

# STATE OF NEVADA



## BOARD OF VETERINARY MEDICAL EXAMINERS

### **\*PUBLIC NOTICE OF HEARING\***

#### **AGENDA**

The Nevada State Board of Veterinary Medical Examiners will conduct a hearing on Friday April 29, 2022, at 8:30 am. Pursuant to NRS 241.023(1)(c) the meeting is being conducted by means of remote technology. The public may attend the meeting via live stream remotely or in-person at the following location:

Viticus Group-Oquendo Campus  
2425 E. Oquendo Rd.  
Las Vegas, NV 89120  
Second Floor

Video/Teleconference Venue:  
Telephone/Audio Only: 857-799-9907  
Online meeting ID: nevadaveterinary

Online meeting: <https://join.freeconferencecall.com/nevadaveterinary>

#### **Please note:**

The Board of Veterinary Medical Examiners may address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency and effectiveness of the meeting;

The Board of Veterinary Medical Examiners may combine two or more agenda items for consideration;

The Board of Veterinary Medical Examiners may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

Public comment is welcomed by the Board but will be heard only when that item on the agenda is reached and will be limited to five minutes per person. The President may allow additional time to a given speaker as time allows and at his sole discretion.

Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the board may refuse to consider public comment. See NRS 233B.126. Please be aware that after the quasi-judicial board or commission had rendered a decision in

the contested case and assuming this happens before adjournment, then the Board or commission may entertain public comment on the proceeding at that time.

The Board of Veterinary Medical Examiners may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. (NRS 241.030)

- 1. Public Comment: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item which action will be taken. (NRS 241.020)**

#### REGULAR AGENDA

- 2. 03-2022DVM-10: Matter of Terry Muratore, DVM (0551) (For Possible Action):**  
Contested Case Hearing, Deliberation, and Ruling on Accusation and Notice of Hearing Filed March 14, 2022.

(NOTE: Pursuant to NRS 241.033(4), the Board may go into closed session to consider the character, alleged misconduct, professional competence, or physical or mental health of a person.)

- 3. Public Comment: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item which action will be taken. (NRS241.020)**

#### **4. Adjournment for Possible Action**

**Accommodations and Supporting Materials:** Nevada State Board of Veterinary Medical Examiners will make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. Should special arrangements for the meeting be necessary or to obtain supporting material, please notify the Nevada State Board of Veterinary Medical Examiners in writing as soon as possible at:

Nevada State Board of Veterinary Medical Examiners (Attn: Jennifer Pedigo)  
4600 Kietzke Ln. O-265  
Reno, NV 89502

Or by phone: 775-688-1788

This notice has been posted at the following locations and is available for viewing at [nvvetboard.us](http://nvvetboard.us) (agendas and minutes) and [nv.gov](http://nv.gov) (public notices home page):

Board of Veterinary Medical Examiners, Reno, Nevada  
4600 Kietzke Lane, O-265  
Reno, NV

Clark County Library, 1401 E. Flamingo Rd., Las Vegas, NV 89119  
Sierra View Library, 4001 S. Virginia St. Reno, NV 89502

[www.notice.nv.gov](http://www.notice.nv.gov) and <https://www.nvvetboard.us/glsuiteweb/clients/nvbov/public/default.aspx>

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**BEFORE THE NEVADA STATE BOARD OF  
BOARD OF VETERINARY MEDICAL EXAMINERS**

<b>IN THE MATTER OF:</b>	)	
	)	<b>Case No. 03-2022DVM-09</b>
<b>TERRY MURATORE, D.V.M.,</b>	)	
<b>License No. 551-A,</b>	)	<b>NOTICE OF CONTINUED HEARING</b>
	)	
<b>Respondent.</b>	)	
_____	)	

Pursuant to agreement of the parties, the hearing in this matter that was scheduled for April 21, 2022 at 8:00 a.m. has been continued to the following date, place, and time:

April 29, 2022 beginning at 8:30 a.m.  
  
Viticus Group – Oquendo Campus  
2425 E. Oquendo Road  
Las Vegas, Nevada 89120

The hearing will be conducted before a panel of the Board with the assistance of Noah Allison, Esq. serving as a non-voting hearing officer.

