

DOCKET NO. DK2017-214; DK2017-240

IN THE MATTER OF § TEXAS BOARD OF
THE LICENSE OF § VETERINARY
M. JAVAID, D.V.M. § MEDICAL EXAMINERS

AGREED ORDER

On this day the Texas Board of Veterinary Medical Examiners ("Board") considered the matter of the license of M. Javaid, D.V.M. ("Respondent").

Respondent, without admitting the truth of the Findings of Fact and Conclusions of Law set out in this Order, waived notice and hearing and agreed to the entry of this Order. Accordingly, the Board makes the following Findings of Fact and Conclusions of Law and enters this Order as set forth below.

FINDINGS OF FACT

1. Respondent, M. Iqbal Javaid, D.V.M., of Houston, Texas, holds Texas veterinary license 4476.
2. On August 15, 2016, Aaron Baltimore presented a 10-month-old male English Bull Terrier, named Scruff, to Respondent at Abbot Animal Clinic in Houston, Texas. Mr. Baltimore informed Respondent that he believed Scruff may have eaten trash. Mr. Baltimore also stated that Scruff was having difficulty evacuating his bowels and was suffering from a stool blockage. Respondent recommended keeping Scruff overnight for observation and Mr. Baltimore agreed.
3. Respondent's medical records indicate that he performed an examination of Scruff and noted normal heart and lung function, tension upon abdominal palpation, and 10-15% dehydration. Respondent performed diagnostics including a fecal direct, fecal floatation, giardia and heartworm occult tests, CBC and canine pancreatic lipase test. All results were negative or within normal limits. Respondent did not perform radiographs.
4. Respondent's medical records indicate that he treated Scruff with intravenous fluids with vitamin b and metronidazole, and finished with lactated ringer solution and heplocked. Respondent then gave Scruff Polyflex and Metoclopramide.
5. The following morning Scruff was listless and passed plastic, strings, and Styrofoam in the stool, along with blood. Respondent noticed bile like material in the cage which could have been vomitus. Scruff began seizing and died at approximately 10:30 a.m.
6. On March 29, 2017, Angela Valencia presented her four year old Chihuahua, Trini, to Respondent at Abbot Animal Clinic in Houston, Texas, with vomiting and bloody diarrhea. Ms.

Valencia accepted Respondent's recommendation to leave Trini overnight for diagnostics and treatment.

7. Respondent's medical records indicated that he performed an examination and noted a tense abdomen but no significant findings. Respondent performed a CBC, blood chemistries, fecal testing, and heartworm testing, all with insignificant results. Respondent administered Cerenia 0.45 cc subcutaneously and Polyflex 0.4cc intramuscularly to Trini. Respondent did not begin intravenous (IV) fluids that day.

8. On March 30, 2017, Respondent's medical records indicate that Trini was still not eating or drinking. Respondent again administered Cerenia and Polyflex, and gave Trini Metronidazole 7 cc intravenously. Respondent administered intravenous fluids of lactated ringer 250 cc with vitamin B complex. Respondent noted that Trini's left leg and chest were swollen and red due to a vein that was injured during catheterization. Respondent hot packed and massaged the swelling. Respondent's medical records do not include details of these treatments. Ms. Valencia visited Trini later that day and was advised by Respondent that the swelling was due to fluid build-up under Trini's skin, and that it would dissipate in a few days.

9. On March 31, 2017, Trini was released to Ms. Valencia. Respondent prescribed amoxicillin drops, Endosorb, and Metronidazole. Trini was still swollen, and Respondent advised Ms. Valencia to apply heat compression and massage to the swollen area.

10. On April 2, 2017, Ms. Valencia noted that the swelling had not dissipated. Ms. Valencia presented Trini to Ronald Hendrick, D.V.M., at Animal Emergency Clinic North East in Humble, Texas. Dr. Hendrick noted extensive swelling, pitting edema, and bloody serum draining from the skin. Possible diagnoses included infection or cellulitis as a reaction to the extravasated fluids and medication. Dr. Hendrick treated Trini with hydrotherapy and Buprenex, and prescribed Orbax and Tramadol. Dr. Hendrick warned Ms. Valencia that the tissue around the swelling may die and slough off.

11. Between April 4 and 6, 2017, Ms. Valencia noted that the flesh surrounding Trini's swelling began to slough off. On April 6, 2017, Ms. Valencia returned Trini to Animal Emergency Clinic North East where she was subsequently referred to and treated by Laura Hinton, D.V.M. at Bluepearl Specialty and Emergency Hospital in Spring, Texas. Dr. Hinton noted severe dermal necrosis. Dr. Hinton performed surgery to remove the necrotic tissue. Trini required extensive treatment and hospitalization to treat the wound.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Chapter 801, the Board has jurisdiction over this matter. Respondent is required to comply with the provisions of the Veterinary Licensing Act, Chapter 801, Texas Occupations Code, and with the Board's Rules. Respondent received notice as required by law.

