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

IN THE MATTER OF:	*	
MEGAN L. WEAVER, DVM LICENSE NO. 6096	*	DOCKET NO. 20-68
	*	
HAMPSTEAD VETERINARY CLINIC, LLC HOSPITAL LICENSE NO. 06-015	*	

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CIVIL PENALTY FINAL ORDER

This Civil Penalty Final Order ("Order"), dated this 16th day of April, 2020, is issued by the Maryland State Board of Veterinary Medical Examiners ("Board" or "SBVME") against Megan L. Weaver, DVM ("Dr. Weaver"), License No. 6096. This Order confirms the intention of Dr. Weaver to waive the right to contest the charge filed by the Board on or about March 9, 2020 in Docket No. 20-68, alleging that Dr. Weaver violated the Maryland Veterinary Practice Act, Agriculture Article, Sections 2-301 - 2-316, Annotated Code of Maryland, ("Veterinary Practice Act") and related Code of Maryland Regulations ("COMAR") 15.14.01 – 15.14.17 as set forth herein. By email to Board counsel dated March 18, 2020, Dr. Weaver notified the Board of her decision not to contest the charge, to waive her right to a hearing, and to pay the civil penalty proposed.

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 and related COMAR regulations. 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 or veterinary practitioner . . . [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 impose a civil penalty of not more than $5,000 for a first offense, or $10,000 for a second or subsequent offense in lieu of or in addition to suspending or revoking a veterinarian's license, respectively. Md. Code Ann., Agric. Art. § 2-310.1. In setting the amount of a civil penalty, the Board shall consider the severity of the violation, the good faith of the violator, and the history

of prior violations as well as the Board's regulatory civil penalty standards. Md. Code Ann., State Gov't Art., § 10-1001(b); COMAR 15.14.11 (Civil Penalty Standards for Veterinarians).

FINDINGS OF FACT AND CONCLUSIONS OF LA VIOLATION OF COMAR 15.14.01.12D W

Megan L. Weaver, DVM, License No. 6096 ("Dr. Weaver"), after having the opportunity to seek advice of legal counsel, has agreed to waive her right to a hearing and agreed to pay the $600 civil penalty assessed by the Board in Docket No. 20-68. Dr. Weaver acknowledges that the Board has sufficient evidence to find, as fact, and conclude as a matter of law that she violated Agriculture Article Section 2-310(8), Md. Code Ann., and related regulations, specifically COMAR 15.14.01.12-3C and 15.14.01.12D as follows:

1. At all times relevant to these charges, Dr. Weaver was a veterinarian licensed to practice in Maryland, where she been licensed since 2007. Dr. Weaver is the owner and responsible veterinarian at a veterinary hospital known as Hampstead Veterinary Center, LLC ("Hospital") located at 695 Hanover Pike, Hampstead, MD 21074 (License No. 06-015).

2. Dr. Weaver has no prior disciplinary history with the Board.

3. On February 4, 2020, during an annual inspection of the Hospital, Board Inspector, Ellen James ("Inspector James") found 19 expired medications in the Hospital's working stock of medications, including a bottle of hyromorphone (40 mg/20ml) that expired in October of 2017, a bottle of Ace Promozine that expired in August of 2016, and a bottle of Dasuquin that expired in June of 2015.

4. In addition to the expired medications, Inspector James found an open bottle of a Schedule IV drug, namely Tramadol, stored in the pharmacy with regular drugs, and not secured. Inspector James also found a mix of expired and unexpired CDS that were not properly locked up or labeled as expired. A CDS was also found in the Hospital's refrigerator, which was not locked.

5. COMAR 15.14.01.12-3A prohibits veterinarians from administering expired medications to an animal and COMAR 15.14.01.12-3C requires that expired medications be packaged and kept separate and apart from unexpired medications until disposal of such medications. Dr. Weaver violated this regulation, as evidences by the findings of Inspector James during the February 4, 2020 inspection.

6. In addition, COMAR 15.14.01.12D provides that that a veterinarian maintain Schedule III-V drugs under lock when not in use. By failing to keep a Schedule IV drug, namely Tramadol, and other controlled medications under lock while not in use, Dr. Weaver violated this regulation.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 16th day of April, 2020, by the Maryland State Board of Veterinary Medical Examiners, **ORDERED** that for violation of Agriculture Article, § 2-310(8), Md. Code Ann., of the Veterinary Practice Act, and COMAR 15.14.01.12-3C and COMAR 15.14.01.12D, Megan L. Weaver, DVM, owner and responsible veterinarian of Hampstead Veterinary Center, LLC, is assessed a civil penalty in the amount of $600 ($300 for each violation). The Board acknowledges payment of the full amount, $600, by check received on March 27, 2020.

STATE BOARD OF VETERINARY
MEDICAL EXAMINERS

Elizabeth Callahan, DVM
President