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

IN THE MATTER OF:	*	
BEATRIX D. IN DER WIESCHE, D.V.M.	*	DOCKET NO. 12-50A
LICENSE NO. 4670	*	

* * * * * * * * * * * * * * *

CONSENT AGREEMENT AND ORDER

This Consent Agreement and Order (Consent Agreement), dated this 30th day of November, 2012, is between the Maryland State Board of Veterinary Medical Examiners (Board) and Beatrix D. In der Wiesche, D.V.M. (Dr. In der Wiesche), License No. 4670. This Consent Agreement resolves the charge filed by the Board on October 5, 2012 in Docket Number 12-50A, alleging that Dr. In der Wiesche violated COMAR 15.14.01.04A(9), pertaining to professional conduct. The violation allegedly occurred on or about January 20-22, 2012, at the Maryland Horse World Expo in Timonium, Maryland, at Booth #1701, assigned to Cokesbury Veterinary Supply Company. On October 23, 2012, Dr. In der Wiesche asked to resolve the matter without a hearing. Subsequently, the parties were able to reach a resolution. By entering into this Consent Agreement, Dr. In der Wiesche waives the right to a hearing and appeal on the charge in Docket Number 12-50A. Dr. In der Wiesche has no prior disciplinary history with the Board since her licensing in Maryland in 1996.

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 §§ 2-301through 2-316, 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 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 any history of prior violations, as well as the Board's regulatory civil penalty

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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 LAW

Dr. In der Wiesche, by entering into and signing this Consent Agreement, while generally and specifically denying liability in this case, agrees to the provisions of 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 a certain regulation adopted under the Veterinary Practice Act; specifically, COMAR 15.14.01.04A(9), pertaining to professional conduct, by dispensing prescription drugs outside of a veterinarian-client-patient relationship from Booth #1701, assigned to Cokesbury Veterinary Supply Company on or about January 20-22, 2012, at the Maryland Horse World Expo at the State Fair Grounds in Timonium, Maryland.

Taking all the facts and circumstances into consideration, including the severity of the violation, Dr. In der Wiesche's lack of disciplinary history with the Board since her licensing in 1996, and Dr. In der Wiesche's good faith effort to resolve this matter promptly, the Board concluded that the most reasonable and appropriate resolution in this matter included the following sanctions.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 30th day of November, 2012, by the Maryland State Board of Veterinary Medical Examiners, ORDERED that:

A. For the violation of COMAR 15.14.01.04 Professional Conduct, Dr. In der Wiesche is assessed a civil penalty in the total amount of $500; payment shall be made to the Maryland State Board of Veterinary Medical Examiners ("SBVME") within 30 days of the date of this Order.

B. Dr. In der Wiesche's License No. 4670 shall be suspended for one week, which suspension is stayed, contingent upon compliance with the conditions of probation.

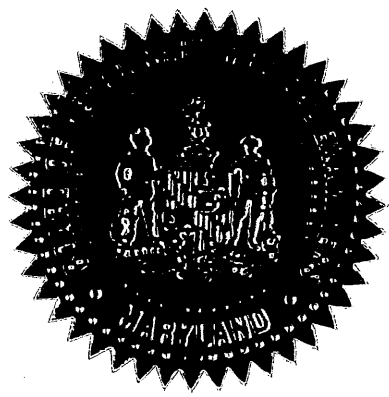
C. Dr. In der Wiesche shall serve a period of probation of six months. While on probation, the veterinarian shall obey all laws and regulations governing the practice of veterinary medicine in this State and the conditions of this Consent Agreement. Violation of probation means that the veterinarian 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 of license suspension being lifted, and the Board ordering the veterinarian's license to be suspended for up to one week.

D. As a condition of probation, Dr. In der Wiesche shall complete continuing education (CE) in the drugs and record-keeping module of Dr. James Wilson's on-line course, Veterinary Law and Ethics. Within 30 days of completion of the CE, the veterinarian shall forward to the Board documentation from the CE provider showing proof of completion of the CE credits required under this Order. Proof from the CE provider shall include Dr. In der Wiesche's name, the number of hours or modules of CE completed, the topics covered, and the dates the CE credits were obtained. Completion of this CE will **not** be counted towards the 18 credit hours of CE required annually for re-registration of the veterinary license.

Chris H. Rundell, DVM

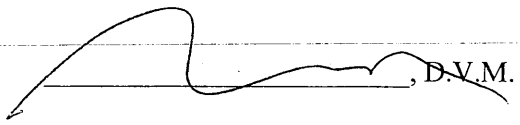
Chris H. Rundell, D.V.M.
President
State Board of Veterinary Medical Examiners



CONSENT

I, Beatrix in der Wiesche, 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. 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.

11-26-12
Date


, D.V.M.

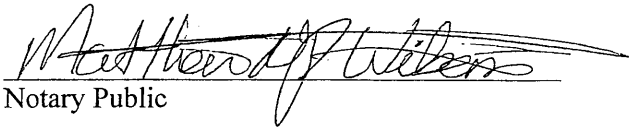
NOTARY

STATE OF Delaware

CITY/COUNTY OF Kent

I HEREBY CERTIFY that on this day of November 26th, 2012, before me, a Notary Public of the State and City/County aforesaid, personally appeared Beatrix Inderwiesche, 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:

MATTHEW K.J. WILSON
Notary Public - State of Delaware
My Comm. Expires July 30, 2014