

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

IN THE MATTER OF: *

PATRICIA KRIEMELMEYER, D.V.M. *
Veterinary License No. 2945 *

DOCKET NO. 05-051

JOANNE CAREY, D.V.M. *
Veterinary License No. 2440 *

TAKOMA PARK ANIMAL CLINIC *
7330 Carroll Avenue *
Takoma Park, MD 20912 *
Hospital License No. 15-114 *

* * * * *

CONSENT AGREEMENT

This Agreement, dated this ^{27th Oct} 21 day of July, 2006, is between (1) the State Board of Veterinary Medical Examiners ("Board") and (2) Patricia Kriemelmeyer, D.V.M., License No. 2945, ("Dr. Kriemelmeyer") and JoAnne Carey, D.V.M., License No. 2440 ("Dr. Carey"). The Agreement concerns the charge that the Board filed against Drs. Kriemelmeyer and Carey, alleging that they owned and operated a veterinary hospital known as Takoma Park Animal Clinic from July 1, 2005 to October 26, 2005, without a valid hospital license, a violation of Agriculture Article, §2-304.1, Annotated Code of Maryland and COMAR 15.14.03.01-1.

Under the Veterinary Practice Act, 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 ... regulations after receiving a license" (Md. Code Ann., Agric. Art., §2-310(8)); and in lieu of, or in addition to, suspending a veterinarian's license, the Board may impose a civil penalty of not more than \$5,000 (Md. Code Ann., Agric. Art., §2-310.1).

FINDINGS OF FACT

Drs. Kriemelmeyer and Carey, by entering into and signing this document, acknowledge that the Board could produce evidence establishing the following findings:

1. At all times relevant to the charges, Drs. Kriemelmeyer and Carey were, and are, licensed to practice veterinary medicine in the State of Maryland; and owned and operated a veterinary hospital known as Takoma Park Animal Clinic, located at 7330 Carroll Avenue, Takoma Park, Maryland 20912.
2. From July 1, 2005 to October 26, 2005 (to wit: the Fiscal Year 2005-6 Licensing period), Drs. Kriemelmeyer and Carey operated the above-referenced facility as a veterinary hospital. Drs. Kriemelmeyer and Carey, however, did not have a license from the Board to operate this facility as a veterinary hospital for this time period.
3. Subsequently, on October 27, 2005, Drs. Kriemelmeyer and Carey did obtain a license from the Board to operate this facility as a veterinary hospital.

CONCLUSIONS OF LAW

Based upon these Findings, the Board makes the following Conclusions of Law:

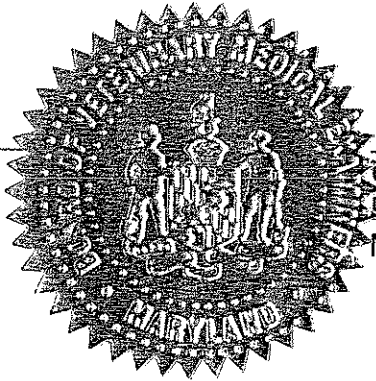
From July 1, 2005 to October 26, 2005, (to wit: the Fiscal Year 2005-6 Licensing period), Drs. Kriemelmeyer and Carey owned and operated a veterinary hospital known as Takoma Park Animal Clinic, located at 7330 Carroll Avenue, Takoma Park, Maryland, without a valid hospital license from the Board, and in so doing, violated Agriculture Article, §2-304.1, Annotated Code of Maryland.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, finding that Drs. Kriemelmeyer and Carey violated Agriculture Article, §2-304.1, Annotated Code of Maryland, it is this 27th day of JULY, 200~~5~~⁶, by the State Board of Veterinary Medical Examiners, **ORDERED**:

That Drs. Kriemelmeyer and Carey are issued a civil penalty in the amount of One Hundred Dollars (\$100.00) (the Board acknowledges that Drs. Kriemelmeyer and Carey have paid this penalty).

9/27/04
Date



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

CONSENT

I, Patricia Kriemelmeyer, D.V.M., acknowledge that I had an opportunity to consult with counsel before entering into and signing this document. By this Consent, I hereby acknowledge that the Board, by a preponderance of the evidence, could prove the Findings of Fact and Conclusions of Law contained herein. Accordingly, in order to resolve these matters, I agree to accept and submit to the foregoing Consent Agreement, consisting of 5 pages.

I acknowledge the validity of this Consent Agreement as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections provided by the laws of the State of Maryland. I also affirm that I am waiving my right to appeal from this Consent Agreement.

I acknowledge the legal authority and the jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Agreement.

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

21 July 2004
Date

Patricia Kriemelmeyer
Patricia Kriemelmeyer, D.V.M.,
Respondent

NOTARY

STATE OF Maryland

CITY/COUNTY OF Montgomery

I HEREBY CERTIFY that on this 21st day of July, 2006, before me, a Notary Public of the State and City/County aforesaid, personally appeared Patricia Kriemelmeyer, D.V.M., and made oath in due form of law that the foregoing Consent Agreement was her voluntary act and deed.

AS WITNESS my hand and notarial seal.

Haresh Laheri
Notary Public

My Commission expires: 04-15-08

Haresh Laheri
NOTARY PUBLIC
Montgomery County, Maryland
My Commission Expires: 04/15/08

CONSENT

I, JoAnne Carey, D.V.M., acknowledge that I had an opportunity to consult with counsel before entering into and signing this document. By this Consent, I hereby acknowledge that the Board, by a preponderance of the evidence, could prove the Findings of Fact and Conclusions of Law contained herein. Accordingly, in order to resolve these matters, I agree to accept and submit to the foregoing Consent Agreement, consisting of 5 pages.

I acknowledge the validity of this Consent Agreement as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections provided by the laws of the State of Maryland. I also affirm that I am waiving my right to appeal from this Consent Agreement.

I acknowledge the legal authority and the jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Agreement.

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

July 21, 2006
Date

JoAnne Carey DVM
JoAnne Carey, D.V.M.
Respondent

NOTARY

STATE OF Maryland

CITY/COUNTY OF Montgomery

I HEREBY CERTIFY that on this 21st day of July, 2006, before me, a Notary Public of the State and City/County aforesaid, personally appeared JoAnne Carey, D.V.M., and made oath in due form of law that the foregoing Consent Agreement was her voluntary act and deed.

AS WITNESS my hand and notarial seal.

My Commission expires: 04-15-08

Haresh Laheri
Notary Public

Haresh Laheri
NOTARY PUBLIC
Montgomery County, Maryland
My Commission Expires 4/15/08