AGREED ORDER

This agreed order has been entered between Dr. Lissa P. Lucas 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 agreed order, the defendant, Dr. Lucas, will be granted a continuance at her option.

Dr. Lucas 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: Dr. Lucas violated Rule of Professional Conduct: 573.64 - Continuing Education Requirements, and Sections 13 (g) and 14 (a) (5) of the Veterinary Licensing Act, by failing to obtain the required number of hours of continuing education in 1995, necessary to renew her license in 1996.

RECOMMENDED DISCIPLINARY ACTION:

1. Official Reprimand

2. Administrative Penalty in the amount of $250, to be paid within forty five (45) days of the date the Board adopts this Agreed Order.

CONDITIONS:

1. Obtain thirty (30) hours of approved Continuing Education between January 1, 1995 and December 31, 1996, fifteen (15) of which shall apply to her 1996 Continuing Education requirements.

2. Submit periodic reports of Continuing Education received and provide copies of documentation to verify attendance. Reports are to be submitted to the Board Office by July 31, 1996 and October 15, 1996.

3. Agree to abide by the Rules of Professional Conduct, Texas Veterinary Licensing Act and Laws of the State of Texas and United States.

July 10, 1995
Lissa P. Lucas, DVM
Agreed Order
Page 2 of 2

Lissa P. Lucas, D.V.M.

RON ALLEN, Executive Director
TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS

9 Aug 96
Date

7/15/96
Date
The foregoing Agreed Order, entered into between Dr. Lisa Lucas, 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 3rd day of October, 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 3rd day of October, 1996.

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

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

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

Howard Head, D.V.M., Member

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

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

Sharon O. Matthews, Member

Jean McFaddin, Member

Joyce G. Schiff, Member
To the Honorable Board:

It is my understanding that the Complaint Affidavit was generated by a written in both uniformity of substance by the advising assistant Attorney General assigned to the Board. It is also my understanding that the same was sent to all veterinarians like myself who failed to obtain the required Continuing Education (C.E.) hours in 1995 necessary or required by the rules of Professional Conduct to maintain active licensing status in the State of Texas.

While I agree at first to the assertion that I didn't fulfill the C.E. text obligation I will agree to the disciplinary action(s) should they be accepted by the Board. The substance of the generation of the complaint I disagree with. I do hereby state for the record these facts as substantive:

- As directed by the Board, I applied to the Executive Director, Ron Allen, for a hardship waiver by 1995.
- Mr. Allen denied the waiver principally without any investigation but did allow me to renew my license in March of 1996.
- No investigation of the number of C.E. hours that I obtained in 1995 took place.
because in applying for the aforementioned renewal, I indicated unequivocally that I had obtained a card in 1995.

Also, I enclosed with the application for renewal and a statement of intent to attend the TMA convention in Dallas in early 1996, which I did so attend.

Thank you.

 signatures
DOCKETED COMPLAINT NO. 1996-17

TEXAS STATE BOARD OF VETERINARY § TEXAS VETERINARY MEDICAL
MEDICAL EXAMINERS § LICENSE NO. 4555
vs. § 1996 RENEWAL CERTIFICATE
LISSA P. LUCAS, D.V.M. § NUMBER 4719

COMPLAINT AFFIDAVIT

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

On or about March 12, 1996, Mike Carroll, 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 Lissa P. Lucas, D.V.M., 5201 Firewood Drive, Arlington, Texas, 76016, Veterinary License Number 4555, 1996 Renewal Certificate Number 4719, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas Board of Veterinary Medical Examiners, I, Mike Carroll, do hereby present the following complaint against Lissa P. Lucas, D. V. M.

I.

In March, 1996, Dr. Lucas submitted her application for renewal of her veterinary license, to the Board office. Dr. Lucas failed to obtain the fifteen (15) hours of continuing education required for renewal of her license. Dr. Lucas had not received a waiver from the Board for this requirement.

II.

By failing to obtain the required continuing education hours or obtaining a waiver for same, as described in paragraph I, Dr. Lucas has violated Rule 573-64 - Continuing Education Requirements, of the Rules of Professional Conduct.

III.

By violating the above listed Rule of Professional Conduct, Dr. Lucas has also violated Sections 13 (g) and 14 (a) (5) of the Veterinary Licensing Act, article 8890.
ARTICLE 8890, SECTION 13

(g) . . . the Board by rule shall establish a minimum number of hours of continuing education required to renew a license under this Act. The Board may establish broad general categories of continuing education that meet the needs of licensees and may require licensees to successfully complete continuing education courses.

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:

(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 a law;

The foregoing complaint is submitted to the Secretary of the Texas Board of Veterinary Medical Examiners on this the _11_ day of _July_, 1996.

Further, Affiant sayeth not.

[Signature]
Mike Carroll, Affiant

SUBSCRIBED and SWORN TO before me by the said Mike Carroll this the _11_ day of _July_, 1996.

[Signature]
Charles A. Adkins, Notary Public in and for Texas

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. Lissa P. Lucas, D.V.M. under Docketed Number 1996-17 this the ________ day of __________, 1996.

[Signature]
Michael J. McCulloch, DVM, Board Secretary
Texas State Board of Veterinary Medical Examiners