

4. Respondent obtained a urine sample from "Cappy" for urinalysis, and charged Mr. Silver for the test. Respondent told Mr. Silver that he would call with the test results the next day, on April 4, 2012.

5. No one from Respondent's clinic contacted Mr. Silver on April 4, 2012. On April 5, 2012, Respondent called Mr. Silver to give him the test results, but because the call appeared to come from a blocked number, Mr. Silver did not answer the call. Respondent left a message asking Mr. Silver to call, and Mr. Silver returned Respondent's call within 15 minutes. Respondent was then unavailable to take Mr. Silver's call, so Mr. Silver left a message for Respondent with clinic staff.

6. Respondent stated that he returned Mr. Silver's call and left a message regarding the test results, but Respondent has no notes in the patient record regarding the call and does not know what date it occurred.

7. Mr. Silver did not receive a call from Respondent, so Mr. Silver called Respondent again on April 10, 2012, but had to leave a message. Respondent did not return Mr. Silver's call.

8. On April 16, 2012, Mr. Silver again called Respondent's clinic, and spoke with clinic staff, requesting a refund for the cost of the test. Since that time, Respondent has reimbursed Mr. Silver for the cost of the test, and has sent Mr. Silver the laboratory results.

Conclusions of Law

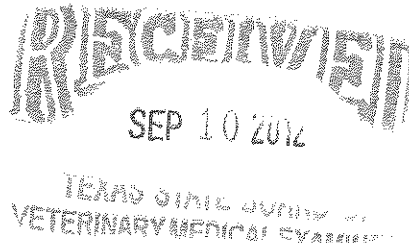
1. Respondent is required to comply with the provisions of the Veterinary Licensing Act, Chapter 801, Texas Occupations Code, and with the Board's Rules.

2. Based on the Findings of Fact 1 through 8, Respondent has violated Rule 573.26, HONESTY, INTEGRITY AND FAIR DEALING, of the Board's Rules of Professional Conduct, by charging a client for a test and then failing to communicate the test results to the client in a timely manner.

3. Based on Findings of Fact 1 through 8 and 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)

- (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.

.... (d) In addition to other disciplinary actions authorized by this subchapter, the board may require a license holder who violates this chapter to participate in a continuing education program.

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

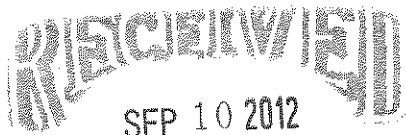
Based on the above Findings of Fact and Conclusions of Law, the Board ORDERS that Respondent receive an INFORMAL REPRIMAND.

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 Agreed 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,

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C. M. Hadash, D.V.M.



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the notice, and Findings of Fact and Conclusions of Law 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. 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, C. M. HADASH, 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.

C.M. Hadash
C. M. HADASH, D.V.M.

8/30/2012
DATE

STATE OF TEXAS §
COUNTY OF Madison §

BEFORE ME, on this day, personally appeared C. M. Hadash, 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 30th day of August, 2012.

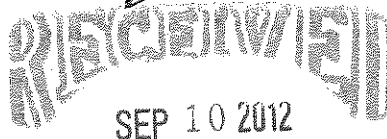


Loretta J. Geick
Notary Public

SIGNED AND ENTERED by the TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS on this the October 30, 2012

Bud E. Alldredge, Jr.
Bud E. Alldredge, Jr., D.V.M., President

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