



Mr. Miller told him the response had never been received. Dr. Hooper stated that he would send the Board a copy of his response on November 19<sup>th</sup>. The promised response was never received. The mailing address for Dr. Hooper listed in the Board records is no longer valid, and Dr. Hooper never informed the Board of his changed address.

4. Dr. Hooper's failure to respond to the Board's repeated requests for information resulted in protracted and unnecessary delays in processing the complaint.

#### **Conclusions of Law**

1. Respondent is required to comply with the provisions of the Veterinary Licensing Act, Chapter 801, Texas Occupations Code, and with the Board's rules.

2. Based on Findings of Fact 3 and 4, Dr. Hooper has violated Rule 573.74 DUTY TO COOPERATE WITH BOARD, of the Board's Rules of Professional Conduct, which requires a veterinarian to cooperate fully with a Board investigation and timely respond to requests for information.

3. Based on Finding of Fact 3, Dr. Hooper has violated Rule 573.75 NOTIFICATION OF LICENSEE ADDRESSES, of the Board's Rules of Professional Conduct, which requires each veterinarian to notify the Board of any change of name, address or name of clinic

4. Based on Conclusions of Law 1 through 3, Dr. Hooper has violated Section 801.402 (6) of the Veterinary Licensing Act, Texas Occupations Code, and is subject to disciplinary action by the Board:

801.402. GENERAL GROUNDS FOR LICENSE DENIAL OR DISCIPLINARY ACTION. A person is subject to denial of a license or to disciplinary action under Section 801.401 if the person:

(6) engages in practices or conduct that violates the board's rules of professional conduct.

5. Based on Conclusion of Law 4, Respondent may be disciplined in the manner set out in Section 801.401, DISCIPLINARY POWERS OF BOARD, of the Veterinary Licensing Act, Texas Occupations Code, which may include revocation or suspension of a license, probation of a person whose license has been suspended, a reprimand, or a civil penalty.

NOW, THEREFORE, THE BOARD AND RESPONDENT AGREE AS FOLLOWS:

The Board ORDERS that Respondent be INFORMALLY REPRIMANDED.

The Board further ORDERS that Respondent pay within 45 days of the date of this Order, a

CIVIL PENALTY of FIVE HUNDRED DOLLARS (\$500.00). If Respondent fails to pay the civil penalty within 45 days of the date of this Order, Respondent's license shall be SUSPENDED until the civil penalty is paid.

The Board further ORDERS that:

1. Respondent shall abide by the Rules of Professional Conduct, the Texas Veterinary Licensing Act and the laws of the State of Texas and the United States.
2. Respondent shall cooperate with the Board's attorneys, investigators, compliance officers and other employees and agents investigating Respondent's compliance with this order.
3. Failure by Respondent to comply with the terms of this Agreed Order or with any other provision of the Act or the Board Rules, may result in further disciplinary action.

Respondent, by signing this Agreed Order, acknowledges his understanding of the Agreed Order, the notice, Findings of Fact and Conclusions of Law herein set forth, and agrees that he will satisfactorily comply with the mandates of the Agreed Order in a timely manner or be subject to appropriate disciplinary action by the Board.

Respondent, by signing this Agreed Order, waives his right to a formal hearing and any right to seek judicial review of this Order. Respondent acknowledges that he is entitled to be represented by an attorney of Respondent's choice at his expense. Respondent has voluntarily represented himself.

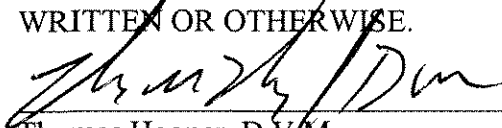
RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. NOTHING IN THIS ORDER SHALL BE DEEMED A WAIVER OF RESPONDENT'S RIGHTS UNDER STATUTE OR UNDER THE UNITED STATES OR TEXAS CONSTITUTIONS TO APPEAL AN ORDER OR ACTION OF THE BOARD SUBSEQUENT TO THIS AGREED ORDER EXCEPT AS RESPONDENT MAY HAVE OTHERWISE AGREED TO HEREIN. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.

The date of this Agreed Order shall be the date it is adopted by the Texas Board of Veterinary Medical Examiners.

I, **THOMAS HOOPER**, HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THAT THIS ORDER CONTAINS THE ENTIRE

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Thomas Hooper, D.V.M.  
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AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL,  
WRITTEN OR OTHERWISE.

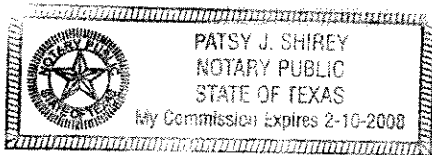
  
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Thomas Hooper, D.V.M.

4/11/05  
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DATE

STATE OF TEXAS  
COUNTY OF Panola

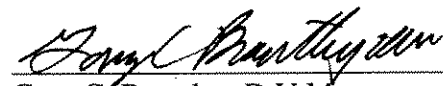
BEFORE ME, on this day, personally appeared THOMAS HOOPER, D.V.M., known to me to be the person whose name is subscribed to the foregoing Agreed Order, and acknowledged to me that he executed the same for the purposes stated therein.

Given under the hand and seal of office this 12th day of APRIL, 2005



  
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Notary Public

SIGNED AND ENTERED by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on this the 9<sup>th</sup> day of June, 2005.

  
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Gary C. Brantley, D.V.M.  
President of the Board