TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS
333 Guadalupe, Ste. 2-330
Austin, Texas  78701-3998

DOCKET NUMBER 1996-07
HEIDI B. LOBPRISLE, DVM
LICENSE NUMBER 5276

NEGOTIATED SETTLEMENT

This negotiated settlement has been entered by agreement between Dr. Heidi B. Lobprise and Ron Allen, the Executive Director of the Texas State Board of Veterinary Medical Examiners, in concurrence with the Board Secretary. It is presented to the Board as a recommendation only. If the Board elects to reject or amend this negotiated settlement, the defendant, Dr. Heidi B. Lobprise, may be granted a continuance at her option.

Dr. Heidi B. Lobprise does not contest the allegations set forth in the Complaint, attached as Exhibit "A" and incorporated herein for all purposes, and agrees that: (1) the Board may treat the allegations of fact and law as true; and (2) the findings shall have the same force and effect as if evidence and argument were presented in support of the allegations. Respondent understands and intends that by so stating, she is not admitting the truth of the allegations, but is merely agreeing that the Board may enter an Order treating the allegations as true without the necessity of receiving evidence in support thereof.

SUMMARY OF CHARGES: By failing to identify and treat an intussusception which burst and led to the death of "Channing," Dr. Heidi Lobprise, has violated Rule 573.22 Professional Standard of Humane Treatment of the Rules of Professional Conduct and Section 14(a)(5) of the Veterinary Licensing Act Article 8890.

RECOMMENDED DISCIPLINARY ACTION: Official Reprimand

CONDITIONS:

1. Agrees to pay an Administrative Penalty in the amount of $500.
2. Agrees to abide by the Rules of Professional Conduct, Veterinary Licensing Act, and laws of the State and United States.

[Signatures]

HEIDI B. LOBPRISLE, D.V.M.
Date

[Signatures]

RON ALLEN, Executive Director
TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS
The foregoing Agreed Order, entered into between Dr. Heidi Lobprise, the Board Secretary, and the Board’s Executive Staff, and having been presented to the Texas State Board of Veterinary Medical Examiners as a No Contest Plea, was accepted by the Board, and the Board, on the 13th day of June, 1996, ordered that all penalties and conditions as stated therein be complied with the same as if evidence had been heard and Findings and Orders issued.

Executed this the 13th day of June 1996.

John A. Wood, D.V.M., President

James N. Gomez, D.V.M., Vice-President

Michael J. McCulloch, D.V.M., Secretary

Howard Head, D.V.M., Member

Robert I. Hughes, Jr., D.V.M., Member

D. Carter King, D.V.M., Member

Sharon O. Matthews, Member

Jean McFaddin, Member

D. Schiff, Member

Date 6-13-96

Date

Date

Date 6-13-96

Date

Date 6-13-96

Date 6-13-96
DOCKETED COMPLAINT NO. 1996-07

TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS

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vs.

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HEIDI B. LOBPRISE, DVM

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TEXAS VETERINARY MEDICAL

LICENSE NO. 5276

1995 RENEWAL CERTIFICATE

NUMBER 2396

COMPLAINT AFFIDAVIT

Before me, the undersigned authority, a Notary Public in and for Texas, on this day personally appeared Chuck Adkins, who after being duly sworn, did depose and say:

On or about June 8, 1995, I, Chuck Adkins, being an employee of the Texas State Board of Veterinary Medical Examiners, did in the course of such employment, make certain investigations into the professional conduct of one Heidi B. Lobprise, D.V.M., 12600 Coit Road, Dallas, Texas 75251, Veterinary License Number 5276, 1995 Renewal Certificate Number 2396, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas State Board of Veterinary Medical Examiners, I, Chuck Adkins, do hereby present the following complaint against Heidi B. Lobprise, DVM.

I.

On or about February 6, 1995, "Channing", a five month old female West Highland White Terrier owned by Debra Duncan, was presented to the Coit Road Animal Hospital with symptoms of diarrhea, vomiting and lethargy. An examination by Dr. Heidi Lobprise revealed blood in the stool, and mucous membranes that were slightly pale and dry. A fecal parvo test was negative. A presumptive diagnosis of coccidiosis and possible ingestive enteritis was made. A treatment plan was devised to combat pain, diarrhea, vomiting, lack of nourishment, and stress.

"Channing" was seen almost daily at the Coit Road Animal Hospital between February 16-19, 1995, for failing to improve or for other complications that arose. The time spent at the facility averaged between 6-9 hours a day.
II.

