

In the Matter of the Petition for Early Termination of Probation
AMY LOUISE FRAZE

VETERINARY MEDICAL BOARD
Case No: **4602018000540**

Attorney General's Exhibits

ATTORNEY GENERAL'S EXHIBIT NO.	DOCUMENT	MARKED	ADMIT
1	Notice of Hearing		
2	License History Certification		
3	Probation Compliance Status Report		
4	Petition for Early Termination of Probation and Attachments in Support		
5	Corrected Stipulated Settlement and Disciplinary Order <i>Nunc Pro Tunc</i>; Statement of Issues		

EXHIBIT 1



July 3, 2020

Amy Louis Frazee, DVM
3623 Hazelhurst Ct
Bonita, CA 91902-2645

**RE: HEARING NOTICE
OAH Case No. TBD
Petition for Termination of Probation – Amy Louise Frazee, DVM VET 23590**

Dear Dr. Frazee:

You are hereby notified that a hearing will be held before the Veterinary Medical Board, Department of Consumer Affairs:

NOTE: Pursuant to Governor Gavin Newsom's Executive Order N-29-20, issued on March 17, 2020, this hearing will be held by videoconference with no physical public locations. Instructions on how to participate are attached and can also be found on our website.

Date: July 24, 2020

Time: 9:00 am.

Location: <https://dca-ca.webex.com/dca-onstage/g.php?MTID=e47e69c507bd53a6a264e8bfdbfe99152>

The hearing will be conducted before the Veterinary Medical Board, Department of Consumer Affairs and an administrative law judge of the Office of Administrative Hearings, who will preside over the Petition for Reinstatement matter.

If you object to the petition being heard by videoconference, you must notify the presiding officer within ten (10) days after this notice is served on you. Failure to notify the presiding officer within ten (10) days will deprive you of a change in the place of hearing.

You may be present at the hearing. You have the right to be represented by an attorney at your own expense. You are not entitled to the appointment of an attorney to represent you at public expense. You are entitled to represent yourself without legal counsel. You may present any relevant evidence and will be given full opportunity to cross-examine all witnesses testifying against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents, or other things by applying to:

**Office of Administrative Hearings
Attn: General Jurisdiction
2349 Gateway Oaks, Suite 200
Sacramento CA 95833**

INTREPRETER: Pursuant to section 11435.20 of the Government Code, the hearing shall be conducted in English language. If a party or party's witness does not proficiently speak or understand the English language and before commencement of the hearing requests language assistance, an agency subject to the language assistance requirement in section 11435.15 of the Government Code shall provide a certified interpreter or an interpreter approved by the administrative law judge conducting the proceedings. The cost of providing the interpreter shall be paid by the agency having jurisdiction over the matter if the administrative law judge or hearing officer so directs, otherwise by the party for whom the interpreter is provided. If you or a witness requires the assistance of an interpreter, ample advance notice of this fact should be given to the Office of Administrative Hearings so that appropriate arrangements can be made.

CONTINUANCES: Under section 11524 of the Government Code, the agency may grant a continuance, but when an administrative law judge of the Office of Administrative Hearings has been assigned to the hearing, no continuance may be granted except by him or her or by the presiding judge for good cause. When seeking a continuance, a party shall apply for the continuance within 10 working days following the time the party discovered or reasonably should have discovered the event or occurrence which establishes good cause for the continuance. A continuance may be granted for good cause after the 10 working days have lapsed only if the party seeking the continuance is not responsible for and has made a good faith effort to prevent the condition or even establishing the good cause.

Please visit the Board's website at www.vmb.ca.gov to get a copy of the agenda or feel free to contact me at (916) 515-5244.

Sincerely,

Virginia Gerard

Virginia Gerard
Probation Monitor

cc: Bonnie Lutz, Esq
Anahita Crawford, Deputy Attorney General
Office of Administrative Hearings



DECLARATION OF SERVICE BY CERTIFIED MAIL

RE: Amy Louise Fraze, DVM

LICENSE NO: VET 23590

I, the undersigned declare that I am over 18 years of age; my business address is 1747 N. Market Boulevard, Suite 230, Sacramento, CA 95834. I served a true copy of the attached Notice of Hearing by Certified Mail on the following, by placing same in an envelope addressed as follows:

NAME AND ADDRESS

CERTIFIED NUMBER:

Amy Louise Fraze, DVM
3623 Hazelhurst Ct
Bonita, CA 91902-2645

7018 0680 0002 2403 9839

Amy Louise Fraze, DVM
3623 Hazelhurst Ct
Bonita, CA 91902-2645

First Class Mail

Said envelope was then, July 7, 2020, sealed and deposited in the United States Mail at 1747 N. Market Boulevard, Suite 230, Sacramento, CA 95834, the county in which I am employed, as certified mail with postage thereon fully prepaid, return receipt requested.

Executed on July 7, 2020, at Sacramento, California.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

DECLARANT:

Dillon Christensen
Enforcement Analyst
Veterinary Medical Board

EXHIBIT 2



CERTIFICATION OF LICENSE HISTORY

This is to certify that I, Robert Stephanopoulos, Enforcement Manager of the Veterinary Medical Board (Board), Department of Consumer Affairs, State of California, share the responsibility of maintaining control and custody of the official records of the Board. I made or caused to be made a diligent search of the files and records concerning the license history of Amy Louise Frazee, DVM. I have determined that the official records prepared by Board employees, acting within the scope of their duties, show the dates and time periods listed herein for the issuance, expiration, periods of invalidity, and renewals of the license, as well as citations issued and periods of formal Board discipline:

Vet No. 23590:

Amy Louise Frazee, DVM
3623 Hazelhurst Ct
Bonita, CA 91902-2645

First Issued: June 14, 2019
Expiration: May 31, 2021
Status: Current
Secondary Status: Probation

Discipline:

On July 12, 2018, a Decision and Order became effective adopting the Corrected Settlement and Disciplinary Order in the matter of the Statement of Issues against Dr. Frazee dated January 31, 2018, in case number 4602018000540.

Given under my hand at Sacramento, California, this 7th day of July, 2020.

Robert Stephanopoulos, Enforcement Manager

EXHIBIT 3



PETITION FOR MODIFICATION OF PENALTY PROBATION COMPLIANCE STATUS REPORT

PETITIONER: Amy Louise Frazee, DVM, VET 23590

TYPE OF PETITION: Termination of Probation

CASE NUMBER: 4602018000540

CONDITIONS AND STATUS:

- Obey All Laws** : In compliance.
- Quarterly Reports & Interviews** : In compliance.
- Cooperation w/ Probation Surveillance** : \$2300 due by time of this report; \$2300 received. In compliance. \$100/mo. for 60 mos., \$6000.
- No Preceptorships** : In compliance.
- Notice to Employers** : In compliance. Received from Banfield Pet Hospital Point Loma on 8/6/18.
- Notice to Employees** : In compliance. Received from Banfield Pet Hospital Point Loma on 7/1/18.
- Limitations on Practice** : In compliance.
- Supervised Practice** : In compliance: E.O., DVM approved 08/20/18. MGL of Banfield Pet Hospital #5219.
- No Ownership** : In compliance.
- No Management or Admin** : In compliance. Not MGL of any premises.
- Medical Evaluation** : In compliance. Seen on 7/12/18 by B.R., MD.
- Psychological Evaluation** : In compliance. Seen on 6/27/18 by S.P., NP (Psychology).
- Rehabilitation Efforts – Alcohol or Drug** : In compliance. Continues therapy with S.P., NP. We receive timely and regular reports. Continues to submit signed 12 step meeting attendance sheets. On 3/21/20, received an email advising me AA affected by

quarantine, unable to get signatures will resume when she can.

