

STATE OF MINNESOTA  
BOARD OF VETERINARY MEDICINE

In the Matter of  
William G. Winter, D.V.M.  
License No. 6375

STIPULATION AND ORDER

WHEREAS, on or about January 6, 1997, the Minnesota Board of Veterinary Medicine (Board) instituted the above-captioned matter by serving upon William G. Winter, D.V.M. (Respondent) a document entitled, "Notice of Conference With Board Complaint Review Committee;" and

WHEREAS, on February 18, 1997, Respondent and his attorney and representatives of the Board met in a conference to discuss the allegations set forth in the Notice; and

WHEREAS, based upon the conference discussion, the parties wish to resolve this matter without the necessity and expense of a contested case hearing by entering into this Stipulation;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between Respondent and the Board as follows:

1. During all times material herein, Respondent has been and now is subject to the jurisdiction of the Board from which he holds a license to practice veterinary medicine in the State of Minnesota;

2. If the Board in its discretion does not approve this Stipulation, it shall be deemed withdrawn and of no evidentiary value and shall not be introduced or relied on by either party; except that Respondent agrees that, should the Board reject this Stipulation and if this case proceeds to hearing, Respondent will assert no claim that the Board was prejudiced by its review and discussion of this Stipulation or of any records relating hereto;

3. Respondent expressly waives formal hearing on all facts and legal conclusions referenced herein and any and all procedures before the Board relative to said facts and conclusions to which he might otherwise be entitled by law;

4. For purposes of this Stipulation only and without prejudice to Respondent in a proceeding in any other forum, the Board may consider the following as true:

a. Respondent was born in 1946. He graduated from veterinary college at Kansas State University and was licensed by the Board in 1975. Respondent is also licensed to practice veterinary medicine in the states of Kansas, Missouri and Colorado.

b. Respondent currently practices veterinary medicine at 3131 Hennepin Avenue South, Minneapolis, Minnesota 55408.

c. On multiple occasions prior to 1994, Respondent used an animal control pole or a leash with a noose knot around the necks of cat and dog patients in order to modify the animals' behavior. In connection with his use of the animal control pole or noose for behavior modification, Respondent tightened the device around the animals' necks and also lifted the animals off the ground. Respondent's use of the animal control pole or noose resulted in injury to some animal patients, including to Shoe-Shoe, a small seven-month-old kitten, who suffered broken nails, small mouth lacerations, bruising on the lip, a laceration on the tongue and abrasions above the eye and on the eyelid. Respondent voluntarily ceased all use of the animal control pole and the noose in his clinic in 1994 after he became aware that some clients had complained to the Board about his use of the devices.

d. Respondent has withheld food from animal patients for up to five days for behavior modification purposes and has recommended the same to his clients.

e. On September 9, 1993, Maggie, a four-year-old spayed female dog, was brought to Respondent's clinic for treatment of Addison's disease and an ear infection. Maggie had been diagnosed with Addison's disease by another veterinarian and was being treated with Florinef. Respondent did not request medical records for Maggie,

nor did he perform any blood tests to verify the diagnosis of Addison's disease or rule it out. Respondent recommended that Maggie be weaned off Florinef and that the Florinef be replaced by a treatment plan that included giving Maggie tablets containing ground-up pituitary and adrenal glands and cleansing her intestines with Gentle Dragon herbal cleanser and a five-day fast. Respondent did not inform Maggie's owner of the risks associated with withdrawal of Florinef, nor did he monitor Maggie's condition through blood tests while she was being weaned off Florinef.

f. At Maggie's initial visit, Respondent diagnosed inflammation, yeast infection, impacted wax, allergic reaction and secondary bacterial infection of the ears, and prescribed McKillips Solution. Over the course of several more visits between September 20, 1993 and November 2, 1993, Maggie's ear infection worsened, and she was in pain. Respondent prescribed a number of alternative therapies, including belladonna, vitamins and garlic, and prescribed aspirin for ear pain on November 2, 1993, but did not recommend conventional treatment with antibiotics or inform Maggie's owner of the probable ability of conventional treatment to ameliorate the ear infection.