Signed this 25<sup>th</sup> day of April, 2022.

  
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**JENNIFER PEDIGO, Executive Director**

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**CERTIFICATE OF SERVICE**

I certify that on this day I served via U.S. Mail postage prepaid a true and correct copy of the foregoing document addressed to the following:

LOUIS LING  
933 GEAR STREET  
RENO, NEVADA 89503

ALAN WESTBROOK  
PERRY & WESTBROOK  
1701 W. CHARLESTON BLVD., SUITE 200  
LAS VEGAS, NEVADA 89102

and via e-mail addressed to: [louisling@me.com](mailto:louisling@me.com) and [awestbrook@perrywestbrook.com](mailto:awestbrook@perrywestbrook.com) .

Dated this 25th day of April, 2022.

  
EMPLOYEE OF THE BOARD



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IV.

On March 14, 15, and 16, 2022, members of the Board’s staff conducted an investigation at Legacy Animal Hospital during which they interviewed members of the staff of Legacy Animal Hospital and reviewed and copied numerous records relevant to the investigation.

V.

The investigation by the Board’s staff on March 14, 15, and 16, 2022 found that Dr. Muratore had engaged in a practice of not vaccinating some animals in his practice but then executing for those same animals certificates of vaccination whereby he certified that he had administered rabies vaccinations to those animal. The investigation by the Board’s staff on March 14, 15, and 16, 2022 found over 140 animals for which Dr. Muratore had certified that he had administered a rabies vaccination and for which he had not, in fact, administered a rabies vaccination. A table listing particulars regarding the animals for which Dr. Muratore had certified that he had administered a rabies vaccination and for which he had not, in fact, administered a rabies vaccination is attached as Exhibit A and is incorporated herein by this reference.

VI.

In order to protect the health, safety, and welfare of the general public and animals, Nevada law requires that cats, dogs, and ferrets be vaccinated against rabies. NRS 441A.410 requires that the State Board of Health promulgate regulations governing the control of rabies, and pursuant to that authority, NAC 441A.410-441A.445 set out regulations governing the control of rabies. In particular, NAC 441A.440 sets out requirements for a certificate to be issued by a veterinarian when the veterinarian has vaccinated an animal for rabies prevention.

VII.

In order to protect the health, safety, and welfare of the general public and animals, Nevada law requires that every county, township, city, and town enact ordinances providing for rabies prevention. NRS 244.358; NRS 268.427; NRS 269.227. Pursuant to this authority, every jurisdiction that might be

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served by Dr. Muratore (i.e., Clark County, City of Las Vegas, City of Henderson, and City of North Las Vegas) have all enacted ordinances requiring that cats, dogs, and ferrets be vaccinated for rabies by a licensed veterinarian and that the veterinarian who administers the vaccination must issue thereafter a certificate and a metal tag for each animal vaccinated.

**FIRST CAUSE OF ACTION**

VIII.

In certifying that he had administered rabies vaccinations to animals that he had not, in fact, vaccinated, Dr. Muratore violated Nevada Revised Statutes (NRS) 628.140(1) and/or NRS 638.140(8) and/or NRS 638.1402(4) and/or NRS 638.1408(4) and/or Nevada Administrative Code (NAC) 638.048(1) and/or NAC 638.048(2) and/or NAC 638.048(4). Each failure to vaccinate an animal and each certification of having done so constitutes a separate violation of the statutes and regulations cited within this paragraph and, therefore, constitutes a separate and distinct cause for discipline.

WHEREFORE, the Board’s Staff requests that the Board impose such discipline as it deems just, necessary, and appropriate in this matter.

Signed this 25 day of March, 2022.

By   
JENNIFER PEDIGO  
EXECUTIVE DIRECTOR

**NOTICE OF HEARING**

PLEASE TAKE NOTICE that the hearing of this matter is scheduled to be held at 9:00 a.m. or as soon thereafter as possible on April 22, 2022 at the Viticus Group- Oquendo Campus, 2425 East Oquendo Road, Las Vegas, Nevada, 89120. The hearing shall be held in accordance with the

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provisions of NRS and NAC chapters 233B and 638 to determine whether discipline should be imposed against Respondent in relation to the above Accusation. At the hearing, the Board may go into closed session to consider the character, alleged misconduct, professional competence, physical or mental health of the Respondent. This Notice of Hearing shall serve as the notice required by NRS 241.033, NRS 622A.300, and NAC 638.260.

