DOCKET NO. 1999-04

IN THE MATTER OF THE LICENSE OF
§
KAREN S. WILLIAMS, D.V.M.
§
TEXAS STATE BOARD OF
§
VETERINARY MEDICAL EXAMINERS

AGREED ORDER

On this the 10th day of June, 1999, came on to be considered by the Texas State Board of Veterinary Medical Examiners ("Board"), the matter of the license of Karen S. Williams, D.V.M., ("Respondent" or "Dr. Williams"), pursuant to the Veterinary Licensing Act ("Act") § 18F and Board Rule 575.27. On January 27, 1999, Respondent chose not to appear at an Informal Conference in response to a letter of invitation from the Board. Dr. Williams submitted a signed Waiver of Conference form dated January 26, 1999. The Board was represented at the Informal Conference by the Enforcement Committee.

Respondent, without admitting the truth of the findings and conclusions set out in this Agreed Order, wishes to waive a formal adjudicative hearing and thereby informally dispose of the issues without a formal adjudication. Respondent agrees to comply with the terms and conditions set forth in this Agreed Order. In waiving an adjudicative hearing, Respondent acknowledges understanding of the alleged violations and the adequacy and sufficiency of the notice provided to her.

Upon recommendation of the Enforcement 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:

Findings of Fact
1. Karen S. Williams, D.V.M., is a veterinarian licensed by the Board to practice veterinary medicine in the State of Texas under license number 6345, 1998 renewal certificate number 4206. Respondent is not subject to prior disciplinary action by the Board.
2. 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 Rules. All jurisdictional requirements have been satisfied.
4. During a compliance inspection by the Board, Dr. Williams was not able to produce records to substantiate that she obtained the necessary hours of continuing education in 1996.

5. Dr. Williams was given the opportunity to submit documentation to the Board. Dr. Williams could not provide documentation for having obtained 15 hours of continuing education in 1996, which failed to meet the requirements set by rule.

Conclusions of Law

1. Respondent is required to comply with the provision of the Act and Board Rules.

2. Section 14(a) of the Act authorizes the Board to revoke or suspend a license, impose a civil penalty, place a licensee on probation, or reprimand a licensee based upon findings of non-compliance with the Act or Board Rules.

3. Subsection 14(a)(5) authorizes the Board to take the above stated disciplinary action if the licensee “...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 law.”

4. Based on Findings of Fact 3 through 5, Dr. Williams has violated Rule 573.64 - Continuing Education Requirements of the Rules of Professional Conduct.

5. Based on Conclusion of Law 4, Respondent is subject to disciplinary action by the Board under the Act §14(a)(5).

NOW THEREFORE, THE BOARD AND RESPONDENT AGREE AS FOLLOWS: Based on the above Findings of Fact and Conclusions of Law, the Board ORDERS that Dr. Williams receive an OFFICIAL REPRIMAND under the following terms and conditions:

1. Respondent shall pay an administrative penalty in the amount of $250.00, payable within forty-five (45) days of the Board’s approval of the Agreed Order.

2. 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.

3. Respondent shall cooperate with the Board’s attorneys, investigators, compliance officers and other employees and agents investigating Respondent’s compliance with this order.
4. Failure by Respondent to comply with the terms of this Agreed Order or with any other provisions of the Act or the Board Rules, may result in further disciplinary action.

Respondent, Karen S. Williams, D.V.M., by signing this Agreed Order, agrees to its terms, acknowledges her understanding of the Agreed Order, the notice, Findings of Fact and Conclusions of Law herein set forth, and agrees that she will satisfactorily comply with the mandates of the Agreed Order in a timely manner or be subject to appropriate disciplinary action of the Board.

Respondent, Karen S. Williams, D.V.M., by signing this Agreed Order, waives her right to a formal hearing and any right to seek judicial review of this Agreed Order.

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 State Board of Veterinary Medical Examiners.

I, KAREN S. WILLIAMS, 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 THIS ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

Karen S. Williams, D.V.M.

4-30, 1999

DATE

STATE OF TEXAS
COUNTY OF

BEFORE ME, on this day, personally appeared KAREN S. WILLIAMS, D.V.M., known to me to be the person whose name is subscribed to the foregoing Agreed Order, and acknowledged to me that she executed the same for the purposes stated therein.
Given under the hand and seal of office this 30 day of April, 1999.

CAROLE LYNN SPRAUGE
Notary Public
STATE OF TEXAS
We Commission Expires 02-25-02

This agreed order has been entered between Dr. Karen S. Williams 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.

RON ALLEN
Executive Director, TSBVME

DATE
May 7, 1999

SIGNED AND ENTERED by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on this the 11 day of June, 1999.

ROBERT I. HUGHES, JR., D.V.M.
President
DOCKETED COMPLAINT NO. 1999-04

TEXAS STATE BOARD OF VETERINARY § TEXAS VETERINARY MEDICAL
MEDICAL EXAMINERS § LICENSE NO. 6345
vs. § 1998 RENEWAL CERTIFICATE
KAREN S. WILLIAMS, D.V.M. § NUMBER 4206

COMPLAINT AFFIDAVIT

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

On or about September 14, 1998, Charles 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 Karen S. Williams, D.V.M., Route 1, Box 11015, Point, Texas, 75472, Veterinary License Number 6345, 1998 Renewal Certificate Number 4206, a practitioner of veterinary medicine in the State of Texas. As an employee of the Texas State Board of Veterinary Medical Examiners, I, Charles Adkins, do hereby present the following complaint against Karen S. Williams, D.V.M.

I.

On or before March 1, 1997, Karen S. Williams, D.V.M., submitted her application to practice veterinary medicine for the 1997 license year.

II.

During a compliance inspection by the Board, Dr. Williams was not able to produce records to substantiate that she obtained the necessary hours of continuing education in 1996.

III.

Dr. Williams was given the opportunity to submit documentation to the Board. Dr. Williams could not provide documentation of having obtained 15 hours of continuing education in 1996, which failed to meet the requirements set by rule.

IV.

Based on paragraphs I through III, Dr. Williams violated Rule 573.64 - Continuing Education Requirements of the Rules of Professional Conduct.

V.

Based on the above in paragraph IV, Dr. Williams also violated Section 14 (a) (5) of the Veterinary Licensing Act, article 8890.
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 the law;

The foregoing complaint is submitted to the Secretary of the Texas Board of Veterinary Medical Examiners on this the 12TH day of May, 1999.

Further, Affiant sayeth not.

Charles Adkins Affiant

SUBSCRIBED and SWORN TO before me by the said Charles Adkins this the 12TH day of May, 1999

Mike Carroll, 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. Karen S. Williams, D.V.M. under Docketed Number 1999-04, this the 12TH day of May, 1999.

J. Lynn Lawhon, DVM, Board Secretary
Texas State Board of Veterinary Medical Examiners