

NANCY G. DEAS, EDNA E. DEAS
5721 WINTERGREEN DRIVE, RALEIGH, NORTH CAROLINA 27609
919-787-4713

March 14, 2002

Via Hand Delivery

Mr. Thomas M. Mickey, Executive Director
North Carolina Veterinary Medical Board
1307 Glenwood Avenue, Suite 156
Raleigh, North Carolina 27605

Dear Mr. Mickey:

Enclosed is the report of Mr. Haywood Starling dated February 25, 2002, performed on ten cytology slides contained within plastic cassettes labeled "Alex Deas" that were delivered to our residence on August 29, 2000, via FedEx from Colorado State University.

Mr. Starling performed forensic analysis on these ten slides three times. September 25, 2000, Mr. Starling identified the "LN" and "Spleen" light writings on each of the slides as being written by Dr. Kevin Monce. The second analysis on October 6, 2000, showed that the light writings, "LN" "Spleen" and "800438" on each of the ten slides are written in graphite (pencil). The third analysis February 25 2002, identified the writer of light writing "800438" to be Ms. Renee D. (Dailey) Daniel.

Information was provided to Dr. Gordon on February 13, 2001, and to you on February 14, 2001, (with handwritten corrections) for consideration by Committee on Investigations No. 1 as documents entitled:

"Possible Violations of G. S. 90-187.8(c)(19) Acts of Behavior Constituting Fraud, Dishonesty or Misrepresentation in Dealing with the Board or in the Veterinarian-Client-Patient Relationship, Dana R. Jones, DVM, Cytology Slides

"Possible Violations of G. S. 90-187.8(c)(19) Acts of Behavior Constituting Fraud, Dishonesty or Misrepresentation in Dealing with the Board or in the Veterinarian-Client-Patient Relationship, Kevin A. Monce, DVM, DACVIM, Cytology Slides

Also provided in regard to this matter were Mr. Starling's report dated October 6, 2000, a 5 page set of color microscopic photographs prepared by Mr. Starling, the cell count report provided by Dr. Ron Edwards, and a copy of Dr. Grindem's audio tape (8/31/00) and unofficial transcript.

The information and evidence that was provided to Committee on Investigations No. 1 before it decided Complaint 00006-1-1 showed the slides delivered to our home August 29, 2000 had Dr. Monce's handwriting on them, were not the slides seen by us on August 5, 2000, and had the NCSU accession (lab) number affixed in graphite, not in black or blue waterproof marker as Dr. Grindem stated is how the NCSU accession number is usually affixed by NCSU to slides.

The additional identification on February 25, 2002 of Ms. Daniel as the writer of "800438" — instead of being written on the slides by a NCSU staff member on 6-26-00 when the NCSU accession number "800438" was generated by the NCSU-VTH Pathology Department — together with all previously provided information and evidence is enough proof to show any reasonable person that the slides delivered to our home August 29, 2000, [REDACTED]

We are sure that the Board will also be concerned as to how [REDACTED]

A BRIEF summary of facts:

- January 3, 2000 Nancy Deas watched Dr. Monce obtain abdominal fluid, liver, spleen and lymph node tissue from Alex's abdomen and make slides from Alex's specimens in Dr. Monce's trailer.
- June 26, 2000 Mr. George Hearn delivered 6 lymph node and 4 spleen slides to Dr. Lance Perryman at NCSU. No abdominal fluid or liver slides had been provided by Dr. Dana Jones to Mr. Hearn for delivery to NCSU. The accession number "800438" was assigned by NCSU and affixed at NCSU to the short end of each slide. Dr. Carol Grindem's report indicated she only examined 2 previously stained lymph node slides and 2 previously stained spleen slides.
- August 3, 2000 Dr. Perryman delivered the 10 slides from NCSU to Dr. Gordon at Oberlin Animal Hospital.
- August 5, 2000 Dr. Gordon showed Nancy and Edna Deas 5 plastic cassettes of slides labeled "Alex Deas" at Oberlin Animal Hospital. Dr. Gordon removed one slide from its cassette and held it up. Edna Deas saw blue writing across the short end of the slide.
- August 8, 2000 The slides were sent to Colorado State University by the NCVMB after being inventoried by Ms. Stacy Mickey for the chain of custody executed between Dr. Gordon and Mr. Thomas Mickey at Oberlin Animal Hospital.
- August 9, 2000 The slides were received at Colorado State University for study. Per written instruction, the slides were to be returned to Dr. Gordon at Oberlin Animal Hospital.
- August 29, 2000 Ten slides were delivered to the Deas residence from CSU. There was no blue writing anywhere on any of the slides. Mr. William A. Blackman was immediately called, met Nancy and Edna Deas, and viewed the slides.
- August 30, 2000 Forensic photographs were made of the slides and the plastic cassettes.
- August 31, 2000 Dr. Carol Grindem stated the NCSU accession number should be in waterproof marker - black or blue.