Pursuant to NAC 638.250, you may request a full hearing before the Board by filing within 15 days of the date of your receipt of this Accusation a request for a hearing with the Board’s office at the within address. Pursuant to NRS 639.250, if you request a full hearing, you must file an answer with the Board within 20 days of the date of your receipt of this Accusation in which you may address the specific allegations made against you in the Accusation. Pursuant to NAC 638.250, the Board may conduct a hearing and render disciplinary action against you even if you do not file a request for a hearing and an answer.



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**EXHIBIT A**

**EXHIBIT A**

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Client Number	Species	Birth Year	Tag #	Purported Vaccination Date
14437	Canine	2010	25058	5/10/2021
17486	Canine	2016	25167	6/5/2021
11845	Canine	2015	24597	12/7/2020
16259	Canine	2005	24908	3/22/2021
17417	Canine	2004	24894	3/18/2021
16259	Canine	2007	25047	5/7/2021
16643	Canine	2010	24856	3/8/2021
8048	Canine	2016	25274	7/3/2021
1068	Canine	2012	25759	11/23/2021
5357	Canine	2014	25435	8/18/2021
10416	Canine	2010	25230	6/23/2021
13	Canine	2010	24812	11/23/2020
12990	Canine	2013	25549	9/21/2021
7511	Canine	2008	25486	9/2/2021
12914	Canine	2014	25162	6/3/2021
2420	Canine	2008	24654	1/6/2021
2856	Canine	2010	25476	6/15/2021
2856	Canine	2012	25477	6/15/2021
12900	Canine	2009	24517	10/29/2020
16185	Canine	2014	24049	5/5/2020
14902	Canine	2010	24109	6/1/2020
12874	Canine	2010	24275	8/6/2020
12874	Canine	2009	24276	8/6/2020
12151	Canine	2015	24166	6/26/2021
16753	Canine	2016	24320	8/28/2020
384	Canine	2006	25361	7/16/2021
384	Canine	2011	25362	7/16/2021
11555	Canine	2014	24965	4/8/2021
14629	Canine	2012	24936	3/31/2021
17757	Canine	2013	25231	6/23/2021
2039	Canine	2011	25108	5/20/2021
3818	Canine	2013	25218	6/17/2021
1759	Canine	2014	25359	7/29/2021
12323	Canine	2013	26071	2/26/2022
15051	Canine	2013	25277	12/19/2020
16614	Canine	2008	25006	4/23/2021
6976	Canine	2011	24976	4/13/2021

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Client Number	Species	Birth Year	Tag #	Purported Vaccination Date
16633	Canine	2010	24736	2/1/2021
461	Canine	2014	24117	6/8/2020
461	Canine	2007	24462	10/14/2020
12812	Canine	2014	24959	1/21/2021
14672	Canine	2009	24257	7/29/2020
14672	Canine	2008	24258	7/29/2020
16522	Canine	2015	24694	1/21/2021
15605	Canine	2008	24172	10/1/2020
15593	Canine	2012	24975	4/13/2021
12513	Canine	2009	26000	2/12/2022
14865	Canine	2017	22757	12/14/2021
15799	Canine	2018	24473	10/15/2020
8481	Canine	2009	24181	7/1/2020
16338	Canine	2010	24072	5/16/2020
14333	Canine	2014	24963	4/8/2021
12395	Canine	2007	24510	10/28/2020
9828	Canine	2011	25471	8/28/2021
9529	Canine	2011	24083	5/20/2020
9529	Canine	2005	24084	5/20/2020
17373	Canine	2010	24838	3/3/2021
11329	Canine	2013	25087	5/17/2021
3655	Canine	2012	24262	7/30/2020
17348	Canine	2013	25634	10/13/2021
10798	Canine	2012	24215	7/15/2020
10798	Canine	2016	24216	7/15/2020
15909	Canine	2011	25291	7/8/2021
15574	Canine	2012	24335	9/2/2020
14343	Canine	2009	24090	5/27/2020
12062	Canine	2008	24947	4/5/2021
4332	Canine	2008	25793	3/15/2021
4332	Canine	2014	25794	8/5/2020
14219	Canine	2011	25762	11/24/2021
13917	Canine	2007	24941	2/7/2017
11015	Canine	2016	24967	4/12/2021
13036	Canine	2011	24743	2/3/2021
627	Canine	2010	24079	5/20/2020
7302	Canine	2009	24333	9/1/2020
15773	Canine	2011	25196	6/10/2021

