



**Steven W. Troxler**  
Commissioner

North Carolina Department of Agriculture  
and Consumer Services  
*Veterinary Division*

**Christina L. Waggett**  
Assistant Commissioner  
for Consumer Protection

**Michael Martin, DVM**  
State Veterinarian

June 11, 2025

Calvin Woodard  
Sheriff  
Wilson County Animal Services Animal Shelter  
100 Green St E  
Wilson, NC 27893  
Via Hand Delivery

**NOTICE of CIVIL PENALTY and NOTICE of WARNING**

**Re: CIVIL PENALTY ASSESSMENT for VIOLATION of TITLE 02 N.C. ADMINISTRATIVE CODE (“NCAC”) CHAPTER 52J SECTION .0210(d).**

**AWS-CP-2026-6**

**Facility: Wilson County Animal Services Animal Shelter  
Registration Number: 414**

Dear Sheriff Woodard:

Pursuant to NCGS § 19A-40, I am issuing this notice that Wilson County Sheriff’s Office, as the operator of the Wilson County Animal Services Animal Shelter (“the shelter”), is hereby assessed a civil penalty of \$500.00 as provided in the enclosed Notice of Violation.

With regard to the civil penalty, within 60 days from the date of receipt, you must do one of the following:

1. Pay the civil penalty assessment;
2. File a written petition for a contested case hearing with the N.C. Office of Administrative Hearings to appeal the penalty assessment; or
3. Pursuant to NCGS § 150B-22, initiate informal settlement negotiations. To negotiate a settlement of this assessment, you may contact me by telephone at (919) 707-3280 or email at [Patricia.Norris@ncagr.gov](mailto:Patricia.Norris@ncagr.gov). Settlement offers do not extend the 60-day deadline for payment or filing of a contested case petition.

Additional information about your options is provided below:

### **PAYMENT**

To pay the penalty, please send your payment by check or money order made payable to the North Carolina Department of Agriculture and Consumer Services to:

North Carolina Department of Agriculture and Consumer Services  
Dr. Patricia Norris  
Director, Animal Welfare Section  
1030 Mail Service Center  
Raleigh, NC 27699-1030

### **APPEAL**

If you file a contested case petition, it must be in writing and in the form prescribed by NCGS § 150B-23. The petition must be filed with the N.C. Office of Administrative Hearings (“OAH”) within 60 days from the date of this document. Additionally, the petition must be accompanied by a filing fee of twenty dollars (\$20.00). Payment can be made by cash, money order, certified check or check drawn on an attorney’s trust account. Make checks payable to: Office of Administrative Hearings. File the petition and one copy with:

Office of Administrative Hearings  
6714 Mail Service Center  
Raleigh, NC 27699-6714

Any questions about filing a petition may be directed to the Clerk of OAH by telephone at 919-431-3000.

You must serve NCDA&CS by mailing a copy of the petition to:

Mr. Jonathan Lanier  
North Carolina Department of Agriculture and Consumer Services  
Registered Agent and General Counsel  
1001 Mail Service Center  
Raleigh, NC 27699-1001

Payment of the penalty will not foreclose further enforcement action against you for any new violation. If the violations which resulted in the assessment are of a continuing nature, NCDA&CS reserves the right to assess additional civil penalties in the future or take other enforcement action against you. Your attention to this matter is appreciated.

Sincerely,

A handwritten signature in blue ink, appearing to read "Patricia Norris DVM MS".

Patricia Norris, DVM, MS  
Director, Animal Welfare Section

Attachment: Notice of Violations, Assessment of Civil Penalty

cc: Michael Martin, DVM, State Veterinarian  
Jonathan Lanier, General Counsel, NCDA&CS  
Christina L. Waggett, Assistant Commissioner, NCDA&CS  
Lindsey Spain, Special Deputy Attorney General

STATE OF NORTH CAROLINA  
COUNTY OF WILSON

NORTH CAROLINA DEPARTMENT  
OF AGRICULTURE AND CONSUMER  
SERVICES, VETERINARY DIVISION  
ANIMAL WELFARE SECTION

IN THE MATTER of )  
 )  
WILSON COUNTY SHERIFF’S )  
 )  
OFFICE OPERATOR OF )  
 )  
WILSON COUNTY ANIMAL )  
 )  
SERVICES ANIMAL SHELTER )  
 )

NOTICE of VIOLATION and  
ASSESSMENT of CIVIL PENALTY  
for VIOLATION of TITLE 02 NC  
ADMINISTRATIVE CODE (“NCAC”) CHAPTER  
52J SECTION .0210(d)

