

BEFORE THE WEST VIRGINIA BOARD OF VETERINARY MEDICINE

IN RE: Michelle Amtower, D.V.M.  
License No. 2001-02

Case No. 10-01C

CONSENT AGREEMENT

Comes now Michelle Amtower, D.V.M. and the West Virginia Board of Veterinary Medicine (hereinafter the "Board") for the purpose of agreeing to disciplinary action which shall be taken against Dr. Amtower by the Board pursuant to W. Va. Code § 30-10-11. As reflected in this document, the parties have reached an agreement concerning the proper disposition of this matter, and the Board approving such agreement, does hereby find and **ORDER** the following:

1. The Board is a state entity created by W. Va. Code § 30-10-1 *et seq.* and is empowered to regulate the practice of Veterinary Medicine pursuant to W. Va. Code § 30-10-1 *et seq.*
2. Michelle Amtower, D.V.M. is a licensed veterinarian possessing License No. 2001-02.
3. Charges have been brought against Dr. Amtower alleging the following:
  - A. that Dr. Amtower had a professional association with, and or employed, person or persons, who practiced veterinary medicine in West Virginia without a license in violation of W. Va. Code §§ 30-10-2 and 30-10-11(g);

B. that Dr. Amtower failed to properly maintain client-patient records required by W. Va. Code §30-10-11(n) and 26 C.S.R. § 4-3.10;

C. that Dr. Amtower permitted a veterinary mobile clinic to operate in excess of its authorized range of activity in violation of W. Va. Code § 30-10-11(n) and 26 C.S.R. 4-4.4.

4. Dr. Amtower does not admit that she violated any laws of the State of West Virginia.

5. Notwithstanding paragraph 4, Dr. Amtower agrees to accept an informal letter of reprimand from the Board. Such letter of reprimand shall not be reported to the National Disciplinary Database.

#### **CONCLUSIONS OF LAW**

1. West Virginia Code § 30-10-11 authorizes the Board to discipline a veterinarian's license.

2. The Board has the power to place on probation, suspend a license, limit or restrict a license, revoke any license issued by the Board, or set fines. W. Va. Code §§ 30-10-11 and 30-1-8.

5. The charges set forth in the Findings of Fact, if found to be true, would amount to actions that would subject a licensee to discipline by the Board.

#### **CONSENT**

Michelle Amtower, D.V.M., by affixing her signature hereon agrees to the following:

1. Dr. Amtower acknowledges that she is aware of the option to pursue this matter through appropriate administrative and/or court channels, but intelligently, knowingly and voluntarily waives her right to do so.

2. Dr. Amtower consents to the entry of the following Order affecting her license in the State of West Virginia.

**ORDER**

1. On the basis of the foregoing the Board hereby **ORDERS** that;

A) this Consent Agreement shall serve as an informal letter of reprimand;

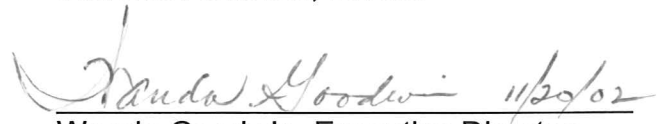
B) the Board **ORDERS** that Dr. Amtower complete a classroom course or classroom courses of a minimum of fifteen (15) hours of continuing education in professional ethics and records management. Such course or courses must be approved by the Board prior to Dr. Amtower taking them. Those fifteen (15) hours of continuing education shall be in addition to the eight (8) hours of continuing education required annually for license renewal. The fifteen (15) hours of continuing education required by this Consent Agreement shall be completed no later than February 28, 2003.

2. The Board **ORDERS** Dr. Amtower to pay a fine in the amount of Five Hundred Dollars (\$500.00) plus administrative costs of One Thousand Dollars (\$1,000.00). This remittance must be received by the Board no later than thirty (30) days after Dr. Amtower signs this Agreement. The Five Hundred Dollar (\$500.00) fine shall be transferred to general fund of the State of West Virginia by the Board.

3. Any violation of the terms of this Consent Agreement shall be immediate cause for a hearing to determine if the Board should otherwise discipline, suspend or revoke Dr. Amtower's license to practice veterinary medicine in the State of West Virginia.

4. The Board recognizes that this Agreement is in compromise of a disputed claim and is not intended to be construed as an admission of liability on the part of Dr. Amtower.

  
Michelle Amtower, DVM 11-29-02  
Michelle Amtower, D.V.M.

  
Wanda Goodwin 11/29/02  
Wanda Goodwin, Executive Director  
WV Board of Veterinary Medicine