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DOCKET NO. 2005-13

IN THE MATTER OF

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TEXAS STATE BOARD OF

TEXAS STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS

THE LICENSE OF

§

LISA MOLIDOR, D.V.M.

§

VETERINARY MEDICAL EXAMINERS

### AGREED ORDER

On this the 17<sup>th</sup> day of February, 2005, came on to be considered by the Texas State Board of Veterinary Medical Examiners ("Board") the matter of the license of LISA MOLIDOR, D.V.M. ("Respondent") Pursuant to Section 801.408, Texas Occupations Code and Board Rule 575.27, an informal conference was held on November 10, 2004. The Respondent appeared without counsel. The Board was represented by the Board's Enforcement Committee.

Respondent, without admitting the truth of the findings and conclusions set out in this Agreed Order, wishes to waive a formal adjudicative hearing and thereby informally dispose of the issues without a formal adjudication. Respondent agrees to comply with the terms and conditions set forth in this Order. In waiving an adjudicative hearing, Respondent acknowledges her understanding of the alleged violations and the adequacy and sufficiency of the notice provided to her.

Upon the recommendation of the Enforcement Committee and with Respondent's consent, the Board makes the following Findings of Fact and Conclusions of Law and enters this Agreed Order as set forth below.

### Findings of Fact

1. On November 19, 2003, Dan Seago, Dallas, Texas, presented his golden retriever "Jenny" to the Windhaven Veterinary Hospital, Plano, Texas, because Mr. Seago felt that his dog was lethargic and he noticed a bulge in her side. Lisa Molidor, D.V.M., examined the dog. The dog as presented was "shocky," showing very pale mucous membranes, panting, elevated heart rate, discomfort, and a distended abdomen. A radiograph revealed a large splenic tumor. After having discussed options, Mr. Seago decided to authorize Dr. Molidor to perform surgery on "Jenny." Dr. Molidor found that the spleen had ruptured, and she removed it. Dr. Molidor's surgery report showed that she administered IV fluids intraoperatively at the rate of 200 ml/h.
2. Mr. Seago was allowed to see "Jenny" during recovery. The dog seemed slow to awaken. The dog was observed by a veterinary technician for about 10 minutes while Dr. Molidor attended an interview. Upon return, Dr. Molidor suggested that Mr. Seago take "Jenny" to the North Texas Emergency Pet Clinic (NTEPC) for overnight monitoring, since her office was now closed. Mr. Seago placed the dog on a towel and transported her to the NTEPC.
3. Stacie Hayes-Fowler, D.V.M., examined the dog at the NTEPC and found her to be unstable,

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sedate, pale, and very hypotensive. Overnight, "Jenny" was monitored and received medications. Dr. Hayes-Fowler noted that the dog had fluctuations in blood pressure and heart rhythms during the night.

4. On November 20<sup>th</sup>, Mr. Seago retrieved "Jenny" from the NTEPC and took her back to Dr. Molidor's clinic. He returned later in the day to find his dog, with an IV catheter attached, lying on a quilt in Dr. Molidor's office. There was no heart monitor or other equipment being used. Dr. Molidor suggested that the dog be returned to the NTEPC for overnight care. Before leaving, Mr. Seago noticed that "Jenny" was bleeding from her incision. Dr. Molidor placed a belly wrap on the dog.

5. Upon arrival at the NTEPC, Dr. Hayes-Fowler noted the hemorrhaging from the dog's incision. Dr. Hayes-Fowler proceeded with further diagnostics, intensive care monitoring, and medications. Dr. Hayes-Fowler attempted to contact Dr. Molidor that evening for more information, but was unable to reach her.

6. On the morning of November 21<sup>st</sup>, Mr. Seago decided to take "Jenny" to another veterinarian, Paul Burnside, D.V.M., Plano, Texas. Dr. Burnside noted that the dog was depressed and observed several neurologic problems. Dr. Burnside's office contacted the Windhaven Veterinary Hospital to request the patient records for "Jenny." Windhaven reported that the records would not be sent until Mr. Seago settled his outstanding bill with Dr. Molidor. Mr. Seago then gave Windhaven his credit card number to resolve the matter. The records received were incomplete, but Windhaven said that complete records would be sent when Dr. Molidor finished preparing them. The additional records were never forthcoming, despite another later attempt by Dr. Burnside to retrieve them. Dr. Molidor was not responsible for establishing the records policy for Windhaven and did not personally speak to Dr. Burnside or Mr. Seago when the records were being requested. Dr. Burnside consulted with the Dallas Veterinary Surgical Center during the day. His differentials at the time were ischemic injury to the brain and/or paraneoplastic polyneuropathy.

