STATE OF MARYLAND
DEPARTMENT OF AGRICULTURE
BEFORE THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

IN THE MATTER OF:	*	
JENNIFER DOLAN, D.V.M Veterinary License No. 4334	*	
	*	Docket No. 07-057
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CONSENT AGREEMENT & ORDER

This Consent Agreement and Order ("Agreement & Order") dated this 15th day of May, 2008, is between the Maryland State Board of Veterinary Medical Examiners ("Board") and Jennifer Dolan , D.V.M. ("Dr. Dolan"), License No. 4334. This Agreement concerns the resolution of charges filed by the Board in February 2008 concerning Dr. Dolan's treatment in March 2007 of " Kelly," a dog owned by Lauren Skipp. The charges alleged that Dr. Dolan in treating "Kelly" failed to comply with the record-keeping requirements for companion animals specified under COMAR 15.14.01.10 and failed to conform to the minimal standards of care and treatment which are customary in this State as required under COMAR 15.14.01.07 when she administered anesthesia and performed surgery to remove cysts and take skin biopsies of "Kelly" on March 13, 2007.

Under State law, the Board is the licensing authority responsible for regulating the practice of veterinary medicine in this State, which includes filing disciplinary actions against veterinarians charged with violating provisions of the Veterinary Practice Act, Agriculture Article §§ 2-301 *et*

seq., Annotated Code of Maryland and regulations adopted thereunder. As part of its authority, the Board "may refuse, suspend, or revoke any application or license, and censure or place on probation any licensee . . . if the veterinarian . . . [f]ails to comply with Board rules and regulations after receiving a license." Md. Code Ann., Agric. Art., § 2-310(8). In addition, the Board may also impose a civil penalty of not more than $5,000 in lieu of or in addition to suspending a veterinarian's license. Md. Code Ann., Agric. Art., § 2-310.1.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Dr. Dolan, by entering into and signing this document, while generally and specifically denying liability in this case, agrees to this Agreement & Order, acknowledging that the Board has sufficient evidence to (a) find, as fact, that Dr. Dolan failed to record her findings about "Kelly's health (*e.g.*, the dog's temperature, pulse, and respiratory rate) after a physical exam on March 13, 2007; (b) find, as fact, that Dr. Dolan failed to record the amount of anesthesia administered to "Kelly" on March, 13, 2007, and (c) find, as fact, that Dr. Dolan failed to record any post-anesthetic monitoring of "Kelly" on or after March 13, 2007. As a result of these factual findings, Dr. Dolan acknowledges, while denying general and specific liability in this case, that the Board could conclude, as a matter of law, that Dr. Dolan did violate the Veterinary Practice Act and its regulations, specifically COMAR 15.14.01.10.

Since the filing of these charges, Dr. Dolan's practice has taken proactive steps to improve recordkeeping. Currently, a protocol handbook is being developed that will govern recordkeeping. Written protocols include, but are not limited to, the use of the SOAP medical note format for all patients; the recordation of temperature, respiratory rate, and pulse for every patient, and the documentation of all physical exams performed. Physical exam findings when surgery is to be

performed and on an animal are now documented, as well as post-operative physical exam findings.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, finding that Dr. Dolan violated the Veterinary Practice Act, it is this 29th day of MAY 2008, by the Maryland State Board of Veterinary Medical Examiners, **ORDERED** that (1) Dr. Dolan pay a civil penalty in the amount of Eight Hundred Dollars ($800.00) for failing to comply with the record-keeping requirements specified in COMAR 15.14.01.10; (2) Dr. Dolan's veterinarian license is suspended for a period of two weeks but that this period of suspension is stayed; and (3) Dr. Dolan is placed on probation for a period of six months from the date of this Agreement & Order, requiring her to obey all laws and regulations governing the practice of veterinary medicine in this State. Failure to do so can result in the imposition of a two week suspension.

Chris H. Runde, DVM

Chris H. Runde, D.V.M.
President
Maryland State Board of Veterinary Medical Examiners

CONSENT

I, Jennifer Dolan, D.V.M., acknowledge that I have had an opportunity to consult with legal counsel before entering into and signing this document. By this Consent, I hereby acknowledge the legal authority and the jurisdiction of the Board over this matter and to issue and enforce this Consent Agreement and Order. In order to resolve this matter, I agree to accept and submit to the foregoing Consent Agreement and Order, consisting of three pages.

I sign this Consent without reservation as my voluntary act, and I acknowledge that I fully understand the language, meaning, and terms of this Consent Agreement and Order.

5/15/08
Date

Jennifer Dolan DVM
Jennifer Dolan, D.V.M.

NOTARY

STATE OF Maryland

CITY/COUNTY OF Washington

I HEREBY CERTIFY that on this 15th day of May, 2008, before me, a Notary Public of the State and City/County aforesaid, personally appeared Jennifer Dolan, D.V.M., and made oath in due form of law that the foregoing Consent Agreement and Order

was his voluntary act and deed.

AS WITNESS my hand and notarial seal.

Notary Public
My Commission expires: 9/1/09