Submit to Drug/Alcohol Testing

: Review of FirstSource records indicate no missed collections.

Abstain from Controlled Subs

: All 72 tests are negative for controlled substances, save one (9/20/18) which was consistent with meds for colonoscopy performed on 9/18/18.

Abstention from Alcohol Use

: In compliance. No positives for alcohol or its metabolites.

Ethics Training

: There is no documented evidence of compliance.

This status report is based on all available information in the file.

Submitted by: Virginia Gerard Date 7/10/20
Probation Monitor

EXHIBIT 4



BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
 DEPARTMENT OF CONSUMER AFFAIRS • VETERINARY MEDICAL BOARD
 1747 North Market Blvd., Suite 230, Sacramento, CA 95834-2978
 P (916) 515-5220 | Toll-Free (866) 229-0170 | www.vmb.ca.gov



PETITION FOR REINSTATEMENT OR MODIFICATION OF PENALTY

FEB 18 2020

Veterinary Medical Board

INSTRUCTIONS: Please type or print neatly. All blanks must be completed; if not applicable enter N/A. If more space is needed attach additional sheets. Attached to this application should be a "Narrative Statement" and two original verified recommendations from a veterinarian licensed by the Board who has personal knowledge of activities since the disciplinary action was imposed.

TYPE OF PETITION [Reference Business and Professions Code section 4887]			
<input type="checkbox"/> Reinstatement of Revoked/Surrendered License or Registration	<input type="checkbox"/> Modification of Probation	<input checked="" type="checkbox"/> Termination of Probation	
<p>NOTE: A Petition for Modification and/or Termination of Probation can be filed together. If you are requesting Modification, you must specify in your "Narrative Statement" the term(s) and condition(s) of your probation that you want reduced or modified and provide an explanation. Please check all boxes above that apply.</p>			
PERSONAL INFORMATION			
NAME:	First	Middle	Last
	Amy	Louise	Fraze
Other name(s) licensed under, if any:			
HOME ADDRESS:	Number & Street	City	State Zip
	3623 Hazelhurst Court	Bonita	C A 91902
HOME TELEPHONE NUMBER	WORK TELEPHONE NUMBER	CELL NUMBER	
(865) 603-9281	(619) 225-1075	(865) 603-9281	
E-mail address:	CA License or Registration Number		
dramyfraz@gmail.com	CA 23590		
Are you licensed by any other state(s) or country(ies) (please include license number(s), issue date(s), and status of license(s)):			
ATTORNEY INFORMATION (If Applicable)			
Will you be represented by an attorney? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," please provide the following information)			
NAME:			
ADDRESS:			
PHONE:			
DISCIPLINARY INFORMATION			
Provide a brief explanation in your "Narrative Statement" as to the cause for the disciplinary action (e.g., negligence or incompetence, self use of drugs or alcohol, extreme departures from sanitary conditions, conviction of a crime, etc.)			
Have you ever had your license revoked, suspended, voluntarily surrendered, denied, or placed on probation in any other state or country? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes			
(If Yes, give a brief cause for administrative action or license denial in your "Narrative Statement" section, including dates and discipline ordered (e.g., 5 years probation.)			

VETERINARIAN/REGISTERED TECHNICIAN BACKGROUND

Total number of years in veterinary practice:

CONTINUING EDUCATION (List continuing education completed since the date of the disciplinary action)

March 2019 - 3 day course for California Temporary License Curriculum

10 hours of Continuing Education on-line (certificates attached)

Access to the Veterinary Information Network for study

Journals I subscribed to - Veterinary Medicine, Clinician's Brief and the AVMA website.

CURRENT OCCUPATION OTHER THAN VETERINARIAN OR REGISTERED VET TECHNICIAN

(Answer only if currently not practicing as a Veterinarian or Registered Vet Technician)

List employer, address, e-mail address, phone number, job title, and duties:

EMPLOYMENT HISTORY (list for the past 5 years only)

Provide the employer's name, address, phone number, job title and dates of employment:

December 2017 to present - Banfield Pet Hospital 3610 Rosecrans Street San Diego, CA 92110 (619) 225-1075. Worked as a veterinary assistant from December 2017 until July 2018. Associate Veterinarian since July of 2018.

July 2007 until October of 2017 - Midland Pet Emergency Center 235 S Calderwood Street ,Maryville, TN 37804 (865) 982-1007 Full-time Veterinarian until March of 2016, then part-time while working full time day practice

March 2016 to October 2017 - Blount Veterinary Clinic 1123 E Broadway Maryville, TN 37804 (865) 983-4020 - Associate veterinarian

REHABILITATION

Describe any rehabilitative or corrective measures you have taken since your license/registration was disciplined. List dates, nature of programs or courses, and current status. You may include any community service or volunteer work.

For the 2007 rehabilitation -I spent 3 months at Cornerstone of Recovery in Maryville, TN. I was on probation for 6 years during which time I called in every day for random drug screens. During the 6 years I never had a failed test or any other problems. I also attended weekly AA meetings.

For the 2016 DUI - I have attended regular AA meetings, have had no alcohol and have submitted to random drug screenings by checking in every day. I have never missed a day since July of 2018 and never had a failed test.

I am on a regular exercise regimen and have been participating in 5 k runs. I did 4 last year and have signed up for 2 more in the next 2 months. I regularly run 3 miles every day I have off and also do yoga and lift weights

I see a psychotherapist every 3 months and have regular doctor visits for screening. All of my bloodwork is excellent at this time.

CURRENT COMPLIANCE

Since the effective date of your last Veterinary Medical Board disciplinary action have you:

1. Been placed on criminal probation or parole? Yes No
2. Been charged in any pending criminal action by any state, local or federal agency or court? Yes No
3. Been convicted of any criminal offense? (A conviction includes a no contest plea; disregard traffic offenses with a \$100 fine or less.) Yes No
4. Been charged or disciplined by any other veterinary board? Yes No
5. Surrendered your license to any other veterinary board? Yes No
6. Had your licensee manager's premise permit disciplined? Yes No
7. Had any civil malpractice claims filed against you of \$10,000 or more? Yes No
8. Become addicted to the use of narcotics or controlled substances? Yes No
9. Become addicted to or received treatment for the use of alcohol? Yes No
10. Been hospitalized for alcohol or drug problems or for mental illness? Yes No

NOTE: If your answer is "Yes" to any of the above questions, please explain in the "Narrative Statement."

COST RECOVERY

Was cost recovery ordered? Yes No If yes, what is the remaining balance? _____

When is payment anticipated? _____

DECLARATION

Executed on February 12 2020 at Bonita, CA
(City) (State)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that all statements and documents attached in support of this petition are true and correct.