Acting pursuant to NCGS § 19A-40, Dr. Patricia Norris, Director, Animal Welfare Section (“AWS”), North Carolina Department of Agriculture and Consumer Services (“NCDA&CS”) makes the following:

**FINDINGS OF FACT**

1. At all times pertinent to this matter, the Wilson County Animal Services Animal Shelter (“the shelter”), owned and operated by the Wilson County Sheriff’s Office, was an animal shelter registered pursuant to NCGS §19A-26.
2. On June 1, 2026, AWS received a complaint alleging that 2 dogs belonging to the shelter were at an adoption event on May 30, 2026, and were in poor body condition. The complaint added that one of these dogs had been housed at the shelter since March 2026 and was positive for heartworms. Based on this information, AWS opened an investigation. The investigation centered on possible violation(s) of the N.C. Animal Welfare Act (“AWA”) as these statutes and associated regulations are the extent of the jurisdiction of AWS.
3. On June 1, 2026, AWS Veterinary Program Specialist Lynn (“Inspector Lynn”) conducted a site visit at the shelter as part of the investigation. The following information was obtained from the site visit:
  - a. The dog named Einstein (A2026098) was impounded March 11, 2026 with the notation: “Appears to be in good health with no visible injuries or illness.”
  - b. The shelter staff informed Inspector Lynn that they administered Panacur (a dewormer) to Einstein upon intake. Einstein’s shelter medical record does not contain any documentation of the administration of this medication;
  - c. On April 27, 2026, Einstein was adopted but was returned on May 4, 2026, because he did not interact well with cats;
  - d. On May 26, 2026, Einstein tested positive for heartworms, Lyme Disease, and Ehrlichia at a veterinary clinic. As the blood draw was done on the tailgate of the Animal Control truck, a veterinary examination, body weight, and body condition score (“BCS”) were not obtained;

- e. On June 1, 2026, Inspector Lynn noted that it was easily visible that Einstein was in very poor body condition. Although the shelter had a veterinary appointment for the next day, Inspector Lynn directed to have Einstein receive a veterinary examination immediately if possible;
  - f. The dog named Sweet Pea (A2026100) was impounded on March 13, 2026;
  - g. The shelter staff informed Inspector Lynn that they administered Panacur to Sweet Pea upon intake. Sweet Pea's shelter medical record does not contain any documentation of the administration of this medication; and
  - h. Sweet Pea was taken for a veterinary examination and heartworm test on April 29, 2026. The heartworm test was negative and was also negative for Lyme, Anaplasmosis, and Ehrlichia. No fecal test was done. Sweet Pea was noted to be slightly underweight with a BCS of 3-4 of 9. The recommendation was made to increase the dog's food intake.
4. A review of the medical record for Einstein from the June 1, 2026 veterinary examination showed the following:
- a. Einstein was noted to have a BCS of 3/9 which is noted to be "too thin" on the Purina Body Condition System;
  - b. Einstein's fecal examination showed hookworms TNTC ("too numerous to count"); and
  - c. Medications dispensed included: doxycycline, prednisone, compounded ivermectin, and Drontal.
5. A comparison of the shelter's intake photographs of Einstein with his photographs taken on June 1, 2026 by Inspector Lynn, showed a very notable decline in the dog's body condition.
6. A review of AWS records showed that on September 22, 2025, AWS issued the shelter a Notice of Civil Penalty for violation of 02 NCAC 52J .0201(m) and .0210(d) and a Notice of Warning for violation of 02 NCAC 52J .0101(5) and .0210(a)(3).

## **CONCLUSIONS**

To the extent that the Findings of Fact contain Conclusions of Law, or that the Conclusions of Law are Findings of Fact, they should be so considered without regard to the given labels. Based on the findings of the AWS investigation, AWS finds that the shelter violated the following provisions:

02 NCAC 52J .0210(d) for failure to provide adequate veterinary care in a timely manner for the dog named Einstein (A2026098) as noted on June 1, 2026.

Pursuant to NCGS §§ 19A-30 and 19A-40, these violations can result in the suspension, revocation, or refusal to renew a registration for any animal shelter and/or the assessment of a civil penalty of up to \$5,000 per violation.

## **CIVIL PENALTIES**

As required by NCGS § 19A-40, in determining the amount of the civil penalty, I have considered the degree and extent of harm caused by the violations listed above.

Accordingly, Wilson County Sheriff's Office, as the owner and operator of the Wilson County Animal Services Animal Shelter, is hereby assessed a civil penalty for the following violations:

\$1,000.00 for the SECOND violation of 02 NCAC 52J .0210(d) for failure to provide adequate veterinary care in a timely manner for the dog named Einstein (A2026098) as noted on June 1, 2026.

