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

IN THE MATTER OF:	*	
GAYLE H. JAEGER, D.V.M.	*	DOCKET NO. 10-21
LICENSE NO. 6245	*	

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CONSENT AGREEMENT AND ORDER

This Consent Agreement and Order (Consent Agreement), dated this 30th day of November, 2010, is between the Maryland State Board of Veterinary Medical Examiners (Board) and Gayle H. Jaeger, D.V.M. (Dr. Jaeger), License No. 6245. This Consent Order resolves the charges filed by the Board on September 2, 2010, alleging that Dr. Jaeger violated the Maryland Veterinary Practice Act with respect to medical recordkeeping during her March 6, 2008 care and treatment of "Zoey," a 12 year-old Labrador owned by Stephen and Audrey Forrer. On September 17, 2010, Dr. Jaeger requested a hearing before the Board as to the Board's charges.

During the Board's initial investigation in this matter, Dr. Jaeger agreed to meet with the members of the Board voluntarily to discuss her care and treatment of "Zoey." At the meeting, the Board accepted Dr. Jaeger's explanation with regard to the care and treatment provided, and the parties were able to reach this resolution by consent. Accordingly, by entering into this Consent Agreement, Dr. Jaeger waives her right to a hearing and appeal on the charges.

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 Maryland Veterinary

Practice Act, Agriculture Article §§ 2-301 et seq., Annotated Code of Maryland and related 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 . . . [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 and $10,000 for a second or subsequent offense in lieu of or in addition to suspending a veterinarian's license. Md. Code Ann., Agric. Art., § 2-310.1.

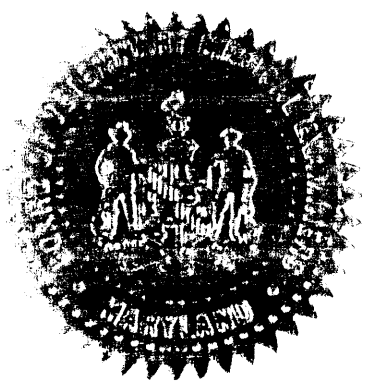
FINDINGS OF FACT AND CONCLUSIONS OF LAW

As a finding of fact and conclusion of law, the Board found no standard of care concerns on behalf of Dr. Jaeger; however, the Board found sufficient evidence to support a recordkeeping violation under Code of Maryland Regulations (COMAR) 15.14.01.10. By entering into and signing this document, Dr. Jaeger acknowledges that the Board had sufficient evidence to find that during her veterinary care on March 6, 2008, she did not record in the medical record the stem cell injection into the dog's left stifle and the specific areas of the dog's body to improve "Zoey's" mobility. Taking all of the facts and circumstances into account, the Board concluded that the most reasonable and appropriate resolution in this matter included only a civil penalty.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 30th day of November, 2010, by the Maryland State Board of Veterinary Medical Examiners, ORDERED that Dr. Jaeger is assessed a civil penalty in the amount of $750 (payment to be made to the Maryland State Board of Veterinary Medical Examiners within 30 days of the date of this Order).

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



CONSENT

I, _____, 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 including this page.

I sign this Consent without reservation as my voluntary act after having had an opportunity to consult with counsel, and I acknowledge that I fully understand the language, meaning, and terms of this Consent Agreement and Order.

_____
Date

_____
Gayle H. Jaeger, D.V.M.

NOTARY

STATE OF _____

CITY/COUNTY OF _____

I HEREBY CERTIFY that on this ____ day of _____, 2010, before me, a Notary Public of the State and City/County aforesaid, personally appeared _____, D.V.M., and made oath in due form of law that the foregoing Consent Agreement and Order was her voluntary act and deed.

AS WITNESS my hand and notarial seal.

_____
Notary Public

My Commission expires: _____

DAVID ROBERT GERBER
NOTARY PUBLIC
STATE OF DELAWARE
MY COMMISSION EXPIRES 2/04/2012