Amy Frazee, DVM
Petitioner (print name)

[Signature]
Signature

The information in this document is being requested by the Veterinary Medical Board (Board) pursuant to Business and Professions Code section 4887. In carrying out its licensing or disciplinary responsibilities, the Board requires this information to make a determination on your petition for reinstatement or modification of penalty. You have a right to access the Board's records containing your personal information as defined in Civil Code section 1798.3. The Custodian of Records is the Executive Officer at the address shown on the first page.

NARRATIVE

Narrative Statement

I am writing to request an early termination from probation at this time for financial reasons. My daughter has been disabled with 2 autoimmune diseases (Lupus and Sjogrens disease) and has recently been diagnosed with a third, auto-immune hepatitis. She has 3 children and is not able to work outside the home and therefore, she and my 3 grandchildren live with me. I have always had to provide some support for them but I became their sole support in 2016 when they became homeless. My daughter is not receiving any support from the father at all but does get some support from the government which barely covers food for half a month. My grandchildren are 15, 13 and 10 and I have been providing their housing, clothing, utilities and the majority of their food since 2016.

The probation monitoring costs are about \$500 a month with the cost of urine screenings and payment of the board's monitoring costs and I am working extra shifts to cover that cost. Additionally, the terms of the probation prevent me from advancing in my company which could happen as early as July of 2020 and that advancement could provide extra money to help with their support as well.

The original offense in 2007 was for drug use and I voluntarily went to the hospital and asked for help. It was mostly prescription drugs that had been prescribed by a pain clinic. I spent a week at the hospital where I received psychiatric help and then voluntarily went to a 3 month treatment facility, Cornerstone of Recovery in Maryville, TN. I realized then I was in a toxic environment both at home and work and never went back to those situations. I was on probation in Tennessee for six years where I attended regular AA meeting and submitted myself for random drug screens. I never had another issue with pain medication and never failed to call in every day. All of my urine screens were clean for the 6 years I was on probation.

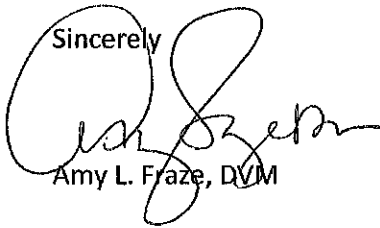
The second offense in 2016 was for a DUI and I served my weekend in jail, had a breathlyzer on my car for a year and since that time have not had any alcohol. I regularly attend AA meetings and I have submitted to random drug screenings. I have never missed a check in and have had clean urine screens since the probation started.

As part of my rehabilitation, I have started an exercise program and have participated in 4-5K runs with my granddaughter last year and am signed up for 2 more in the next 2 months. Daily exercise is a part of my recovery and I also do yoga and lift weights to keep in shape and take care of myself. I also see a psychotherapist every 3 months and submit for regularly scheduled doctor appointments for bloodwork which is excellent at this time.

I will be 65 years old this year and want to be able to provide my grandchildren with as much support as I can until I am no longer able to work. I do not know how long my daughter will be

here to help and my goal is make sure my 3 grandchildren make it to college so they can provide for themselves.

I have complied with everything that has been asked of me and have no plans but to take care of my family and provide for them the most stable home life possible. I therefore, request termination of my probation.

Sincerely

Amy L. Frazee, DVM

CONTINUING EDUCATION

Amy Frazee

CaTLC

California Temporary
License Curriculum
Western University of Health Sciences





CERTIFICATE OF ATTENDANCE

RACE-approved for: Veterinarians and veterinary technicians

Awarded to:

Name Amy Frazee

Participant Signature: _____

State(s) and License Number: _____

For Attending:

Webinar Title/Topic: Webinar Quiz - November 9, 2019: Essentials of Simple and Surgical Extractions for the General Practice Exam (Method of Delivery: Non-Interactive Online)

Date: November 30, 2019

Method of delivery: Recorded Broadcast of Web Conference

Subject Matter/Category/Contact Hrs: Medical

Max Number of CE Hours: 1

Presented By:

PROVIDER NAME: VETgirl, LLC

PROVIDER EMAIL: info@vetgirlontherun.com

PROVIDER WEBSITE: www.vetgirlontherun.com

PROVIDER ADDRESS: PO BOX 16504 Saint Paul, MN 55116-2346

RACE PROVIDER #: 785

RACE PROGRAM #: 785-38862

Authorized By:

Garret Pachtinger, VMD, DACVECC

Justine A. Lee, DVM, DACVECC, DABT

This program 785-38862 is approved by the AAVSB RACE to offer a total of 1 CE credits with a maximum of 1 CE credits being available to any individual veterinarian or veterinary technician/technologist. This RACE approval is for the subject matter categories of Medical using the delivery method of Recorded Broadcast of Web Conference. This approval is valid in jurisdictions which recognize AAVSB RACE; however participants are responsible for ascertaining each board's CE requirements. Contact your state board to verify if you have any questions. VETgirl is also approved as a provider of veterinary CE in the state of New York and North Carolina.



CERTIFICATE OF ATTENDANCE

RACE-approved for: Veterinarians and veterinary technicians

Awarded to:

Name Amy Frazee

Participant Signature: _____

State(s) and License Number: _____

For Attending:

Webinar Title/Topic: Webinar Quiz - September 10, 2019: My allergic patient is a "wreck" – managing allergic flares in dogs (Method of Delivery: Non-Interactive Online)

Date: November 30, 2019

Method of delivery: Recorded Broadcast of Web Conference

Subject Matter/Category/Contact Hrs: Medical

Max Number of CE Hours: 1

Presented By:

PROVIDER NAME: VETgirl, LLC

PROVIDER EMAIL: info@vetgirlontherun.com

PROVIDER WEBSITE: www.vetgirlontherun.com

PROVIDER ADDRESS: PO BOX 16504 Saint Paul, MN 55116-2346

RACE PROVIDER #: 785

RACE PROGRAM #: 785-35379

Authorized By:

Garret Pachtinger, VMD, DACVECC

Justine A. Lee, DVM, DACVECC, DABT

This program 785-35379 is approved by the AAVSB RACE to offer a total of 1 CE credits with a maximum of 1 CE credits being available to any individual veterinarian or veterinary technician/technologist. This RACE approval is for the subject matter categories of Medical using the delivery method of Recorded Broadcast of Web Conference. This approval is valid in jurisdictions which recognize AAVSB RACE; however participants are responsible for ascertaining each board's CE requirements. Contact your state board to verify if you have any questions. VETgirl is also approved as a provider of veterinary CE in the state of New York and North Carolina.



