

3. On August 26, 2013, William Tinney ("Mr. Tinney") of Ft. Worth, Texas dropped off his 13-year-old male domestic longhair feline named "Mr. Big Kitty" at the VCA Ft. Worth Animal Medical Center ("VCA") in Ft. Worth, Texas for dental and ear cleaning.
4. Respondent is the owner/operator of VCA. Ashley Yeager of VCA, an unlicensed veterinary technician, performed the dental and ear cleaning of Mr. Big Kitty. Mr. Big Kitty was anesthetized with Ketamine for the procedures.
5. Mr. Tinney retrieved Mr. Big Kitty from VCA that same day and noted that Mr. Big Kitty's equilibrium appeared to be slightly affected.
6. On August 27, 2013, Mr. Tinney returned with Mr. Big Kitty to VCA to have Mr. Big Kitty checked out due to Mr. Big Kitty's inability to walk without falling over or flopping around. Respondent did not note any head tilt or ataxia and the renal values were normal, but did note a slightly elevated right nictating membrane. Mr. Big Kitty's renal values were checked at the request of Mr. Tinney due to Mr. Big Kitty's history of renal issues. Respondent then informed Mr. Tinney that Mr. Big Kitty was still recovering from the effects of anesthesia and that those effects would potentially remain for a couple more days.
7. On August 28, 2013, Mr. Tinney took Mr. Big Kitty to VET CARE Animal Clinic ("Vet Care") in Ft. Worth, Texas for inappetence and incoordination. Carlos Gibbs, D.V.M. examined Mr. Big Kitty and noted that there was ceruminous debris in the left ear and dried dark red/brown debris in the right ear.
8. The rabies tags on Mr. Tinney's animals also do not match the rabies vaccination numbers included in Respondent's medical files.

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 Finding of Facts 1 through 8, Respondent has violated Rule 573.10, SUPERVISION OF NON-LICENSED EMPLOYEES, of the Board's Rules of Professional Conduct, by improperly delegating care and/or treatment duties to veterinary assistants, or failing to properly supervise veterinary assistants performing delegated duties.
3. Based on Finding of Facts 1 through 8, Respondent violated Board Rule 573.22, PROFESSIONAL STANDARD OF CARE, by not checking the work of his unlicensed employee.
4. Based on Conclusions of Law 1 through 3, 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;

5. Based on Conclusions of Law 1 through 4, 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:

- (1) refuse to examine an applicant or to issue or renew a license;
- (2) revoke or suspend a license;
- (3) place on probation a license holder or person whose license has been suspended;
- (4) reprimand a license holder; or
- (5) impose an administrative penalty.

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

Based on the above Findings of Fact and Conclusions of Law, the Board ORDERS that RODERICK GANT, D.V.M., be FORMALLY 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 provisions of the Licensing 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, and Findings of Fact and Conclusions of Law herein set forth herein, 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 formal hearing and any right to seek judicial review of this Agreed Order. Respondent acknowledges that he had the right to be represented by legal counsel in this matter.

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 effective date of this Agreed Order shall be the date it is adopted by the Board.

I, RODERICK GANT, D.V.M., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND 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.

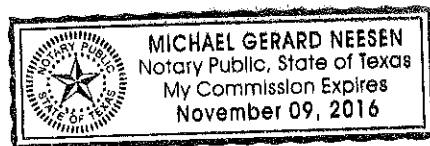

RODERICK GANT, D.V.M.

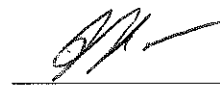
19 June 2014
Date

STATE OF TEXAS §
COUNTY OF Tarrant §

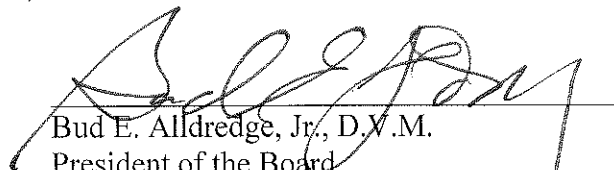
BEFORE ME, on this day, personally appeared RODERICK GANT, D.V.M., known to me as the person whose name is subscribed to the foregoing document, and acknowledged to me that he executed the same for the purposes stated therein.

Given under the hand and seal of office this 19th day of June, 2014.




Notary Public

SIGNED AND ENTERED by the TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS on this the 21 day of October, 2014.



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