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

IN THE MATTER OF:	*	
AMANDA M. MORGAN, D.V.M.	*	DOCKET NO. 11-50
LICENSE NO. 6151	*	

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CONSENT AGREEMENT AND ORDER

This Consent Agreement and Order (Consent Agreement), dated this 30th day of August, 2011, is between the Maryland State Board of Veterinary Medical Examiners (Board) and Amanda M. Morgan, D.V.M. (Dr. Morgan), License No. 6151. This Consent Agreement resolves the charges filed by the Board on August 3, 2011 in Docket No. 11-50, alleging that Dr. Morgan violated certain Code of Maryland Regulations (COMAR) under the Veterinary Practice Act. Specifically, in Docket No. 11-50, the Board alleged that Dr. Morgan violated COMAR 15.14.01.10 Record Keeping, and COMAR 15.14.01.07 Professional Judgment and Practice, on or about February 17, 2011, by failing to maintain adequate records and failing to provide the minimal standards of care in the treatment of a two-year-old neutered male Scottish Terrier, "Bentley," who was presented by Mr. Derrick Jevon Butler for vomiting and constipation. On August 11, 2011, Dr. Morgan requested to resolve the charges informally. Thereafter, the parties entered into discussions and were able to reach a resolution. By entering into this Consent Agreement, Dr. Morgan waives the right to a hearing and appeal on the charges in Docket No. 11-50. Dr. Morgan has no prior disciplinary history with the Board.

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 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 or $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

Dr. Morgan, by entering into and signing this Consent Agreement, while generally and specifically denying liability in this case, agrees to this Consent Agreement, acknowledging that the Board has sufficient evidence to find, as fact, and conclude as a matter of law that she did violate certain regulations adopted under the Veterinary Practice Act, specifically, COMAR 15.14.01.10 pertaining to record keeping, and COMAR 15.14.01.07 pertaining to professional judgment and practice. On February 17, 2011, Dr. Morgan failed to maintain adequate records for a two-year-old neutered male Scottish Terrier, "Bentley," presented for vomiting and constipation by Mr. Derrick Jevon Butler, when she failed to document in "Bentley's" medical record that she pre-medicated the dog prior to surgery and failed to document the periodic post-surgical monitoring of vital signs and the results of that monitoring. Additionally, on February 17, 2011, Dr. Morgan failed to provide the minimal standards of care expected of a veterinarian in this State when she failed to recommend to Mr. Butler that "Bentley" go to an emergency facility for continued care after major abdominal surgery. Taking all the facts and circumstances into consideration, including Dr. Morgan's lack of prior disciplinary history, the Board concluded that the most reasonable and appropriate resolution in these matters included the following sanctions.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 30th day of August, 2011, by the Maryland State Board of Veterinary Medical Examiners, ORDERED that:

a. For the violations of COMAR 15.14.01.10 Record Keeping and COMAR 15.14.07 Professional Judgment and Practice, Dr. Morgan is assessed a civil penalty in the total amount of $800.00, ($300.00 for the record keeping violation and $500.00 for the professional judgment and practice violation) payment to be made to the Maryland State Board of Veterinary Medical Examiners ("SBVME") within 30 days of the date of this Order.

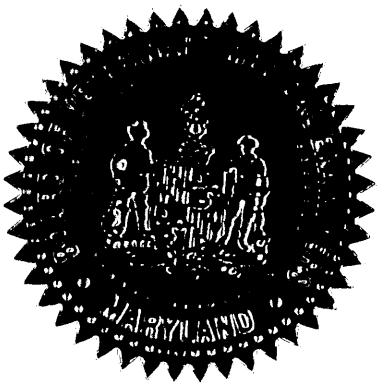
b. Dr. Morgan's License No. 6151 shall be suspended for 1 week (stayed). The stay of suspension of the license is contingent upon compliance with the conditions of probation.

c. Dr. Morgan shall serve a period of probation of 6 months. While on probation, the veterinarian will obey all laws and regulations governing the practice of veterinary medicine in this State and the conditions of this Consent Agreement. Violation of probation means that the veterinarian is charged and the Board ultimately concludes that the veterinarian violated the Veterinary Practice Act, related regulations, or the terms of this Consent Agreement during the period of probation. Violation of probation will result in the stay being lifted, and the Board ordering the veterinarian to comply with the sanction; in this case, suspension of the license for up to one week.

d. As a condition of probation, Dr. Morgan shall complete six credit hours of continuing education (CE) in small animal surgery, as preapproved by the Board. The veterinarian shall forward to the Board proof of completion of the CE credits required under this Order. Proof will include Dr. Morgan's name, the number of hours of CE completed, the topics covered, and the dates the CE courses were given. Completion of this CE will not be counted towards the 18 credit hours of CE required annually for re-registration of the veterinary license.

John L. Heizer, DVM

John L. Heizer, D.V.M.
Vice President
Maryland State Board of Veterinary Medical Examiners



CONSENT

I, Amanda Morgan, 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. In order to resolve this matter, I agree to accept and submit to the foregoing Consent Agreement, consisting of four 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.

8/23/11
Date

Amanda Morgan, D.V.M.

NOTARY

STATE OF MARYLAND

CITY/COUNTY OF BALTIMORE

I HEREBY CERTIFY that on this 23 day of AUGUST, 2011, before me, a Notary Public of the State and City/County aforesaid, personally appeared AMANDA MORGAN, 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: 08/17/2014

JAMES GRIMM
NOTARY PUBLIC OF THE STATE OF MARYLAND
COMMISSION EXPIRES: AUGUST 17, 2014