CERTIFICATE OF COMPLETION

Awarded to:

Name Amy Fraze

State(s) of Licensure: IA

License #(s): 23540

For Completing:

Podcast Title/Topic: Podcast quiz: Chronic Kidney Disease in Dogs and Cats with Dr. Sheri Ross (Method of Delivery: Non-Interactive Online)

Date: November 30, 2019

Method of delivery: Non-Interactive Online/Other: Veterinary Podcast

Presented By:

PROVIDER NAME: VETgirl, LLC

PROVIDER EMAIL: info@vetgirlontherun.com

PROVIDER WEBSITE: www.vetgirlontherun.com

PROVIDER ADDRESS: PO BOX 16504 Saint Paul, MN 55116-2346

RACE PROVIDER #: 785

Authorized By:

Garret Pachtinger, VMD, DACVECC

Justine A. Lee, DVM, DACVECC, DABT

To obtain podcast CE credit, VETgirl members must listen to at least 6 podcasts and complete the quizzes successfully in order to qualify for 0.5 hours of CE. Once completed, contact podcast@vetgirlontherun.com so we can send you a CE certificate for the appropriate number of hours. Course (podcast) meets the requirements for continuing education credit in jurisdictions which recognize AAVSB RACE approval; however, participants should be aware that some boards have limitations on the number of hours accepted in certain categories and/or restrictions on certain methods of delivery of continuing education. Contact your state board to verify if you have any questions. VETgirl is also approved as a provider of veterinary CE in the state of New York and North Carolina.

THIS CERTIFICATE IS NOT VALID FOR CE CREDIT SUBMISSION



Certificate of Completion

ASK: Suicide Prevention and Awareness

1.0 CE Credits

Amy Fraze, DVM
Participant Name

11/10/19
Program Date

CA 23590
State(s) and License Number(s)

[Signature]
Participant's Signature

Provider Name: Banfield Pet Hospital
Provider address: 18101 SE 6th Way, Vancouver WA 98683
Provider email address: medicallearning@banfield.com
Provider number: 2
Program number 2-38828

[Signature]
Provider Representative Signature

This program (2-38828) is approved by the AAVSB RACE to offer a total of 1.0 CE Credits (1.0 max) being available to any one veterinarian and/or veterinary technician. This RACE approval is for the subject matter category: Non-Medical Program using the delivery method of Non-Interactive-Distance. This approval is valid in jurisdictions which recognize AAVSB RACE; however, participants are responsible for ascertaining each board's CE requirements. RACE does not accredit, endorse, or certify any program or person, nor does RACE approval validate the content of the program.

Certificate of Attendance

AG0019

Awarded to:

Dr amy fraze

State(s) of Licensure: ca

License #(s): 1243

For completing:

AAVSB RACE Program Number: 309-31266

Canine Cognitive Dysfunction

Presented by: Gary Landsberg, B.Sc., D.V.M., DECAWBM (behavior), DACVB

Date of Completion: 2018-10-12

09-13-20

Provided by Educational Concepts
2021 South Lewis, Suite 760 Tulsa OK 74104
AAVSB RACE Provider # 309

BRIEF MEDIA

PURINA
PRO PLAN
VETERINARY
DIETS

Authorized by: Brief Media

"This program was reviewed and approved by the AAVSB RACE program for continuing education. "Course meets the requirements for 1 hour of scientific continuing education credit in jurisdictions which recognize AAVSB RACE approval; however participants should be aware that some boards have limitations on the number of hours accepted in certain categories and/or restrictions on certain methods of delivery of continuing education. Please contact the AAVSB RACE program at racc@avsb.org should you have any comments/concerns regarding this program's validity or relevance to the veterinary profession."

Certificate of Attendance

AG0020

Awarded to:

Dr Amy Frazee

State(s) of Licensure: ca

License #(s): 1243

For completing:

Clinician's WEBrief™ Program #309-28493

Achieving Remission in Diabetic Cats

Presented by: Dr. Catharine Scott-Moncrieff

Date of Completion: 2018-10-12

BRIEF MEDIA 

Provided by Brief Media
2021 South Lewis, Suite 760 Tulsa OK 74104
AAVSB RACE Provider # 309
(info@briefmedia.com)



**Boehringer
Ingelheim**

Authorized by: Brief Media

"This program was reviewed and approved by the AAVSB RACE program for continuing education. *Course meets the requirements for 1 hour of non-interactive online scientific/clinical (endocrinology) continuing education credit in jurisdictions which recognize AAVSB RACE approval; however participants should be aware that some boards have limitations on the number of hours accepted in certain categories and/or restrictions on certain methods of delivery of continuing education. Please contact the AAVSB RACE program at race@avsb.org should you have any comments/concerns regarding this program's validity or relevancy to the veterinary profession."

Certificate of Attendance

Awarded to:

Dr Amy Fraze

State(s) of Licensure: CA

License #(s): 1243

For completing:

AAVSB RACE Program Number: 309-33363

Benefits of UC-II

Presented by: Denis J. Marcellin-Little, DEDV, DACVS, DECVS, DACVSMR
Zain Saiyed, PhD, FACN

Date of Completion: 2018-10-16 11:36:51

BRIEF MEDIA 

Provided by Educational Concepts
2021 South Lewis, Suite 760
Tulsa OK 74104
AAVSB RACE Provider # 309

Authorized by: Brief Media



*This program is approved by the AAVSB RACE to offer a total of 1.00 CE Credits (1.00 max) being available to any one veterinarian and/or 1.00 Veterinary Technician CE Credits (1.00 max). This RACE approval is for the subject matter category(s) of: Category One: Scientific-Practice Management/Professional Development using the delivery method of: Interactive-Distance. This approval is valid in jurisdictions which recognize AAVSB RACE; however, participants are responsible for ascertaining each board's CE requirements.

Certificate of Attendance

Awarded to:

Dr Amy Frazee

State(s) of Licensure: CA

License #(s): 1243

For completing:

AAVSB RACE Program Number: 309-27938

New Insights into Canine Epilepsy Management

Presented by: Professor Holger A. Volk

Date of Completion: 2018-10-16 13:05:10

BRIEF MEDIA™

Provided by Educational Concepts
2021 South Lewis, Suite 760 Tulsa OK 74104
AAVSB RACE Provider # 309

PURINA
PRO PLAN
VETERINARY
DIETS

Authorized by: Brief Media

This program was reviewed and approved by the AAVSB RACE program for continuing education. Course meets the requirements for 1 hour of scientific continuing education credit in jurisdictions which recognize AAVSB RACE approval; however, participants should be aware that some boards have limitations on the number of hours accepted in certain categories and/or restrictions on certain methods of delivery of continuing education. Please contact the AAVSB RACE program at race@aavsb.org should you have any comments/concerns regarding this program's validity or relevance to the veterinary profession.

Certificate of Attendance

Awarded to:

Dr Amy Fraze

State(s) of Licensure: ca

License #(s): 1243

For completing:

AAVSB RACE Program Number: 309-27535

Entero-CHRONIC: A Powerful New Approach for GI Health

Presented by: Dr. Sergi Segarra

Date of Completion: 2018-10-12 11:19:31

BRIEF MEDIA ▶

Provided by Educational Concepts
2021 South Lewis, Suite 760 Tulsa OK 74104
AAVSB RACE Provider # 309

 **VetriSCIENCE**
Laboratories

Authorized by: Brief Media

"This program was reviewed and approved by the AAVSB RACE program for continuing education. "Course meets the requirements for 1 hour of scientific continuing education credit in jurisdictions which recognize AAVSB RACE approval; however participants should be aware that some boards have limitations on the number of hours accepted in certain categories and/or restrictions on certain methods of delivery of continuing education. Please contact the AAVSB RACE program at race@aavsb.org should you have any comments/concerns regarding this program's validity or relevance to the veterinary profession."

