

**BEFORE THE
VETERINARY MEDICAL EXAMINING BOARD
STATE OF OREGON**

In the Matter of the License to)	
Practice Veterinary Medicine of)	STIPULATED AGREEMENT
)	AND FINAL ORDER
Daniel Koller, D.V.M.,)	
Licensee.)	
)	

The Oregon Veterinary Medical Examining Board (OVMEB) is the state agency responsible for regulating, licensing, and disciplining veterinarians in the State of Oregon. Daniel Koller, D.V.M, (Licensee) is a licensed veterinarian in the State of Oregon.

1. In 2004, the OVMEB received numerous complaints against Licensee. Investigation revealed that Licensee had failed in nine cases to maintain adequate patient records and failed in seven cases to advise clients of follow-up care instructions in violation of the Veterinary Practice Act.

2. At its July 31, 2006 meeting, the OVMEB voted to find Licensee in violation of the Veterinary Practice Act described as follows:

a) Licensee failed to create and maintain adequate patient records as required under OAR 875-010-0060 (1).

b) Licensee failed to advise clients of home care of follow-up treatment required after a particular diagnosis or treatment as required under OAR 875-010-0060 (9).

c) The OVMEB did not find evidence sufficient to support a finding of violation regarding claims of inhumane treatment of animals without good cause.

3. Licensee acknowledges that the allegations set forth in this

1 Stipulated Agreement are true and establish a basis for disciplinary action pursuant
2 to ORS 686.120 and 686. 150.

3 4 . In the interest of a prompt and speedy settlement of the
4 above-captioned matter, consistent with the public interest,
5 statutory requirements and the responsibilities of the OVMEB, and
6 pursuant to ORS 183.415(5), Licensee and OVMEB agree to the following
Findings of Fact:

7 **FINDINGS OF FACT**

8 Licensee failed to produce and maintain proper patient records in
9 nine cases. Licensee did not document provision to clients of home care
10 or follow-up treatment required after a particular diagnosis or treatment
11 in seven cases.

12 **CONCLUSIONS OF LAW**

13 Licensee's conduct in 1 above constitutes a violation of OAR 875-
14 010-0060 (9) and OAR 875-010-0060(1).

15 **STIPULATED AGREEMENT**

16 1. Licensee agrees and stipulates that he engaged in the conduct
17 described above, which constitute violations of OAR 875-010-0060(9) and
18 OAR 875-010-0060(1), and that the OVM B has grounds for discipline
against him under ORS 686.120.

19 2 . Licensee understands that all investigative materials prepared
20 or received by the OVMEB concerning this violation and all notices and
21 pleadings relating thereto may be retained in the OVMEB's file concerning

22 3 . In lieu of a formal hearing in this matter, Licensee stipulates
23 to the OVMEB making the above Findings and the following Final Order.
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1 Licensee, aware of his right to a hearing with assistance of counsel, the right
2 of judicial review of the OMVEB's decision to contest the charges against him,
3 hereby freely and voluntarily waives those rights.

4 **FINAL ORDER**

5 1. Licensee agrees to pay a \$2,000 civil penalty within 30 days of issue of
6 This Stipulated Agreement and Final Order.

7 2. Licensee further agrees that any violation of the terms of this
8 Stipulated Agreement and Final Order shall be grounds for further disciplinary action
9 under ORS chapter 686.

10 I HAVE READ AND UNDERSTAND ALL OF THE ABOVE STIPULATED AGREEMENT AND
11 FINAL ORDER AND FULLY CONSENT AND AGREE TO ALL OF ITS TERMS.

12 

13 Daniel Koller, DVM

14 8/24/06
DATE

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18 IT IS SO AGREED AND ORDERED THIS 28th DAY OF August, 2006

19 VETERINARY MEDICAL EXAMINING BOARD
20 STATE OF OREGON

21 By: 

22 Lori V. Makinen, Executive Director
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