On or about February 10, 1995, "Channing" was taken to an emergency animal clinic suffering from severe vomiting. On or about February 10, 1995, "Channing" was referred to Dr. Cheryl Harris, an Internal Medicine Specialist. Ms. Duncan took "Channing" to Dr. Harris and after an examination, a diagnosis of Campylobacter was suggested. The recommendation was to administer Gentocin by injection until the dog could eat solid food again. "Channing" was then sent back to the referring veterinarian, Dr. Heidi Lobprise, at Coit Road Animal Hospital. Between February 10-14, 1995, Dr. Robert Wiggs, an associate of Dr. Lobprise, became concerned due to the lack of improvement in "Channing's' condition and recommended more tests.

III.

On or about February 16, 1995, Dr. Heidi Lobprise performed a barium series which was reviewed and found by her to be essentially normal. On February 17, 1995, Dr. Harris also found the radiographs to be within normal limits. On or about 2/19/95, due to "Channing's' continued lack of improvement, Dr. Wiggs suspected intussusception, a blockage, viral infection or a foreign body, and recommended a referral to Dr. Douglas Bronstad, Internist/Specialist.

IV.

On or about February 20, 1995, Dr. Bronstad examined "Channing" and discovered a large tubular mass in the mid-abdominal region and suspected an intussusception. The diagnosis was supported by the radiographs provided by Coit Road Animal Hospital. On February 20, 1995, the case was referred to Dr. Robert Barstad, DVM, M.S., who performed an ileocolic resection of the triple layered intussusception. The bowel had burst and attempts were made to control peritonitis with lavage and open peritoneal drainage. Post operative recovery was poor and "Channing" died on February 26, 1995. Dr. Barstad found that the cause of death was due to paritonitis with secondary DIC.

V.

Dr. Barstad stated that the referral radiographs taken by Dr. Lobprise on February 16, 1995, showed a delayed transit time for the barium study and a fluid or soft tissue density in the mid-abdominal region suggestive of a soft tissue mass or bowel obstruction. A second opinion regarding the radiographs was later obtained from Dr. Catherine Lustgarden, DVM, M.S., by Ms. Duncan. Based on the radiographs only, Dr. Lustgarden stated that the GI series was conducted correctly and that an average veterinarian should have been able to determine that the GI series was abnormal. However, she did not believe that an average veterinarian would necessarily have been able to identify an intussusception or other obstruction.
VI.

The Board alleges that Dr. Heidi Lobprise violated Rule 573.22 - Professional Standard of Humane Treatment of the Rules of Professional Conduct and Section 14 (a)(5) of the Veterinary Licensing Act, Article 8890, for failure to identify and treat an intussusception which burst and led to the death of "Channing" a five month old West Highland White Terrier.

ARTICLE 8890, SECTION 14

(a) ... the Board may revoke or suspend a license, impose a civil penalty, place a person whose license has been suspended on probation, or reprimand a licensee ... if it finds that a licensee:

(3) has engaged in dishonest or illegal practices in or connected with the practice of veterinary medicine;

(5) has engaged in practices or conduct in connection with the practice of veterinary medicine which are violative of the standards of professional conduct as duly promulgated by the Board in accordance with the law;

(7) has fraudulently issued a health certificate, vaccination certificate, test chart, or other form used in the practice of veterinary medicine that relates to the presence of animal disease.

ARTICLE 8890, SECTION B

(a) If a person violates this act in a manner that constitutes grounds for disciplinary action by the Board, the Board may assess an administrative penalty against that person in addition to taking action under Section 14 or 14A of this Act.

The foregoing complaint is submitted to the Secretary of the Texas Board of Veterinary Medical Examiners on this the 31st day of MARCH, 1996.

Further, Affiant sayeth not.

Chuck Adkins, Affiant

SUBSCRIBED and SWORN TO before me by the said Chuck Adkins this the 25th day of MARCH, 1996.

Mike Carroll, Notary Public in and for Texas
Heidi B. Lobprise, DVM
Docket No.: 1996-07

The foregoing Complaint is hereby filed and docketed with the Texas State Board of Veterinary Medical Examiners and styled Texas State Board of Veterinary Medical Examiners vs. Heidi B. Lobprise, D.V.M. under Docketed Number 1996-07 this the 25 day of March 1996.

James N. Gomez, DVM, Board Secretary
Texas State Board of Veterinary Medical Examiners