

**BEFORE THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS
OF SOUTH CAROLINA**

In the Matter of:

STANLEY GORLITSKY, D.V.M.

License No. 0763,

(2002-42 & 2004-11)

Respondent.

**AGREEMENT TO RELINQUISH LICENSE
TO PRACTICE VETERINARY MEDICINE**

WHEREAS, the State Board of Veterinary Medical Examiners (the Board) has received an initial complaint of misconduct with respect to Stanley Gorlitsky (Respondent), regarding allegations of professional misconduct; and

WHEREAS, pursuant to S.C. Code Ann. § 40-69-150 (2001), the Board has the authority to issue a formal complaint and commence disciplinary proceedings against a licensee based upon violations of, *inter alia*, S.C. Code Ann. § 40-69-140 (2001), which provides, among other things, that the Board may revoke, suspend, or otherwise restrict the license of a licensee upon a finding of misconduct; and

WHEREAS, Respondent has advised that he has sold his practice and has retired from the practice of veterinary medicine; that he wishes to cease the practice of veterinary medicine in this State immediately, to waive further proceedings, and to give up forevermore the right to practice veterinary medicine in South Carolina; and, Respondent agrees to refrain from any activities, including those associated with the otherwise lawful advertisement and sale of over-the-counter alternative medicines and other products for use on animals, that would in any way lead the public to believe that Respondent is a licensed, practicing veterinarian or is practicing veterinary medicine of any kind, including, but not limited to, references to Respondent as "vet," "veterinarian," "doctor," "Dr. Stan," "Dr. Gorlitsky," "drstan" and also as "D.V.M." except where "D.V.M." is a clear and unambiguous reference to an academic degree only; and, furthermore, Respondent agrees not to hold himself out or willingly allow himself to be presented in any form of media as a veterinarian or practitioner of holistic or alternative veterinary medicine and agrees not to practice holistic or alternative veterinary medicine or to otherwise examine, diagnose or treat any animal in any manner; and

WHEREAS, it is understood and agreed that nothing in this agreement shall prevent Respondent from the otherwise lawful advertisement and sale of over-the-counter animal care products, so long as Respondent does not provide or willingly allow information to be provided to the public or represent or willingly allow representations to be made to the public that would in any way lead the public to believe that Respondent is a licensed or practicing veterinarian in South Carolina, a practitioner of holistic or alternative veterinary medicine in South Carolina or engaged in the business of examining, diagnosing or treating animals in any manner in South Carolina, as opposed to being a vendor, and a vendor only; and

WHEREAS, it is understood that nothing in this agreement shall be construed as a finding or endorsement by the Board regarding the legitimacy, effectiveness, safety or merchantability of any product sold by Respondent or regarding the lawfulness or legality of such sales by Respondent, except as may become necessary to enforce this agreement and the laws governing the practice of veterinary medicine in South Carolina; and

WHEREAS, it is understood and agreed that nothing in this agreement shall be construed to preclude Respondent from representing that he is licensed and in good standing as a veterinarian in Ohio or any other State other than South Carolina, so long as such is the case, *provided* that such representations do not in any way lead the public to believe that Respondent is a licensed, practicing veterinarian in South Carolina, is practicing holistic or alternative veterinary medicine in South Carolina or is otherwise examining, diagnosing or treating any animal in any manner in South Carolina, that Respondent agrees not to hold himself out or willingly allow himself to be presented in any form of media as a veterinarian in South Carolina or practitioner of holistic or alternative veterinary medicine in South Carolina, and that Respondent agrees not to practice veterinary medicine in South Carolina or holistic or alternative veterinary medicine in South Carolina or to otherwise examine, diagnose or treat any animal in any manner in South Carolina;

WHEREAS, it is understood that the prohibitions and restrictions in this agreement apply to Respondent regardless of the location of a client, animal or any part of the activities governed by this agreement, as long as Respondent either engages in any prohibited activity from or within South Carolina or the client or animal is located in South Carolina;

WHEREAS, Respondent understands that he has the right to a hearing and to be represented by counsel in this matter. Respondent understands and agrees that by entering into this Agreement he voluntarily relinquishes any right to judicial review. Respondent freely, knowingly, and voluntarily waives any and all such rights and further proceedings in this matter. Respondent understands and agrees that he will not be eligible to reapply for a license to practice veterinary medicine in this State in the future. Respondent understands and agrees that, once signed, this Agreement to Relinquish is irrevocable on his part and shall not be subject to judicial review; and


WHEREAS, it is understood and agreed that in the event the Board must initiate proceedings to either enforce the provisions of this agreement prohibiting the unlicensed practice of veterinary medicine or to otherwise require Respondent to cease and desist from the unauthorized practice of veterinary medicine, and the Board obtains a final order from the Administrative Law Court or a court created under or governed by Article V of the Constitution of South Carolina or Title 14 of the Code of Laws of South Carolina 1976, as amended, granting such relief, Respondent shall pay to the Board the reasonable costs of investigation and prosecution associated with such proceedings, and

WHEREAS, it is understood and agreed that, pursuant to the South Carolina Freedom of Information Act, this is a public document.

THEREFORE, Respondent does hereby agree to relinquish forevermore his right to practice veterinary medicine in South Carolina, effective immediately upon acceptance by the Board.

AND IT IS SO AGREED.


WE AGREE:


STANLEY GORLITSKY, D.V.M.
RESPONDENT

7/19/04
DATE


WITNESS OR ATTORNEY

7-19-04
DATE

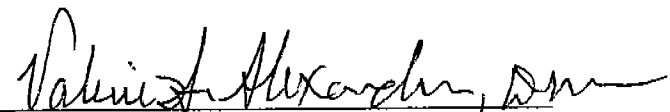

GEOFFREY R. BONHAM
ATTORNEY for the S.C. Department
of Labor, Licensing and Regulation

7/21/2004
DATE

**SOUTH CAROLINA DEPARTMENT OF
LABOR, LICENSING AND REGULATION**

**BOARD OF VETERINARY
MEDICAL EXAMINERS**

ACCEPTED by the Board this
22nd day of July, 2004

BY: 
~~CLAUDE H. SCHUMPERT, D.V.M.~~
~~Chairman of the Board~~
Valerie H. Alexander, D.V.M.
Vice Chairman of the Board