TVP

TODAY'S VETERINARY PRACTICE

CURRENT ISSUE

SUBSCRIBE



COLUMNS, CONTINUING EDUCATION, DENTISTRY, DIAGNOSTICS, IMAGING
ESSENTIALS

Imaging Essentials: Interpretation of Dental Radiographs in Dogs and Cats Part 2: Normal Variations and Abnormal Findings

REFERENCE LETTERS FROM EMPLOYERS



February 10, 2020
Torry Chamberlayne, RVT
Field Director, Banfield Pet Hospital
San Diego, Ca

To whom it may concern,

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

I am writing this letter in reference to Dr. Amy Frazee, DVM. It is my intention to convey that Dr. Amy Frazee is in excellent standing as a Veterinarian in our San Diego Market, in particular our Point Loma location. She is an exceptional employee and is very dependable, showing up at her best for all of her shifts. We intend to have Dr. Frazee on with us for years to come. She has a positive attitude and is a hard worker. She shows up as a leader and mentor in her hospital to not only our staff but to the doctors as well. She is always willing to teach, has outstanding customer service skills and makes her clients and their pets feel like family. She is incredibly caring and is a pillar of Quality and Responsibility in our practice.

My ask is for you to consider taking her off of her promotion so that she may continue to excel in her career with us not only as a Veterinarian but in future potential leadership roles.

Thank you for your time and consideration.

Sincerely,
Torry Chamberlayne, RVT, Field Director

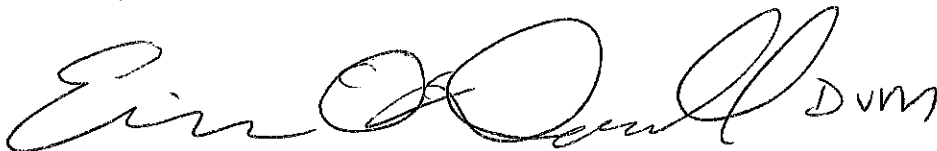
2/07/2020

To the California Veterinary Medical Board,

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

I have been working with Dr. Amy Fraze for the last 3 years and can attest that she is a veterinarian that practices high quality medicine with great integrity. I have been reviewing 100 medical records per month since July of 2018 and have found her medical knowledge, record keeping and work-ups to be of the highest standards. She has been an asset to Banfield Pet Hospital Point Loma, always coming in early and working hard to ensure our associates, clients and pets are supported and well taken care of. She embodies the veterinarians oath, has shown me no behavior to be concerned about and I truly feel that there is no reason for her probationary period to continue. Please let me know if there is any other information you would like me to provide or any questions that you have.

Sincerely,



Dr. Erin O'Donnell - CA 19461

erin.o'donnell@banfield.com

cell: 614-316-2573



Jan 30, 2020

To whom it may concern,

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct

I am the Chief of Staff at the veterinary hospital where Dr. Amy Frazee is employed. I have been her boss since December of 2017. I understand the restrictions and stipulations surrounding her license, the reasons for these, and the burden this has created for her and her family. In the time I have supervised Dr. Frazee, I have witnessed nothing but exceptional quality of character and integrity. She is an amazing clinician and is wonderful with both staff and clients. As an employee she could not be more responsible and reliable. I wish to help in her request to be lifted from the financial, emotional, and logistical circumstances to which she is currently bound. I fully support and understand the reason why such restrictions are important and the consequences for particular actions. I, however, feel Dr. Frazee has more than atoned and I trust is a member of the veterinary medical community the national and state board can be proud to call a member. Please do not hesitate to contact me with any follow up questions or comments.

All the best,

Jeffrey Hayes, DVM

Chief of Staff

Banfield Pet Hospital | Point Loma #0143

3610 Rosecrans St, San Diego, CA, 92110

p 619-225-0175 | f 619-225-0185

AA meeting sheets from 2019

(missing one sheet and contacted the probation office to fax back the copy but did not get a response.)

Trace

DATE
11/27/19
12/3/19
12/12/19
12/24/19
1/3/20

MEETING LOCATION

AA BACK TO BASICS

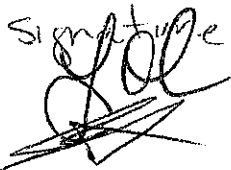
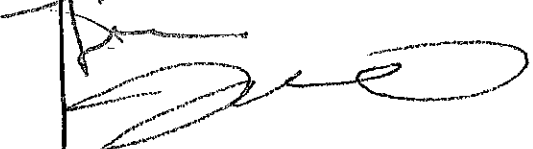
COISTON

PB Alano

AA BACK TO BASICS

AA BACK TO BASICS

Signature



Wsal

MyTaze

AA/NA Support Group Sign-In Sheet

Date	Meeting Location	Signature	Phone #
1/3/19	NSAC NOON AA - Thursday	[Signature]	916 730 2398
1/8/19	North Shore Alano	[Signature]	
1/19/19	PB Alano Club nooner 11th Step	[Signature]	
1/26/19	SAT NOON NSAC	[Signature]	
2/5/19	PB Alano Club nooner 11th Step	[Signature]	
2/19/19	PB Alano Club nooner 11th Step	[Signature]	
2/18/19	North Shore Alano	[Signature]	
3/5/19	PB Alano Club nooner 11th Step	[Signature]	
3/15/19	Alano Club	[Signature]	
3/19/19	NSAC	[Signature]	
3/24/19	PB Alano	[Signature]	
4/2/19	PB Alano Club nooner 11th Step	[Signature]	
4/9/19	North Shore Alano Club	[Signature]	
4/16/19	PB Alano	[Signature]	
4/23/19	NSAC	[Signature]	
4/30/19	noon meeting	[Signature]	
5/14/19	PB Alano Club	[Signature]	

Go on-line @ www.mhweb.org for a complete listing of Self-Help Meetings in Your Area

**OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA
GENERAL JURISDICTION DIVISION**

Request for Protective Order Sealing Confidential Records

Case Information

Case Name Gawlik, Elain M.
OAH Case Number 2020050414
Agency Case Number 4602018000540
Name of Moving Party Office of the Attorney General

Moving Party Attorney/Representative Contact Information

Name Anahita S. Crawford, Deputy Attorney General
Mailing Address 1300 I Street
 Sacramento, Ca 95814
Phone Number 916-210-6099

NOTICE: A party filing a document with OAH is required to redact all confidential personal information. A protective order sealing a record should be requested only when the document must be considered in its entirety and redaction of portions of the document is not practicable or will not adequately protect privacy interests.

Identification of Documents Requested to Be Sealed

Identification of Documents Requested to be Sealed: This request for protective order sealing confidential records relates to the following documents:

- Exhibits Numbered (enter exhibit page numbers) Exhibit 4, page numbers AGO33-38
- All Exhibits
- Transcripts
- Recordings
- Other Documents Filed with OAH (enter description)

Factual Basis for Request for Protective Order Sealing Confidential Records

The moving party alleges that the records listed above contain confidential personal information including:

- Medical Information/Records
- Personal Financial Information
- Alleged Crime Victim(s)/Complaining
- Witness(es)
- Names of Minor(s)
- Other (enter description)

Reason for Protection

These records should be protected from disclosure to the public. The documents cannot be partially redacted and must be sealed because (describe reasons) the documents need to be considered in their entirety but pertain to confidential information that should not become a public record.

