

IN THE MATTER                       §     TEXAS STATE BOARD OF

OF THE LICENSE OF                 §     

BRANDON RICHARDS, D.V.M.      §     VETERINARY MEDICAL EXAMINERS

On this, the 27 day of March, 2012, came on to be considered by the Texas State Board of Veterinary Medical Examiners ("Board") the matter of the license of BRANDON RICHARDS, D.V.M. ("Respondent"). Pursuant to Section 801.2056, Texas Occupations Code, a committee of the Board's staff met on November 16, 2011 to consider alleged violations of the Veterinary Licensing Act and the Board's rules by Respondent.

Upon the recommendation of the staff committee and with Respondent's consent, the Board makes the following Findings of Fact and Conclusions of Law and enters this Agreed Order as set forth below.

1. The Board has jurisdiction over the subject matter and Respondent. Respondent has received all notice which may be required by law and by the Board's rules. All jurisdictional requirements have been satisfied.

2. As the result of notification by the Texas Department of Public Safety, the Board determined that Brandon Richards, D.V.M., of Equine Specialty Services, Lufkin, Texas, failed to notify the Board of his arrest for a misdemeanor relating to the practice of veterinary medicine on October 1, 2006. Specifically, Dr. Richards was arrested for Assault/Family Violence, a class A misdemeanor.

3. TBVME records do not show any notification to the Board by Dr. Richards of his arrest. When asked, Dr. Brandon Richards admitted he was arrested for a misdemeanor in October 2006 and did not report the arrest to TBVME.

4. According to the Office of the County Attorney, Angelia County, Dr. Richards was convicted for Assault Misdemeanor C.

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**TEXAS STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS**

5. According to Rule 575.50(e), CRIMINAL CONVICTIONS, of the Board's Rules of Professional Conduct, "the following crimes relate to the practice of veterinary medicine: ...(5) a misdemeanor or felony offense involving: (B) assault."

### **Conclusions of Law**

1. Respondent is required to comply with the provisions of the Veterinary Licensing Act, Chapter 801, Texas Occupations Code, and with the Board's rules.

2. Based on Findings of Fact 1, 2, 3, 4, and 5, Respondent has violated Rule 573.69, REPORTING OF CRIMINAL ACTIVITY, of the Board's Rules of Professional Conduct, which states that a licensee shall report to the Board any arrest for, or a conviction for, any misdemeanor related to the practice of veterinary medicine, or any conviction for a felony.

3. Based on Conclusions of Law 1 and 2, Respondent has violated Section 801.402 (6) of the Veterinary Licensing Act, Texas Occupations Code, and is subject to disciplinary action by the Board:

801.402. GENERAL GROUNDS FOR LICENSE DENIAL OR DISCIPLINARY ACTION. A person is subject to denial of a license or to disciplinary action under Section 801.401 if the person:

(6) engages in practices or conduct that violates the board's rules of professional conduct.

4. Based on Conclusions of Law 1 through 3, Respondent is subject to disciplinary action under Section 801.401 of the Veterinary Licensing Act, Texas Occupations Code:

801.401. DISCIPLINARY POWERS OF BOARD. (a) If an applicant or license holder is subject to denial of a license or to disciplinary action under Section 801.402, the Board may: (a)

(4) reprimand a license holder; or  
(5) impose an administrative penalty.

5. Based on Conclusions of Law 1 through 4, Respondent may be disciplined in the manner set out in Section 801.451, IMPOSITION OF ADMINISTRATIVE PENALTY, of the Veterinary Licensing Act, which authorizes an administrative penalty for violations of the Act and Board rules, and in the manner set out in Section 801.401 DISCIPLINARY POWER OF BOARD.

NOW, THEREFORE, THE BOARD AND RESPONDENT AGREE AS FOLLOWS:

The Board ORDERS that Respondent pay, within 45 days of the date of this Order, an ADMINISTRATIVE PENALTY of five hundred dollars (\$500.00). If Respondent fails to pay the administrative penalty within 45 days of the date of this Order, Respondent's license shall be suspended until the penalty is paid.

Based on the above Findings of Fact and Conclusions of Law, the Board ORDERS that Brandon Richards, D.V.M., be INFORMALLY REPRIMANDED.

The Board further ORDERS that:

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

Respondent, by signing this Agreed Order, acknowledges his understanding of the Agreed Order, the notice, Findings of Fact and Conclusions of Law herein set forth, and agrees that he will satisfactorily comply with the mandates of the Agreed Order in a timely manner or be subject to appropriate disciplinary action by the Board.

Respondent, by signing this Agreed Order, waives his right to a hearing and any right to seek judicial review of this Order. Respondent acknowledges that he is entitled to be represented by an attorney of Respondent's choice at his expense in any hearing before the Board.

**RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. NOTHING IN THIS ORDER SHALL BE DEEMED A WAIVER OF RESPONDENT'S RIGHTS UNDER STATUTE OR UNDER THE UNITED STATES OR TEXAS CONSTITUTIONS TO APPEAL AN ORDER OR ACTION OF THE BOARD SUBSEQUENT TO THIS AGREED ORDER EXCEPT AS RESPONDENT MAY HAVE OTHERWISE AGREED TO HEREIN. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.**

The date of this Agreed Order shall be the date it is adopted by the Texas Board of Veterinary Medical Examiners.

Brandon Richards, D.V.M.  
Agreed Order 2012-25  
Page 4

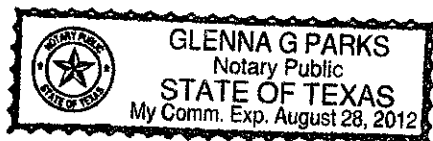
I, BRANDON RICHARDS, D.V.M., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THAT THIS ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

Brandon Richards 12/4/2011  
Brandon Richards, D.V.M. DATE

STATE OF TEXAS  
COUNTY OF Angelina

BEFORE ME, on this day, personally appeared Brandon Richards, D.V.M., known to me to be the person whose name is subscribed to the foregoing Agreed Order, and acknowledged to me that he executed the same for the purposes stated therein.

Given under the hand and seal of office this 5th day of December, 2011  
Glenna G Parks  
Notary Public



SIGNED AND ENTERED by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on this the 27 day of March, 2012

Bud E. Alldredge, Jr.  
Bud E. Alldredge, Jr., D.V.M.  
President of the Board