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March 17, 2003

Michael Crowell, Esq.
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P.O. Box 1151
Raleigh, NC 27602-1151

Re: North Carolina Veterinary Medical Board
Kevin A. Monce, D.V.M.
File No. 01023-2-1

Dear Michael:

I enclose on behalf of Committee on Investigations No. 1 a proposed Consent Order. This proposal is made in the context of our confidential settlement discussions and is, of course, not an admission or to be used for any other purpose.

The Committee appreciated and reviewed your letter of March 3. The Committee has recognized your request to set forth direct factual statements and conclusions of law. The Committee considered but rejected six months probation but has reduced it from two years to one year. The Committee considered but declines to reduce the amount of the civil monetary penalty. The monetary penalty of \$5,000.00 is to be paid within 30 days of the entry of the Order. The Committee will consider a payment schedule for no more than one-half of the civil monetary penalty, if other elements of the Order are resolved. Any payment schedule will not exceed the period of probation.

The Committee makes an additional request that Dr. Monce, before the parties agree on this proposed Order, provide it a clear and complete statement of how he conducts his veterinary consultant services and regular veterinary medical services, particularly with respect to his work with VetSound, Inc. or any other business corporation. The Committee is not suggesting he is out of compliance, but so that there will be no lingering questions or questions revisited in the future, it needs to understand how he delivers these services to his clients and to the clients of veterinarians with whom he consults.

Michael Crowell, Esq.
March 17, 2003
Page 2

The Committee would appreciate Dr. Monce's response to this proposal by the close of business Monday, March 24, 2003. Thank you.

Sincerely,



George G. Hearn

GGH:jh
Enclosure

cc: Committee on Investigations No. 1

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