g. Respondent uses a number of handouts in his practice. Included among the handouts Respondent has used are a handout captioned "Prozyme," a true and correct copy of which is attached hereto as Exhibit A, a handout captioned "How to Cleanse the Intestines," a true and correct copy of which is attached hereto as Exhibit B, and a handout captioned "Making Food for Dogs and Cats," a true and correct copy of which is attached hereto as Exhibit C.

h. In Respondent's handout about Prozyme (Exhibit A), he represented that Prozyme could prevent or cure numerous conditions, including allergies, arthritis, diabetes mellitus and kidney failure. The manufacturer of Prozyme does not represent in its advertisements that the product is a preventative or cure for the conditions listed in Exhibit A. Respondent agreed at the February 18, 1997 conference that his claims

about the product are not proven, agreed that such claims are potentially misleading and agreed to modify the form to eliminate the unsubstantiated claims.

i. In Respondent's handout, "How to Cleanse the Intestines" (Exhibit B), he represented that his intestinal cleansing program could reverse or help prevent numerous conditions, including diabetes mellitus, liver disease, degenerative diseases, pancreatitis and cancer. Respondent agreed at the February 18, 1997 conference that his claims about his intestinal cleansing program are not proven, agreed that such claims are potentially misleading and agreed to modify the form so as to eliminate the unsubstantiated claims.

j. In Respondent's handout "Making Food for Dogs and Cats" (Exhibit C), Respondent stated that among the best meats to use are "soiled or discolored meats from butchers." Respondent indicated at the February 18, 1997 conference that he did not mean to suggest that spoiled meat be used, but agreed that a reader could misinterpret his statement as a recommendation to use spoiled meat. Respondent agreed to rewrite the handout to eliminate the recommendation to use "soiled or discolored" meats.

k. Although Respondent uses many conventional Western medical treatments in his practice as well as alternative therapies such as homeopathy, he has in some instances recommended alternative therapies to clients without explaining all available treatment choices, including conventional Western treatments, and their probable ability to ameliorate the medical problem at issue, so as to enable the client to give informed consent.

l. Respondent has failed to maintain adequate medical records on numerous patients. Omissions in Respondent's records include instances of failure to record brief histories of conditions, diagnoses, tests performed, test results, treatment plans, medications dispensed, frequency and amounts of medications dispensed, including amounts of Winstrol which is a controlled substance.

m. Proof at hearing of one or more of the allegations set forth above would empower the Board to take disciplinary action against Respondent's license. See Minn. Stat. § 156.081, subd. 2 (11), (14), (15) (1990, 1992, 1994); Minn. Stat. § 156.081, subd. 2 (12) (1996); Minn. R. 9100.0700, subp. 1.A., B., C.; Minn. R. 9100.0800, subps. 1, 4, 9 (1993, 1995).

5. NOW, THEREFORE, IT IS FURTHER STIPULATED AND AGREED that upon this Stipulation the Board may forthwith adopt and implement the following Order:

a. Respondent is prohibited from using any restraining or control device, including an animal control pole or a leash with a noose knot, on any animal for purposes of behavior modification and is prohibited from recommending the same to his clients.

b. Respondent is prohibited from withholding food from any animal for more than 48 hours for behavior modification purposes and is prohibited from recommending the same to his clients.

c. Within two years of the date of issuance of this Order, Respondent shall complete 25 hours of continuing education in conventional Western small animal internal medicine. The 25 hours of continuing education shall be at Respondent's own expense and shall be in addition to the 40 hours of continuing education required of all licensees of the Board within a two-year period in accordance with Minn. R. 9100.1000 (Supp. 1996).

d. Respondent shall immediately change his product and treatment information handouts to eliminate all unsubstantiated claims of prevention or cure. Required changes in handouts shall specifically include the changes Respondent agreed to at the February 18, 1997 conference, referenced in paragraphs 4.h. through 4.j. above.

e. Respondent shall verbally provide each client with sufficient unbiased information on the conventional Western medical treatment for a medical problem, as well as any alternative treatment approach recommended by Respondent such as herbal

medicine, homeopathy, chiropractic or acupuncture, so that a client can make an informed decision as to a treatment plan based on assessment of the probability of success and risks involved to the animal patient. Further, Respondent shall record what specific information regarding conventional and alternative treatments was provided to each client and shall have the client sign or initial the record indicating that such information was provided. Respondent may record the information either directly in the patient record or on a separate sheet of paper, so long as the client signs or initials, and so long as the information is maintained as part of the patient record.

