



3. Respondent is subject to disciplinary action under Texas Occupations Code, Sections 801.401(a), and 801.451.

4. Pursuant to Board Rule 575.25, Respondent's violations are Class C violations, and Respondent is subject to disciplinary action under that Rule.

### **MITIGATING FACTORS**

In determining the appropriate sanction in this matter, the Board considered the following mitigating factors:

1. Respondent performed only ten euthanasias for Texas pet Hospice over a six-week period.

2. Respondent's violations were unintentional. Respondent was not aware of the restrictions on accepting payment for veterinary services from an entity not entirely owned by licensed veterinarians in the Veterinarian Licensing Act and Board Rules.

### **TERMS OF ORDER**

Now, therefore, the Board and Respondent agree to the following terms:

1. REPRIMAND

a. Respondent is hereby informally reprimanded by the Board. This informal reprimand will not be published in the Board's newsletter and will not be routinely reported to the American Association of Veterinary State Boards (AAVSB) for inclusion in the national reporting database. A copy of this informal reprimand will be forwarded to the AAVSB if specifically requested by that organization.

2. ADHERENCE TO THE LAW AND BOARD RULES

a. Respondent shall abide by the Board's Rules of Professional Conduct, the Texas Veterinary Licensing Act, and the laws of the State of Texas and the United States.

b. Respondent shall cooperate with the Board's attorneys, investigators, compliance officers and other employees and agents investigating Respondent's compliance with this Order.

c. Failure by Respondent to comply with the terms of this Order, or with any other provisions of the Veterinary Licensing Act or the Board Rules, may result in further disciplinary action.

The effective date of the terms of this Order shall be the date it is adopted by the Board, unless stated otherwise.

**RESPONDENT'S CERTIFICATION**

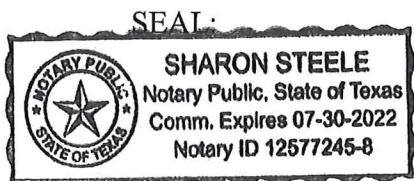
I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. I have reviewed this Order and understand the Findings of Fact and Conclusions of law set forth herein. I neither admit nor deny the violation(s) herein. I understand that this Order contains the entire agreement, and there is no other agreement of any kind. I waive the right to any further proceedings, including a formal hearing, and the right to seek judicial review of this Order.

I understand that this Order is subject to approval by the Board. I understand that the terms and conditions of this Order become effective upon approval by the Board. A copy of the approved Order will be mailed to me. By signing this Order, I agree to satisfactorily comply with the terms and conditions of the Order in a timely manner. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and appropriate disciplinary action as a result of my noncompliance.

Signed this 6<sup>th</sup> day of March, 2019.

Thomas D'Amura DVM  
Thomas D'Amura, D.V.M.

Sworn and subscribed before me this 6<sup>th</sup> day of March, 2019.



Sharon Steele  
Notary Public

THEREFORE, the Texas Board of Veterinary Medical Examiners does hereby adopt this Order. This Order is effective and final on this 2nd day of July, 2019.

Jessica Quillivan DVM  
Jessica Quillivan, D.V.M., Presiding Board Member