Legal Authority for Protective Order Sealing Confidential Records

The moving party alleges that a protective order sealing confidential records is authorized by the following legal authorities:

Government Code Section 11425.20; 11450.30; California Code of Regulations, Title 1, Section 1030)

Opposition to Request:

This request is NOT OPPOSED by any party

This request is OPPOSED by (enter name):

A proof of service upon all parties to this case is attached as required.

By typing my name below, I am agreeing to electronically signing this form.

Requestor's Signature *Anahita S. Crawford*

Requestor's Printed Name Anahita S. Crawford

Dated *07/15/20*

For E-filing <https://www.applications.dgs.ca.gov/oah/oahsftweb>

OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF CALIFORNIA

GENERAL JURISDICTION DIVISION

Privacy Notice

This notice is provided pursuant to the Information Practices Act of 1977 (Civil Code, Section 1798 et seq.).

All information and records submitted to OAH may be subject to disclosure in accordance with the California Public Records Act (Government Code, Section 6250 et seq.), and other applicable authority unless expressly prohibited by law. Proceedings before OAH and records held by OAH are public unless otherwise provided by statute (Government Code, Section 11425.20). For example, the Family Educational Rights and Privacy Act (FERPA 20 United States Code Section 1232(g)) recognizes privacy rights to educational records in certain limited circumstances. It is the obligation of the parties to determine if case filings or proceedings require privacy protections. OAH cannot provide legal advice.

The Information Practices Act requires OAH to provide notice to individuals who submit personal information to OAH.

- 1) This notice does not apply to information provided by an agency or to routine contact information collected by OAH for the purpose of identification or communication regarding the case.

- 2) To the extent this form seeks information about a need for accommodation, OAH requests the information for the sole purpose of making a determination about the accommodation an individual is seeking. An individual seeking an accommodation is not required to use this form; it is provided as a convenience only. OAH can request this information in accordance with the Americans with Disabilities Act (42 United State Code Section 12101 et seq.).

- 3) Requests for Public Records or information maintained in accordance with the Information Practices Act shall be directed to the OAH Public Records Officer, 2349 Gateway Oaks Drive, Suite 200, Sacramento, CA 95833, (916) 263-0550, or OAHPR@dgs.ca.gov.

DECLARATION OF SERVICE BY E-MAIL

Case Name: **In the Matter of the Petition for Early Termination of Probation Against:
Amy Louise Frazee**
No.: 2020050414

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On July 15, 2020, I served the attached **REQUEST FOR PROTECTIVE ORDER SEALING CONFIDENTIAL RECORDS** by transmitting a true copy via electronic mail. :

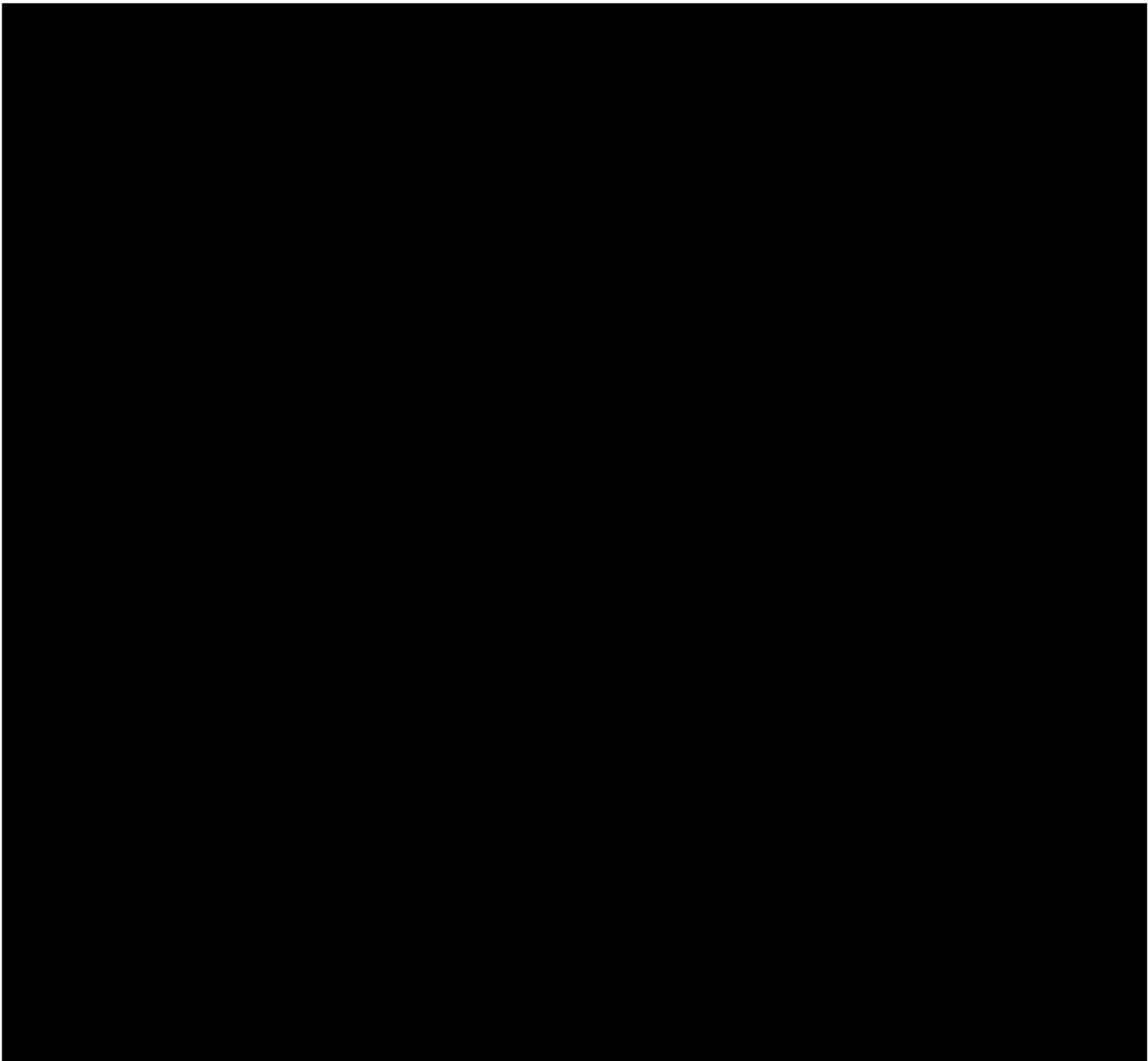
Amy Louise Frazee
1124 Wall Street
La Jolla, CA 92037-4531
E-mail Address: Dramyfrazee@gmail.com

