

COMPLAINT NO. CP21-052

IN THE MATTER OF	§	TEXAS BOARD OF
THE LICENSE OF	§	VETERINARY
CODY FRUGE, D.V.M.	§	MEDICAL EXAMINERS

AGREED ORDER

On this day the Texas Board of Veterinary Medical Examiners ("Board") considered the matter of the license of Cody Fruge, D.V.M. ("Respondent").

Respondent, without admitting the truth of the Findings of Fact and Conclusions of Law set out in this Order, waived notice and hearing and agreed to the entry of this Order. Accordingly, the Board makes the following Findings of Fact and Conclusions of Law and enters this Order as set forth below.

FINDINGS OF FACT

1. Respondent, Cody Fruge, D.V.M., of Santa Fe, Texas, holds Texas veterinary license #12089.
2. On September 14, 2020, the Respondent examined a patient, dog's, left tibia for a spiral fracture that was splinted on September 4, 2020. Respondent looked at the bandage and splint and sent the patient home with a prescription for Carprofen and trazodone. No changing, removal, adjustment of the splint was done.
3. On September 17, 2020, a colleague changed the splint on a follow-up visit. The office was received phone calls between September 22-24 where the owner reported abnormal behavior by the patient.
4. On September 25, 2020, Respondent re-examined the patient. The Respondent noted the splint was dry, however, the dorsal area of the splint near the hip was abrasive.
5. The Respondent added additional padding to the area but did not remove splint for closer examination.
6. On October 2, 2020, the patient, dog, returned and a severe infection in the leg had developed. A colleague ended up having to amputate the leg to save the patient's life.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Chapter 801, the Board has jurisdiction over this matter. Respondent is required to comply with the provisions of the Veterinary Licensing Act, Chapter 801, Texas Occupations Code, and with the Board's Rules. Respondent received notice

as required by law.

2. Respondent has violated Board Rule 573.22, Professional Standard of Care, of the Board's Rules of Professional Conduct.
3. Respondent has violated Section 801.402(6) of the Veterinary Licensing Act, Texas Occupations Code, prohibiting engaging in practices or conduct that violates the board's rules of professional conduct.
4. Respondent is subject to disciplinary action under Texas Occupations Code, Sections 801.401(a), and 801.451.
5. Pursuant to Board Rule 575.25, Respondent's violations are Class C violations, and Respondent is subject to disciplinary action under that Rule.

TERMS OF ORDER

Now, therefore, the Board and Respondent agree to the following terms:

1. CONTINUING EDUCATION
 - a. In addition to the annual continuing education required for license renewal, Respondent shall complete three (3) hours of continuing education in the area of orthopedic surgery, and (3) hours of continuing education in the area of wound management within six months of the date the Board approves this Order. Respondent shall submit documentation of the completed continuing education penalty and the required annual continuing education to the Board within six months of the date the Board approves this Order. Documentation shall be submitted directly to the Texas Board of Veterinary Medical Examiners at 1801 Congress Avenue, Suite 8.800, Austin, Texas 78701.
2. ADHERENCE TO THE LAW AND BOARD RULES
 - a. Respondent shall abide by the Board's Rules of Professional Conduct, the Texas Veterinary Licensing Act, and the laws of the State of Texas and the United States.
 - b. Respondent shall cooperate with the Board's attorneys, investigators, compliance officers and other employees and agents investigating Respondent's compliance with this Order.
 - c. Failure by Respondent to comply with the terms of this Order, or with any other provisions of the Veterinary Licensing Act or the Board Rules, may result in further disciplinary action.

The effective date of the terms of this Order shall be the date it is adopted by the Board, unless stated otherwise.

Certification and signature page follows.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Order. I have reviewed this Order and understand the Findings of Fact and Conclusions of law set forth herein. I neither admit nor deny the violation(s) herein. I understand that this Order contains the entire agreement, and there is no other agreement of any kind. I waive the right to any further proceedings, including a formal hearing, and the right to seek judicial review of this Order.

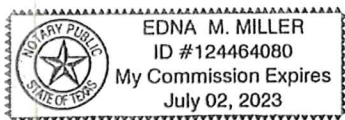
I understand that this Order is subject to approval by the Board. I understand that the terms and conditions of this Order become effective upon approval by the Board. A copy of the approved Order will be mailed to me. By signing this Order, I agree to satisfactorily comply with the terms and conditions of the Order in a timely manner. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and appropriate disciplinary action as a result of my noncompliance.

Signed this 3rd day of January, 2023.

Cody Fruge, D.V.M.
Cody Fruge, D.V.M.

Sworn and subscribed before me this 03rd day of January, 2023.

SEAL:



Galveston County, TX

Edna M Miller
Notary Public

THEREFORE, the Texas Board of Veterinary Medical Examiners does hereby adopt this Order. This Order is effective and final on this 17 day of January, 2023.

Keith Pardue
Keith Pardue, J.D., Presiding Board Member