This negotiated settlement has been entered by agreement between Dr. Mays, his attorney Mary Dinan, and the Texas State Board of Veterinary Medical Examiners staff 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. Mays, will be granted a continuance at his option.

Dr. Mays neither admits nor denies the allegations set forth in the Complaint; and does hereby agree that the Board may treat those allegations in the Complaint as true for purposes of this Board hearing; and based thereon the Board recognizes and accepts his plea of no contest to the allegations in the Complaint. Respondent understands and intends that he 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. Respondent intends and understands that in no way is this agreement an admission as to anything contained in the allegations of the Complaint.

SUMMARY OF CHARGES:

Failure to maintain adequate patient records and administering dangerous drug (Ambloc) when not necessary or required for the care of animals.

RECOMMENDED DISCIPLINARY ACTION:

1. Reprimand

2. Pay a Civil Penalty in the sum of $500.00.

3. Obtain twenty (20) hours of continuing education prior to June, 1991.

CONDITIONS:

1. Submit periodic reports certifying compliance with the continuing education order during the one year period.

2. Abide by the laws and Rules of the State of Texas as they pertain to the practice of veterinary medicine.
3. Take and pass the State Board Jurisprudence Examination as scheduled by the Board staff.

Glennon B. Mays, D.V.M.

Donald B. Wilson, Executive Director
TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS
The foregoing Agreed Settlement, entered into between Dr. Glennon B. Mays, the Board Secretary, Dr. Mary E. Mainster and Board 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 June 7, 1990, ORDERED that all penalties and conditions as stated therein be complied with the same as if the Board had heard evidence and testimony and as a result of such hearing had issued Findings and Orders.

Executed this the 7th, day of June, 1990.

Fred K. Soifer, D.V.M., President

Robert D. Lewis, D.V.M., Vice-President

Mary E. Mainster, D.V.M.
Mary E. Mainster, D.V.M., Secretary

Larry M. Dubuisson, D.V.M., Member

Absent
Mrs. Olivia R. Eudaly, D.V.M., Member

Alton F. Hopkins, Jr., D.V.M., Member

Absent
Mr. Mike Levi, Member

Guy A. Sheppard, D.V.M., Member

Mr. Clark S. Willingham, Member

6/7/90
Date

6/7/90
Date
DOCKETED COMPLAINT NO. 1990-04

TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS

VS.

GLENNON BUFORD MAYS, D.V.M.

TEXAS VETERINARY MEDICAL LICENSE NO. 3955

1990 RENEWAL CERTIFICATE NUMBER 1349

COMPLAINT AFFIDAVIT FORM

BEFORE ME, the undersigned authority, a Notary Public in and for Texas, on this day personally appeared JOSEPH J. RIZZO, who after being duly sworn, did depose and say:

On or about September 22, 1990, Joseph J. Rizzo, being an employee of the Texas Board of Veterinary Medical Examiners, did in the course of such employment, make certain investigations into the professional conduct of one GLENNON BUFORD MAYS, D.V.M., Brady Veterinary Hospital, Inc., HC 70, Box 65, Brady, McCulloch County, Texas, Texas Veterinary License Number 3955, 1990 Renewal Certificate Number 1349, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas Board of Veterinary Medical Examiners, I, JOSEPH J. RIZZO do hereby present the following complaint against GLENNON BUFORD MAYS, D.V.M., who is hereinafter called Respondent.

I.

On or about November 20, 1987, Respondent performed an examination for lameness on a horse named Dash's Destiny at the request of the trainer, Mr. Donnie Gibbs. After completing the examination, the Respondent determined that the horse was not showing symptoms of soreness or lameness. At the insistence of Mr. Gibbs, Respondent administered approximately 3cc of Ambloc, a nerve blocking, dangerous drug.

II.

Respondent failed to maintain patient records reflecting the diagnoses, dosage or name of the medication administered to Dash's Destiny on or about November 20, 1987.

III.

By administering a dangerous drug, Ambloc, to Dash's Destiny when not necessary or required, Respondent has violated Rule 33 of the Rule or Professional Conducted dated August, 1986 which states:

Rule 33
It shall be unprofessional and a violation of the Rules of Professional conduct for the veterinary profession for a veterinarian to prescribe, provide, obtain, order, administer, possess, dispense, give or deliver to or for any person, ... dangerous drugs ... that are not necessary or required for the care of animals, or where the use or possession of such drugs would promote addiction thereto. For purposes of the rule the term ... Dangerous Drugs ... shall mean those which are defined and recognized as such by any law of the State of Texas or of the United States.
IV.

Through failure to maintain patient records to substantiate the diagnoses and use of Ambloc, Respondent has violated Rule 32 of the Rules of Professional Conduct which states:

Rule 32
Individual records will include, but are not limited to, identification of patient, patient history, including immunization records, dates of visits, x-rays, names and dosages of medications administered and/or dispensed, and other details as necessary to substantiate diagnosis and treatment. Patient records shall be maintained for a period of three years and are the responsibility and property of the employing veterinarian.

V.

The Texas State Board of Veterinary Medical Examiners has authority to take disciplinary action against GLENNON B. MAYS' veterinary license under the Texas Veterinary Licensing Act, Article 7465a, V.A.C.S., Sections 14 (e) which states in part:

'Article 7465a, Section 14 (e), Veterinary Licensing Act-
"...the Board may revoke or suspend a license, place a person whose license has been suspended on probation or reprimand a licensee....if it finds that an applicant or licensee:

(e) 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;

The foregoing complaint is submitted to the Secretary of the Texas Board of Veterinary Medical Examiners on this the 26th day of March 1990.

Further, Affiant sayeth not.

[Signature]
JOSEPH J. RIZZO, Affiant

SUBSCRIBED and SWORN TO before me by the said JOSEPH J. RIZZO, this the 26th day of March, 1990.

[Signature]
JUDY C. SMITH
Notary Public in and for Texas

My Commission Expires: September 13, 1993
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. Glennon Buford Mays, D.V.M. under Docketed Number 1990-04, this the 30th day of March, 1990.

Mary E. Mainster, D.V.M.
MARY E. MAINSTER, D.V.M., Secretary
Texas Board of Veterinary Medical Examiners
BRADY VETERINARY HOSPITAL, INC.
HC 70, BOX 65
BRADY, TEXAS 76825

PAY TO THE ORDER OF: Texas State Board of Veterinary Medical Examiners
Five hundred and 00/100
Dollars
Docket #1990-06

06-07-90
G. Mays

1948
89-540/1113
1990-67 Mays