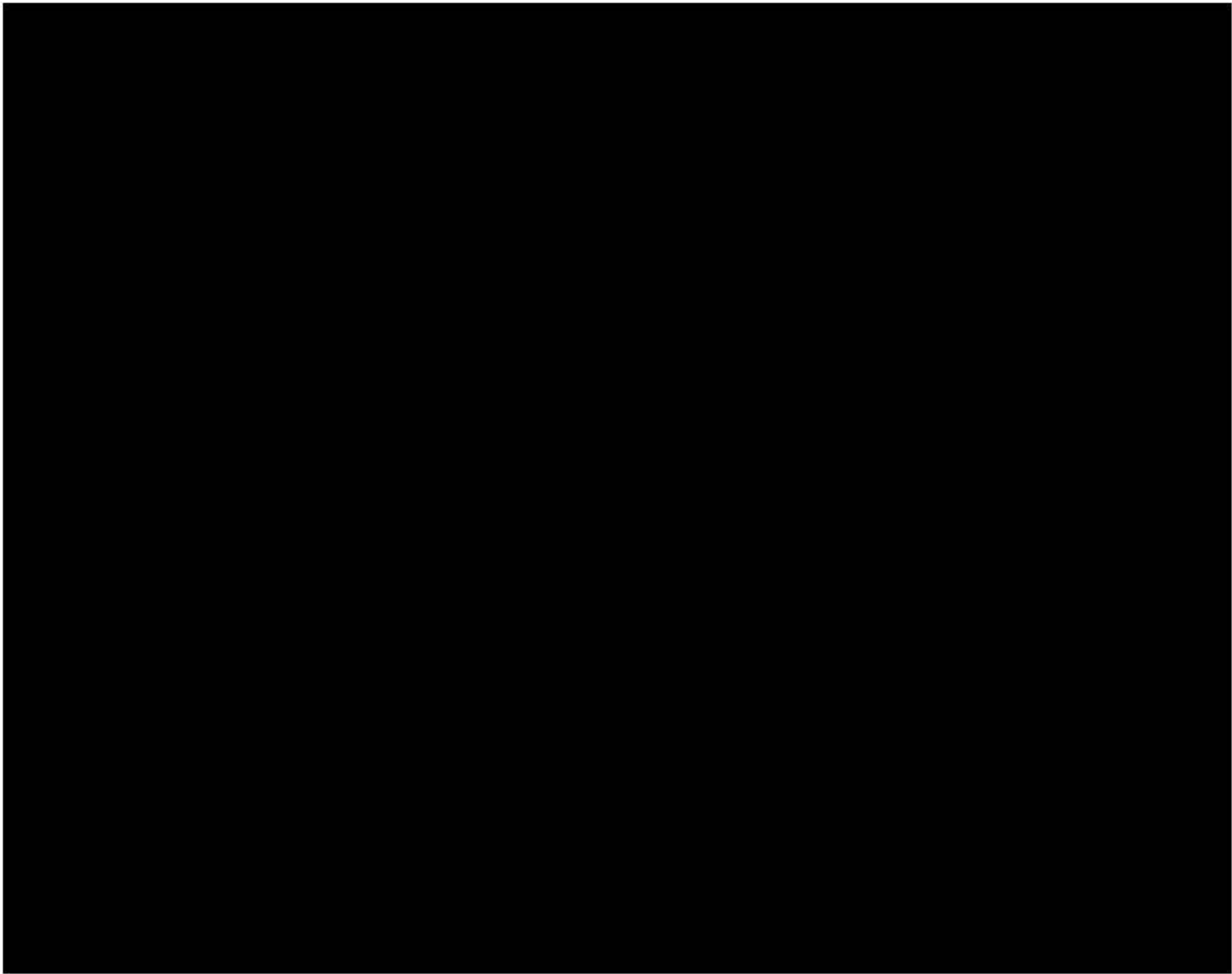
I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on July 15, 2020, at Sacramento, California.

