

COMPLAINT NO. 21-415

IN THE MATTER OF § TEXAS BOARD OF
THE LICENSE OF § VETERINARY
EMILY PARKER, 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 Emily Parker, 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, Emily Parker, D.V.M., of Lufkin, Texas, holds Texas veterinary license #12594.
2. Respondent provided prescriptions for staff under the names of their pets.
3. Respondent allowed a non-licensed person to perform surgeries on animals.
4. Respondent allowed non-licensed employees to perform examinations, administer rabies vaccines and induce anesthesia without appropriate supervision at the Respondent's clinic.
5. An inspection of the Respondent's facility found that the controlled substances inventory contained significant variances.
6. An inspection of Respondent's facility found that controlled substances storage did not meet the standard required by state and federal law.
7. An inspection of Respondent's facility found that patient records did not include exam notes or medical reason for medications prescribed.

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 573.10, Supervision of Non-Veterinarians, of the Board's Rules of Professional Conduct.
3. Respondent has violated Board Rule 573.11, Responsibility for Unlicensed Employees, of the Board's Rules of Professional Conduct.
4. Respondent has violated Board Rule 573.4, Adherence to Law, of the Board's Rules of Professional Conduct.
5. Respondent has violated Board Rule 573.41, Use of Prescription Drugs, of the Board's Rules of Professional Conduct.
6. Respondent has violated Board Rule 573.50, Controlled Substances Record Keeping for Drugs on Hand, of the Board's Rules of Professional Conduct.
7. Respondent has violated Board Rule 573.51, Rabies Control, of the Board's Rules of Professional Conduct.
8. Respondent has violated Board Rule 573.52, Veterinarian Patient Record Keeping, of the Board's Rules of Professional Conduct.
9. Respondent has violated Board Rule 573.60, Prohibition Against Treatment of Humans, of the Board's Rules of Professional Conduct.
10. Respondent has violated Section 801.402(6) of the Veterinary Licensing Act, Texas Occupations Code, prohibiting acts that violate the Board's Rules of Professional Conduct.
11. Respondent is subject to disciplinary action under Texas Occupations Code, Sections 801.401(a), and 801.451.
12. Pursuant to Board Rule 575.25, Respondent's violations are Class A 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. SUSPENSION AND PROBATION

- a. Respondent's license shall be suspended for 5 years, effective November 2, 2021, with said suspension stayed and Respondent placed on probation for the entire period of the suspension.
 - i. During the period of the enforced suspension, the following terms shall

apply:

ii. During the period of probation, the following terms shall apply:

1. Respondent shall be generally supervised by a responsible veterinarian. "General supervision" shall have the same meaning as defined in Texas Occupations Code 801.002(4). Respondent shall obtain prior written approval by the Board's Executive Director for any supervising veterinarian. Respondent shall submit three (3) names of potential supervisors within 30 days of approval of this order.
2. Respondent shall notify all present and prospective employers of this Order. Respondent shall cause employers to provide written acknowledgement to the Board that they have read and understood the Order. This acknowledgement must be provided within 30 days of the effective date of the Order for present employers, or within 15 days of undertaking new employment. This acknowledgement shall be submitted to the Texas Board of Veterinary Medical Examiners at 333 Guadalupe Street, Suite 3-810, Austin, Texas 78701.

- b. If Respondent does not timely and satisfactorily comply with any of the terms of this Order, the Board may rescind Respondent's probation pursuant to Board Rule 575.36.

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.

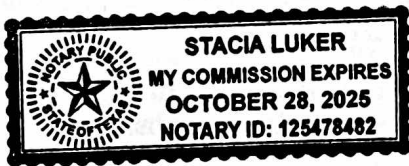
I understand that this Order is subject to approval by the Board. I understand that the terms and conditions of this Order become effective upon approval by the Board. A copy of the approved Order will be mailed to me. By signing this Order, I agree to satisfactorily comply with the terms and conditions 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 19 day of November, 2021.

Emily Parker
Emily Parker, D.V.M.

Sworn and subscribed before me this 19 day of November, 2021.

SEAL:



Stacia Luker
Notary Public

THEREFORE, the Texas Board of Veterinary Medical Examiners does hereby adopt this Order. This Order is effective and final on this _____ day of _____, 20____.

Jessica Quillivan, DVM
Jessica Quillivan, D.V.M., Presiding Board Member