pay a civil penalty in the aggregate amount of \$500.00 for engaging in dishonesty and misrepresentation, in violation of N.J.S.A. 45:1-21(b). The civil penalty shall be submitted, by certified check or money order, made payable to the State of New Jersey and forwarded to Jonathan Eisenmenger, Executive Director of the Board, at 124 Halsey Street, Sixth Floor, Post Office Box 45020, Newark, New Jersey 07101, contemporaneously with

submission of this Order. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

NEW JERSEY STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

By: Mark W. Logan VMD
MARK W. LOGAN, V.M.D.
President

I have read and understand
the within Order and agree
to be bound by its terms.
Consent is hereby given to
the Board to enter this Order.

Jeffery Scott Bynum
JEFFERY SCOTT BYNUM, D.V.M.

DATED: 2/18/15