\$500.00 TOTAL AMOUNT ASSESSED

Continued or future violation of the statutes or regulations referenced in this letter will be considered a willful disregard or violation of the N.C. Animal Welfare Act and the rules issued pursuant thereto. Such willful disregard or violation may result in action against your facility's registration pursuant to NCGS § 19A-30 and/or the assessment of a civil penalty of up to \$5,000.00 per violation under NCGS § 19A-40.

(See Appendix for text of referenced General Statutes and Administrative Code)

June 11, 2026

Date



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Patricia Norris, DVM, MS  
Director, Animal Welfare Section  
North Carolina Department of Agriculture & Consumer Services

## Appendix

### REFERENCED STATUTES AND REGULATIONS

#### **§ 19A-26. Certificate of registration required for animal shelter.**

No person shall operate an animal shelter unless a certificate of registration for such animal shelter shall have been granted by the Director. Application for such certificate shall be made in the manner provided by the Director. No fee shall be required for such application or certificate. Certificates of registration shall be valid for a period of one year or until suspended or revoked and may be renewed for like periods upon application in the manner provided.

#### **§ 19A-30. Refusal, suspension or revocation of certificate or license.**

The Director may refuse to issue or renew or may suspend or revoke a certificate of registration for any animal shelter or a license for any public auction, kennel, pet shop, or dealer, if after an impartial investigation as provided in this Article he determines that any one or more of the following grounds apply:

- (1) Material misstatement in the application for the original certificate of registration or license or in the application for any renewal under this Article;
- (2) Willful disregard or violation of this Article or any rules issued pursuant thereto;
- (3) Failure to provide adequate housing facilities and/or primary enclosures for the purposes of this Article, or if the feeding, watering, sanitizing and housing practices at the animal shelter, public auction, pet shop, or kennel are not consistent with the intent of this Article or the rules adopted under this Article;
- (4) Allowing one's license under this Article to be used by an unlicensed person;
- (5) Conviction of any crime an essential element of which is misstatement, fraud, or dishonesty, or conviction of any felony;
- (6) Making substantial misrepresentations or false promises of a character likely to influence, persuade, or induce in connection with the business of a public auction, commercial kennel, pet shop, or dealer;
- (7) Pursuing a continued course of misrepresentation of or making false promises through advertising, salesmen, agents, or otherwise in connection with the business to be licensed;
- (8) Failure to possess the necessary qualifications or to meet the requirements of this Article for the issuance or holding of a certificate of registration or license.

The Director shall, before refusing to issue or renew and before suspension or revocation of a certificate of registration or a license, give to the applicant or holder thereof a written notice containing a statement indicating in what respects the applicant or holder has failed to satisfy the requirements for the holding of a certificate of registration or a license. If a certificate of registration or a license is suspended or revoked under the provisions hereof, the holder shall have five days from such suspension or revocation to surrender all certificates of registration or licenses issued thereunder to the Director or his authorized representative.

A person to whom a certificate of registration or a license is denied, suspended, or revoked by the Director may contest the action by filing a petition under G.S. 150B-23 within five days after the denial, suspension, or revocation.

Any licensee whose license is revoked under the provisions of this Article shall not be eligible to apply for a new license hereunder until one year has elapsed from the date of the order revoking said license or if an appeal is taken from said order of revocation, one year from the date of the order or final

judgment sustaining said revocation. Any person who has been an officer, agent, or employee of a licensee whose license has been revoked or suspended and who is responsible for or participated in the violation upon which the order of suspension or revocation was based, shall not be licensed within the period during which the order of suspension or revocation is in effect.

**§ 19A-40. Civil Penalties.**

The Director may assess a civil penalty of not more than five thousand dollars (\$5,000) against any person who violates a provision of this Article or any rule promulgated thereunder. In determining the amount of the penalty, the Director shall consider the degree and extent of harm caused by the violation. The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.

**02 NCAC 52J .0210 VETERINARY CARE**

(d) Each dog and cat shall be observed daily by the animal caretaker who has been adequately trained or is experienced in animal care or is under the direct supervision of a person who has such training or experience. Sick or diseased, injured, lame, or blind dogs or cats shall be provided with adequate veterinary care in a timely manner or be euthanized, provided that the euthanasia shall not affect compliance with any state or local law requiring the holding, for a specified period, of animals suspected of being diseased. If an animal cannot be euthanized due to a required holding period and does not meet the criteria of G.S. 19A-32.1(b)(2), then adequate veterinary care shall be provided to the animal.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. March 23, 2009; January 1, 2005; Readopted Eff. September 1, 2022.*