f. Respondent shall maintain records on all animal patients in accordance with the record keeping requirements set forth in Minn. R. 9100.0800, subp. 4.

g. For a period of two years following the date of issuance of this Order, Respondent shall permit a Board member or Board designee, including the Board's Executive Director, to enter and inspect Respondent's clinic and office to examine and, as deemed necessary by the inspector, to remove from the premises for review and copying, medical records made and maintained by Respondent for the purpose of determining Respondent's compliance with paragraph 5.f. herein. Entry and inspection under this part shall occur during normal practice hours when Respondent or an employee or agent of Respondent is on the premises, may occur with or without prior notice to Respondent and may occur as many times within the two-year period as the Board or its designee deems necessary.

h. Nothing herein shall be construed to relieve Respondent from the responsibility to make and maintain all records required under Minn. Stat. ch. 156, including records on veterinary drug transactions; nor shall anything herein be construed to relieve Respondent from the responsibility to comply with all Board rules concerning record keeping, including rules adopted after the date of this Order.

i. Nothing herein shall prevent the Board, or authorized Board agents, from entering and inspecting Respondent's practice premises, with or without notice, in accordance with Minn. Stat. §§ 156.121 and 156.20.

j. If Respondent is not the subject of any complaint pending before the Board and if there is no violation of any term, condition or requirement of this Order, Respondent may after two years from the date of issuance of the Order petition the Board to vacate this Order.

k. If Respondent fails to comply with any of the terms, conditions and requirements of this Order, or if additional, verifiable allegations similar to those set forth in the Notice of Conference dated January 6, 1997 are received by the Board during the period when the Order is in effect, the Board shall so notify Respondent in writing at his last known address filed with the Board. Respondent shall have the opportunity to contest the allegations by submitting a written request to so contest within 30 days after service of the notice:

(1) If Respondent does not submit a written request to contest the allegations within 30 days of service of a notice of opportunity to contest the allegations, the issues set forth in the notice may be taken as true or deemed proved without further evidence. Upon a report to the Board of such allegations and of Respondent's failure to contest, the Board may impose additional disciplinary action authorized under Minn. Stat. ch. 156. Any Board order issued under this paragraph shall be final and binding upon Respondent and shall not be subject to judicial or administrative review or to a judicial stay pending any attempts to seek such review;

(2) If Respondent submits a written request to contest the allegations, the Board may initiate either a conference proceeding conducted pursuant to Minn. Stat. § 214.103, subd. 6, or a contested case hearing pursuant to Minn.

Stat. §§ 14.57 to 14.62. This Order and the Stipulation of which it is a part shall be admissible without objection in any such hearing.

1. This Order and Stipulation of which it is a part, including all attachments thereto, shall be deemed to be a public document;

6. IT IS FURTHER STIPULATED AND AGREED that this Stipulation shall not in any way limit or affect the authority of the Board to initiate contested case proceedings against Respondent on the basis of any act, conduct, or omission of Respondent occurring before or after the date of this Stipulation which is not directly related to the specific complaints referenced in the Notice of Conference dated January 6, 1997;

7. Respondent has voluntarily entered into this Stipulation without threat or promise by the Board or any of its members, employees or agents, and after consultation with and advice from Respondent's counsel;

8. This Stipulation contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies this Stipulation.

  
WILLIAM G. WINTER, D.V.M.  
Respondent

Dated: 4-28-97, 1997.

Upon consideration of this Stipulation and all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that the terms of this Stipulation are adopted and implemented by the Board this 7 day of May, 1997.

MINNESOTA BOARD OF  
VETERINARY MEDICINE



ROLAND C. OLSON, D.V.M.  
Executive Director

SED:jsn.vetso.ab1

# PROZYME

OLD FORM

## SUGGESTIONS FOR PROZYME USE

1. Because Prozyme is so effective at improving NUTRIENT ABSORPTION, the food quantity may be decreased by up to 30%.
2. Prozyme may be mixed with a little yogurt, for finicky animals.
3. For conditions not responding to prozyme, try doubling the amount used.
4. Be patient, especially in cases with long term problems. Some animals respond in days, while others take weeks.