2. Respondent has violated Board Rule 573.22, Professional Standard of Care, of the Board's Rules of Professional Conduct.
3. Respondent has violated Section 801.402(6) of the Veterinary Licensing Act, Texas Occupations Code.
4. Respondent is subject to disciplinary action under Texas Occupations Code, Sections 801.401(a), and 801.451.
5. Pursuant to Board Rule 575.25, Respondent's violations are Class B violations, and Respondent is subject to disciplinary action under that Rule.

TERMS OF ORDER

Now, therefore, the Board and Respondent agree to the following terms:

1. REPRIMAND

- a. Respondent is hereby formally reprimanded by the Board. This formal reprimand may be published in the Board's newsletter and routinely reported to the American Association of Veterinary State Boards (AAVSB) for inclusion in the national reporting database.

2. ADMINISTRATIVE PENALTY

- a. Respondent shall pay an administrative penalty of two thousand and five hundred dollars (\$2,500.00) within 30 days of the date the Board approves this Order. Payment shall be made directly to the Texas Board of Veterinary Medical Examiners at 333 Guadalupe Street, Suite 3-810, Austin, Texas 78701. Partial payments will not be accepted.
- b. If Respondent does not timely pay the administrative penalty, the Board may deny a request to renew Respondent's license until the outstanding administrative penalty is received, pursuant to Board Rule 573.62(b). Any monetary funds paid to the Board to renew a license shall first be applied to any outstanding unpaid administrative penalties, pursuant to Board Rule 571.57. Additionally, the matter may be referred to the Attorney General for collection, pursuant to Texas Occupations Code, Section 801.458.

3. CONTINUING EDUCATION

- a. In addition to the annual continuing education required for license renewal, Respondent shall complete nine (9) hours of continuing education with six (6) hours in the area of acute abdomen treatment and three (3) hours in the area of fluid therapy within one year of the date the Board approves this Order. These hours must be obtained from personal attendance at live courses, seminars, or meetings.

These hours shall be in addition to Respondent's annual continuing education requirements. Respondent shall submit documentation of the completed continuing education penalty and the required annual continuing education to the Board within one year and 30 days of the date the Board approves this Order. Documentation shall be submitted directly to the Texas Board of Veterinary Medical Examiners at 333 Guadalupe Street, Suite 3-810, Austin, Texas 78701.

4. ADHERENCE TO THE LAW AND BOARD RULES

- a. Respondent shall abide by the Board's Rules of Professional Conduct, the Texas Veterinary Licensing Act, and the laws of the State of Texas and the United States.
- b. Respondent shall cooperate with the Board's attorneys, investigators, compliance officers and other employees and agents investigating Respondent's compliance with this Order.
- c. Failure by Respondent to comply with the terms of this Order, or with any other provisions of the Veterinary Licensing Act or the Board Rules, may result in further disciplinary action.

The effective date of the terms of this Order shall be the date it is adopted by the Board, unless stated otherwise.

Certification and signature page follows.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Order. I have reviewed this Order and understand the Findings of Fact and Conclusions of law set forth herein. I neither admit nor deny the violation(s) herein. I understand that this Order contains the entire agreement, and there is no other agreement of any kind. I waive the right to any further proceedings, including a formal hearing, and the right to seek judicial review of this Order.

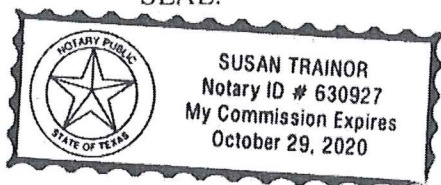
I understand that this Order is subject to approval by the Board. I understand that the terms and conditions of this Order become effective upon approval by the Board. A copy of the approved Order will be mailed to me. By signing this Order, I agree to satisfactorily comply with the terms and conditions of the Order in a timely manner. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and appropriate disciplinary action as a result of my noncompliance.

Signed this 20th day of July, 2018.

M. Javid J. Javid
M. Javid, D.V.M.

Sworn and subscribed before me this 20th day of July, 2018.

SEAL:



Susan Trainor
Notary Public

THEREFORE, the Texas Board of Veterinary Medical Examiners does hereby adopt this Order. This Order is effective and final on this 23rd day of October, 2018.

Jessica Quillivan
Jessica Quillivan, D.V.M., Presiding Board Member