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Client Number	Species	Birth Year	Tag #	Purported Vaccination Date
15773	Canine	2013	25197	6/10/2021
4484	Canine	2006	23468	8/13/2019
13858	Canine	2013	24192	7/6/2020
11105	Canine	2016	25785	12/8/2021
16670	Canine	2013	24263	7/31/2020
14880	Canine	2009	24625	12/21/2020
9522	Canine	2010	24996	4/19/2021
8097	Canine	2012	26016	2/15/2022
12848	Canine	2008	25772	11/30/2021
15508	Canine	2013	25217	6/18/2021
15765	Canine	2008	24261	7/30/2020
13359	Canine	2009	24762	2/9/2021
17345	Canine	2012	24927	3/29/2021
7868	Canine	2011	24107	6/4/2020
15533	Canine	2014	24602	12/9/2020
3627	Canine	2008	24587	11/30/2020
11550	Canine	2013	24891	3/18/2021
13218	Canine	2010	24870	3/11/2021
8410	Canine	2008	24586	12/2/2020
17312	Canine	2020	25835	12/27/2021
107	Canine	2012	24020	4/22/2020
15348	Canine	2017	25009	4/23/2021
14144	Canine	2011	24984	4/15/2021
14144	Canine	2011	24985	4/15/2021
14858	Canine	2013	24159	6/25/2020
14743	Canine	2009	24160	6/25/2020
14858	Canine	2011	24161	6/25/2020
14858	Canine	2010	24162	6/25/2020
14858	Canine	2008	24163	6/25/2020
14858	Canine	2006	24164	6/25/2020
13890	Canine	2013	24836	3/2/2021
11910	Canine	2014	26068	2/25/2022
13868	Canine	2010	25255	6/29/2021
11042	Canine	2012	24582	12/1/2020
15025	Canine	2011	24670	7/23/2020
16955	Feline	2015	24712	1/26/2021
14706	Canine	2009	24131	6/13/2020
14706	Canine	2010	24132	6/13/2020

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Client Number	Species	Birth Year	Tag#	Purported Vaccination Date
14706	Canine	2009	24133	6/13/2020
14706	Canine	2010	24134	6/13/2020
15305	Feline	2005	25258	6/29/2021
10231	Canine	2011	25514	9/11/2021
16099	Canine	2018	25332	7/22/2021
15424	Canine	2011	25456	1/8/2021
12767	Feline	2013	25726	11/10/2021
11881	Canine	2011	24052	5/6/2020
11881	Canine	2011	24051	5/6/2020
13851	Feline	2015	25024	4/28/2021
11833	Canine	2014	24837	3/3/2021
15200	Canine	2011	25883	1/13/2022
9027	Canine	2001	24285	8/11/2020
10094	Canine	2011	24369	9/17/2020
10094	Canine	2011	24370	9/17/2020
17413	Canine	2012	24874	3/12/2021
15902	Canine	2013	25095	5/18/2021
17083	Canine	2010	24744	2/3/2021
12092	Canine	2013	24193	7/6/2020
14250	Canine	2014	24611	12/15/2020
17897	Canine	2014	25430	8/16/2021
17023	Canine	2010	24805	10/28/2020
3570	Canine	2014	25339	7/24/2021
10167	Canine	2012	24081	5/20/2020
3670	Canine	2010	24668	11/6/2020
16184	Canine	2015	24878	3/13/2021
2114	Canine	2007	23018	2/14/2019
14780	Canine	2009	24241	7/23/2020