We request the members of Committee on Investigations No. 1 and the full Board consider the following for inclusion, in addition to those issues already decided by the NCVMB, in the contested case hearing that Dr. Monce has requested:

1. [REDACTED]

2. [REDACTED]

3. [REDACTED]
4. [REDACTED]
5. [REDACTED]
6. [REDACTED]

We also request that this letter and the enclosures be made part of the Complaint 00006-1-1 file and any file that is being maintained on the Hearing that Mr. Hearn states will occur at the North Carolina Office of Administrative Hearings.

Please do not hesitate to contact us if you, Board Investigator Mr. Ken Wheeler, Board Attorney Mr. George Hearn or any of the members of the North Carolina Veterinary Medical Board have any questions.

Sincerely yours,

Nancy Deas
Nancy G. Deas

Edna Deas
Edna E. Deas

Encl: Report of Mr. Haywood Starling, dated February 25, 2002
5 color exhibits of the slides studied by Mr. Starling labeled Q1-Q10
Composite color exhibit of the labeled ends of all ten slides prepared by Mr. Starling

N C STATE UNIVERSITY
 COLLEGE OF VETERINARY MEDICINE
 Histopathology Laboratory (C-310)
 4700 Hillsborough Street
 Raleigh, NC 27606
 Phone: (919) 513-6390
 Fax: (919) 513-6455

SURGICAL PATHOLOGY

Veterinary Clinic: NC Veterinary Medical Board

PO Box 12587

Raleigh NC 27605

Phone #: 733 7689 FAX#: 715 7520

E-Mail Address: _____

Attending Veterinarian: JOE GORDON DVM
 phone 8323107 pager 4206911 fax 834 9045

SIGNALMENT

Animal Name ALEX Owner Name NANCY DEAS

Species CANINE Breed MANCHESTER TERRIER Sex MN Age 14 yrs

Pertinent History: (supplemental)
HYPOTHYROID; CUSITINGOID (ON LYSDIEN)
ELEVATED LIVER PARAMETERS

SAMPLES INCLUDE: SPLEEN, LIVER, ABDOMINAL
FLUID, LYMPH NODE

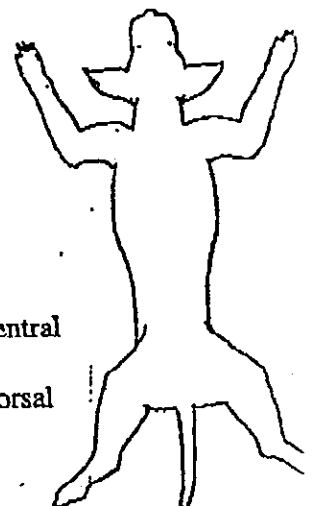
Questions You Want Answered:

DESCRIPTION OF FINDINGS ON
CYTOLOGY AND LIST OF RUNS OUTS

Tissue Submitted: _____

| FOR HISTOPATHOLOGY USE ONLY | |
|-----------------------------|-------|
| Date Rec'd | _____ |
| Account # | _____ |
| Pathology # | _____ |
| Resident | _____ |
| Sr Pathologist | _____ |

- Ventral
- Dorsal



RECEIPT FOR CASH OR OTHER ITEMS

TO: (Name, Title, Address (including ZIP CODE)), if applicable)

Dr. Joseph K. Gordon, D.V.M.
 OBERLIN ANIMAL HOSPITAL
 1216 OBERLIN ROAD
 RALEIGH NC 27608
 (919) 832-3103

FILE NO.

00006-1-1

G-DEP IDENTIFIER

FILE TITLE

DR. DANA JONES
 DR. KEVIN MURPHY
 MS NANCY & EDNA DEAS

DATE

8/8/2020

DIVISION/DISTRICT OFFICE

I hereby acknowledge receipt of the following described cash or other item(s),
 which was given into my custody by the above named individual.

| AMOUNT or QUANTITY | DESCRIPTION OF ITEM(S) | PURPOSE (if Applicable) |
|--------------------|---|-------------------------|
| 6 (2) | spleen marked ALEX DENIS 800438 (Stained) | |
| 4 (2) | LN marked 800438 (Stained) | |
| (2) | LN marked 800438 (Unstained) | |
| 3 (2) | spleen marked 800438 (Unstained) | |
| (2) | LN marked 800438 (Unstained) | |
| TOTAL Slides 10 | | |

RECEIVED BY (Signature)

Thomas M. Mickey

NAME AND TITLE (Print or Type)

THOMAS M. MICKEY
 EXECUTIVE DIRECTOR

WITNESSED BY (Signature)

NAME AND TITLE (Print or Type)