Prozyme prevents or cures:

- ALLERGIES
- ARTHRITIS
- COLITIS
- CONSTIPATION
- CYSTITIS
- DIABETES MELLITUS
- FLATULENCE
- GERIATRIC FAILING
- GROWTH PROBLEMS
- HIP DYSPLASIA
- ITCHY SKIN
- KIDNEY FAILURE
- OBESITY
- PICA/STOOL EATING
- THYROID/HYPO/HYPER
- TRAUMA
- WEIGHT LOSS

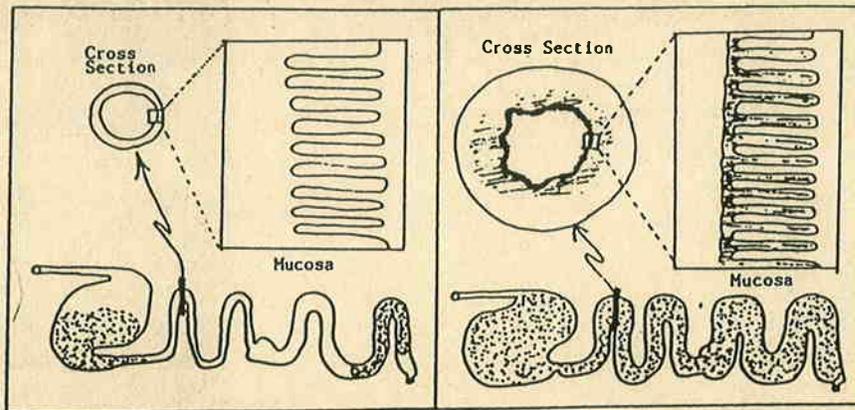
## HOW IT WORKS

Prozyme enhances the absorption of food, and allows the body to work more efficiently. Every bodily function requires the use of enzymes. The theory behind the use of supplemental enzymes is that humans and other animals have strayed too far from a raw foods diet. Enzymes are not provided by foods taken into the body, so the body has to manufacture its own. This causes the cells of the body to wear out faster, i.e. premature aging. Enzymes also greatly enhance removal of cellular wastes, toxins, and free-radicals. Prolonged exposure to cell wastes causes cancer, aging, and other degenerative disease. Many animals have lower enzyme levels for genetic reasons.

Exhibit

A

# How to Cleanse the Intestines



FUNCTIONAL "WILD" STATE

TYPICAL "BLOATED" HOUSE PET

OWS  
form

## HOW TO DO IT:

1) NO SOLID FOOD FOR \_\_\_\_\_ DAYS.

Encourage plenty of clear liquids such as home-made broth or bullion and water. No milk. Only an empty colon can rest, cleanse, detoxify and get its shape back.

2) On the \_\_\_\_\_ day of the fast, give one full dose of the GENTLE DRAGON herbal cleanser. Give \_\_\_\_\_ pills per dose. If necessary, crush and mix with a small quantity of food (such as tuna water to entice a cat). Many cats, however, will not accept it and the medicine should be given in pill form - try lubricating the pills with butter or vaseline. Elderly or ill patients should have a half dose followed by a half dose in 12 hours. For ease of administration use a "pill-gun" syringe.

## CAN REVERSE OR HELP PREVENT:

- |                                                        |                       |
|--------------------------------------------------------|-----------------------|
| -Bad breath                                            | -Plaque build-up      |
| -Tooth loss                                            | -Pancreatitis         |
| -Diabetes mellitus                                     | -Gastric bloat        |
| -Liver disease                                         | -Cancer               |
| -Malabsorption                                         | -Obesity              |
| -Degenerative diseases                                 | -Cataracts            |
| -Senility                                              | -Lethargy             |
| -Behavior problems                                     | -Constipation         |
| -Diarrhea                                              | -Anal gland problems  |
| -Vomiting                                              | -Hairballs            |
| -Pica                                                  | -Skin diseases        |
| -Finicky-eaters                                        | -Intestinal parasites |
| -Mucous congestion (eyes, throat, lungs, urine, colon) | -F U S                |

3) During the fasting period it is important to maintain a regular exercise schedule. This will keep the bowels flowing and aid elimination of poisons. Avoid over-exertion. Be cheerful, understanding but 100% firm in your conviction to follow through with the fast.