7. That night, "Jenny" was transported to the NTECP for overnight care. The NTECP continued treatment and monitoring, but the dog's neurologic signs were getting worse. On November 22<sup>nd</sup>, Mr. Seago elected to euthanize "Jenny."

8. Dr. Molidor was presented with a patient in serious condition, yet she did not convey the seriousness of his condition to the client. While at the clinic for about 1 ½ hours awaiting a decision on surgery, the patient did not receive any IV fluids. The IV fluid flow rate for the patient should have been around 650-700 milliliters per hour for the first hour of surgery and about half of that amount for each subsequent hour. Dr. Molidor used 200 ml/hr. These acts/omissions do not represent the same degree of humane care, skill, and diligence in treating

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patients as is ordinarily used in the same or similar circumstances by average members of the veterinary medical profession in good standing in Plano, Texas, or similar communities.

### **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 Finding of Fact 8, Respondent has violated Rule 573.22, PROFESSIONAL STANDARD OF HUMANE TREATMENT, of the Board's Rules of Professional Conduct, which requires veterinarians to exercise the same degree of humane care, skill and diligence in treating patients as is ordinarily used in the same or similar circumstances by average members of the veterinary medical profession in good standing in the locality or community in which they practice, or in similar communities.

3. Based on Finding of Fact 8 and Conclusions of Law 1 and 2, Respondent 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.

4. Based on Conclusions of Law 1 through 3, Respondent is subject to disciplinary action under Section 801.401 of the Veterinary Licensing Act, Texas Occupations Code:

801.401. DISCIPLINARY POWERS OF BOARD. (a) If an applicant or license holder is subject to denial of a license or to disciplinary action under Section 801.402, the Board may:

- (1) refuse to examine an applicant or to issue or renew a license;
- (2) revoke or suspend a license;
- (3) place on probation a license holder or person whose license has been suspended;
- (4) reprimand a license holder; or
- (5) impose a civil penalty.

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

Based on the above Findings of Fact and Conclusions of Law, the Board **ORDERS** that Lisa Molidor, D.V.M., be **FORMALLY REPRIMANDED**.

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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 provisions of the Licensing Act or the Board Rules, may result in further disciplinary action.

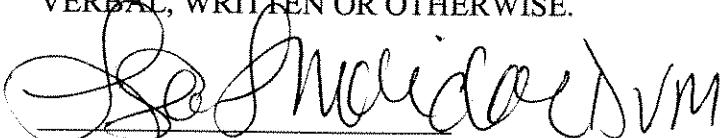
Respondent, by signing this Agreed Order, acknowledges her understanding of the Agreed Order, the notice, and Findings of Fact and Conclusions of Law herein set forth herein, and agrees that she will satisfactorily comply with the mandates of the Agreed Order in a timely manner or be subject to appropriate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

Respondent, by signing this Agreed Order, waives her right to a formal hearing and any right to seek judicial review of this Agreed Order. Respondent acknowledges that she is not represented by legal counsel in this matter.

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 effective date of this Agreed Order shall be the date it is adopted by the Board.

I, LISA MOLIDOR, D.V.M., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THAT THIS ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

  
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Lisa Molidor, D.V.M.

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Date *sm*

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STATE OF TEXAS §  
COUNTY OF Collin §

BEFORE ME, on this day, personally appeared LISA MOLIDOR, D.V.M., known to me as the person whose name is subscribed to the foregoing document, and acknowledged to me that she executed the same for the purposes stated therein.

Given under the hand and seal of office this 3<sup>rd</sup> day of December, 2000.

Lindi L. Kaup  
Notary Public

SIGNED AND ENTERED by the TEXAS STATE BOARD OF VETERINARY MEDICAL EXAMINERS on this the 17th day of February, 2005.

Gary C. Brantley  
Gary C. Brantley, D.V.M., President