4) Since the skin is an organ of elimination, it is wise to brush and massage the coat several times a day during the fast to keep oil glands flowing.

5) End the fast with a small quantity of organ meat (raw, 2-4 oz.), then a small meal of regular food 6-8 hours later. Be sure it is not a large meal. If the animal is not used to raw meat, cook it lightly. The rawness stimulates the flow of bile, the stomach juices and pancreas secretion. Gradually work back to full meals over the course of 3-5 days or more. You may now begin any planned diet changes or feeding schedule changes, but go slowly.

6) Once the initial fasting and cleansing has been completed, it is necessary to repeat the treatment. GENTLE DRAGON should be repeated every month for \_\_\_\_\_ months, then \_\_\_\_\_ times a year.

Exhibit

B

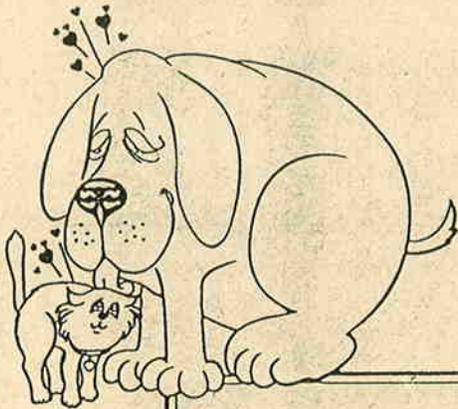


William G. Wirt, DVM  
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(612) 825-6859

### NOTE:

Many animals already have severely weakened intestines. 99% of them can successfully cleanse the colon without any difficulty. Occasionally this cleansing must be done more slowly over time. If severe vomiting or diarrhea should occur, administer Kaopectate every 30 to 60 minutes to soothe and protect the intestine; this will stop the cleansing. Wait several days before beginning a more gentle approach. Animals with these symptoms are all the more in need of this procedure.

# Making Food For Dogs and Cats



OLD FORM:

It's easy!

Preparation time as low as 20 minutes per week.

Save \$!

You can easily feed a small dog or cat for \$ .50 to \$1.00 per week.

Save the planet!

You can find *good food* that would otherwise be *wasted*.

It's healthy!

Homemade is much *better* for your animals and, they will *love* it!

## INGREDIENT RATIOS

### CATS:

50-60% animal products\*  
(meat/eggs/dairy)

40-50% plants  
(vegetables/grains/fruits)\*\*

### DOGS:

20-25% animal products\*  
(meat/eggs/dairy)

65-75% plants  
(vegetables/grains/fruits)\*\*

### \*BEST GRAINS AND VEGETABLES:

Rice, oatmeal, wheat, peelings, trimmings, cooking oils, all edible leftovers such as bread crusts, outer lettuce leaves, or uneaten food. Don't serve junk food, but never throw away good food. Waste nothing! Dogs and cats function as scavengers in the ecosystem.

### \*\*BEST MEATS:

Use only leftovers or meats that people won't eat such as ground turkey or chicken necks, backs, giblets, kidneys, fats, turkey carcasses, or soiled or discolored meats from butchers. Have restaurant employees give you scraps.

## PREPARATION TIPS:

o Grind up all bones by using either a clamp-on hand grinder or food processor, or get physical with a large meat tenderizer tool and a butcher block. Grind all skin, bones, and muscle. Be Creative!

o Cook on large batch of food once weekly.

o Freeze in small-sized portions. This is especially handy if a very large batch is made, if there are extra leftovers, if you're busy or expect to be out of town. Meal-sized portions can be stored in empty milk cartons with waxed paper between portions. These can easily be used by pet sitters or boarding kennels.

o Food is usually offered at room temperature or body temperature. Outdoor dogs seem to enjoy hot food in the winter. Don't microwave animal food!

o See "Feeding Instructions" for determination of quantity and the proper feeding schedule.

## KEEP IN MIND:

Almost *all* animals are raised *inhumanely*. They have the same needs and rights as your pet. Don't use products that cause more farm animals to be raised and killed. This includes eggs and dairy products.

Exhibit

C

William G. Winter, DVM

THE UPTOWN VETERINARIAN

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