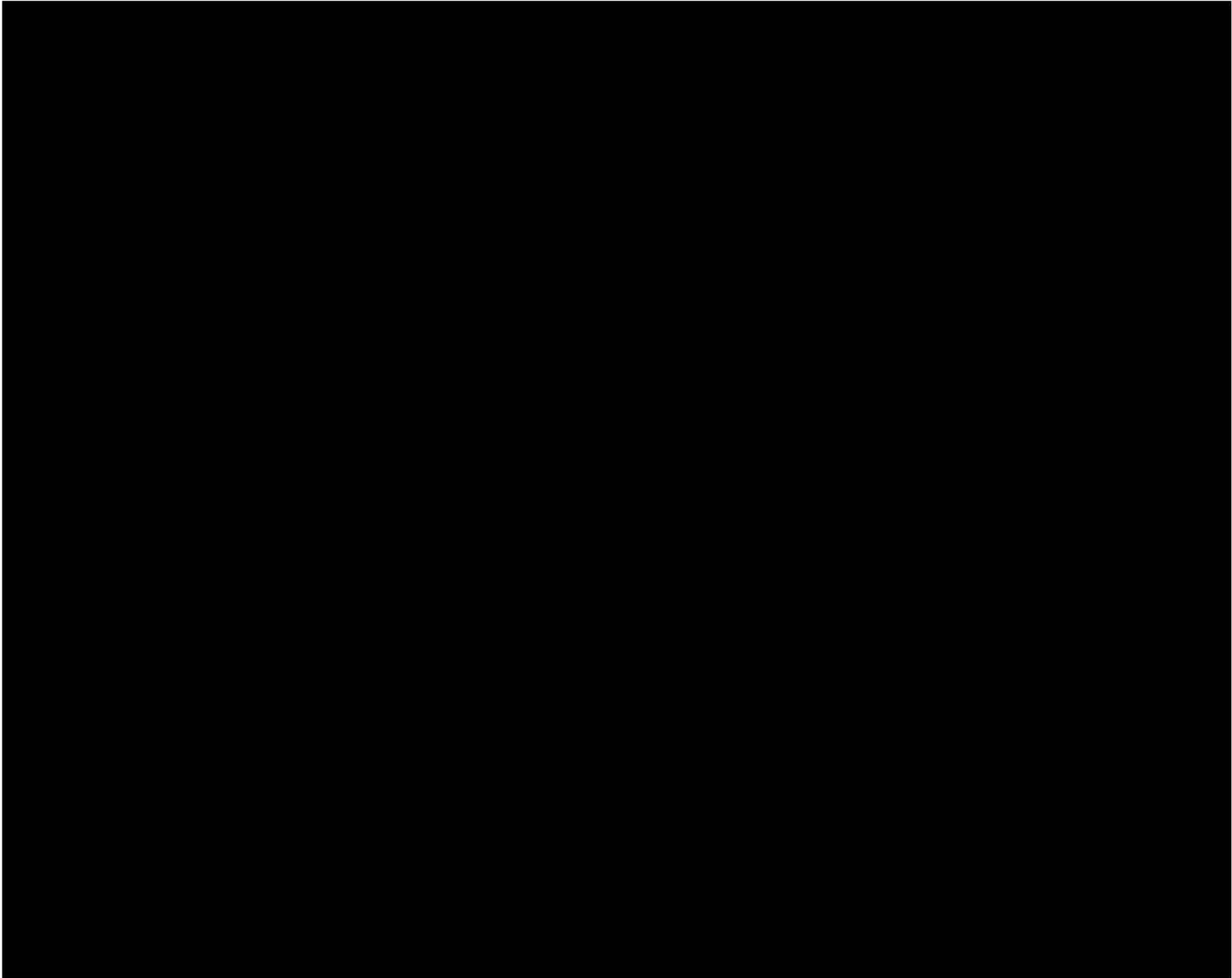
Anahita S. Crawford
Declarant

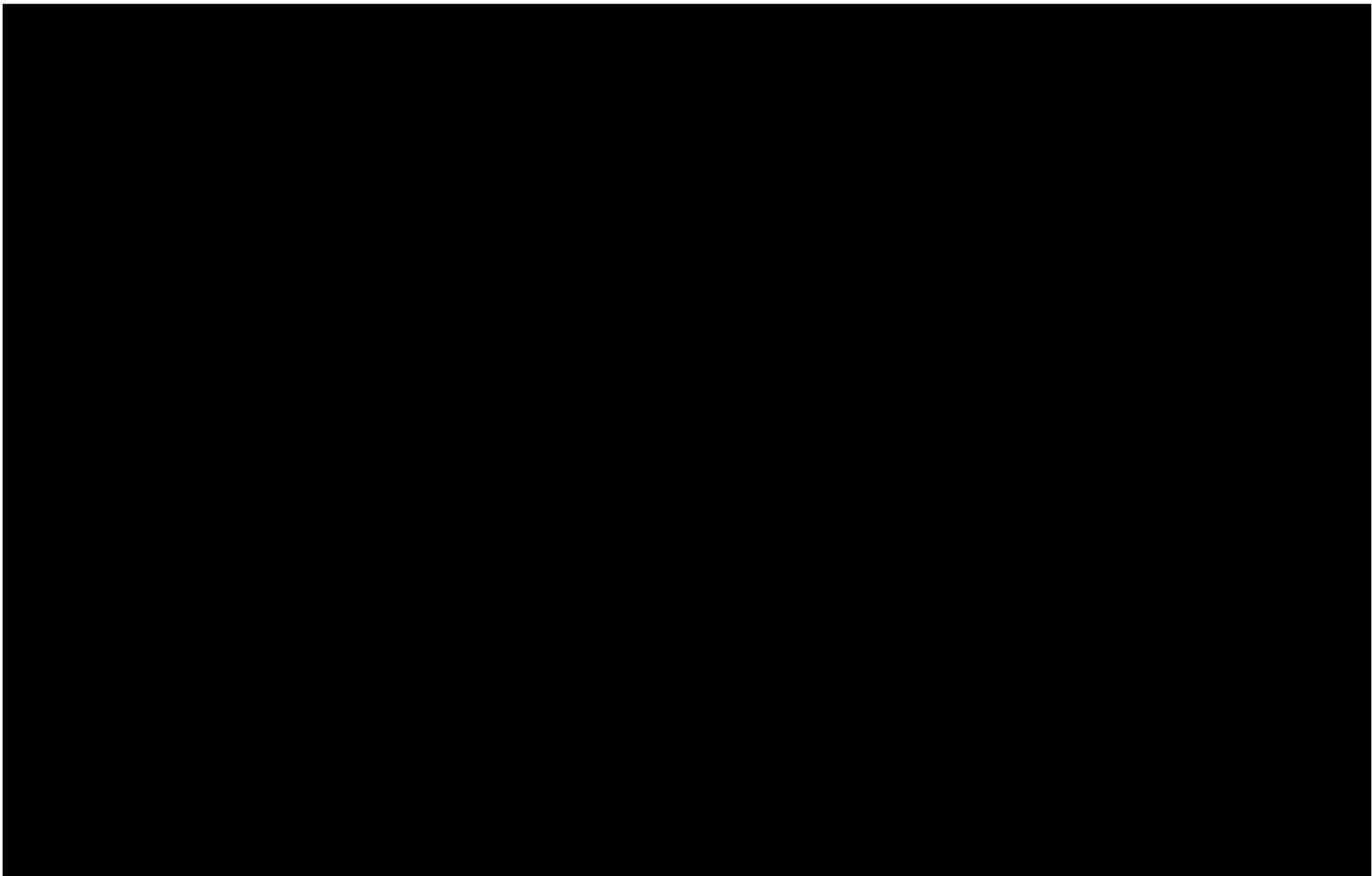
Anahita S. Crawford
Signature













RESUME

Dr. Amy Frazee
3623 Hazelhurst Court
Bonita, CA 91902
(865)603-9281

PROFESSIONAL SUMMARY - My goal is to be the best version of me that I can be and I consistently strive to reach that goal. My passion is for all animals to get the best life possible and to offer their owners the gold standard of medicine and preventive care for all stages of their lives

WORK EXPERIENCE

December 2017 to present - **Banfield Pet Hospital**. 3610 Rosecrans St. San Diego, CA 92110 (619) 225-1075 - Full-Time Associate Veterinarian with duties that include surgery, medicine and diagnostics in interpreting radiographs and bloodwork.

March 2016 - October 2017 - **Blount Veterinary Clinic** 1123 E Broadway, Maryville, TN 37804 (865) 983-4020 - Full-time Associate Veterinarian Duties included surgery, medicine diagnostics in interpreting radiographs and bloodwork. Additionally providing for the care of hospitalized patients.

July 2007- October 2017 - **Midland Pet Emergency Center** 235 S Calderwood Street, Maryville, 37804 (865) 982-1007 Full-time Emergency Veterinarian until 2016, then worked part-time emergency shifts while working full-time in a day practice. Duties included medicine and surgery, diagnostics and in-hospital care of patients. (recently closed but operated by Dr. Hall from Blount Veterinary Clinic)

EDUCATION

August 2000-May 2004 - **University of Tennessee College of Veterinary Medicine**. 2407 River Drive, Knoxville, TN 37996 (865) 974-8387 - Degree - Doctor of Veterinary Medicine

August 1998 to May Of 2000 - **Kennesaw State University** , 1000 Chastain Road, Kennesaw, Georgia 30144 (470) 578-6000 Degree - Biology Graduated Cum Laude.

Awards- **Outstanding Senior of the year - 2000, Outstanding Biology Student of the year - 2000**
Activities - President Tri-Beta Biology Honor Society 1999-2000

August 1996 - May 1998 - **Collin County Community College** 2200 University Drive, McKinney, TX 75071 (972) 548-6790 - Degree - Associates Degree Graduated with a 4.0

INTERESTS AND ACTIVITIES

Champion Ballroom dancer - 2008-2011

Champion West Coast Swing Dancer 2012-2014

4-5k runs in 2019 and signed up for 2 more in the coming months.

Other interests include spending time with my grandchildren, video games, reading and crocheting and taking care of my rescue dogs.

EXHIBIT 5

**BEFORE THE
VETERINARY MEDICAL BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Statement of Issues
Against:

**AMY LOUISE FRAZE
1124 Wall Street
La Jolla, CA 92037-4531**

Temporary Veterinarian License Applicant,
Respondent.

Case No. 4602018000540

NUNC PRO TUNC ORDER

DECISION AND ORDER

The attached Corrected Stipulated Settlement and Disciplinary Order is hereby adopted by the Veterinary Medical Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall be effective as of July 12, 2018.

It is so ORDERED SEP 07 2018.



FOR THE VETERINARY MEDICAL BOARD
DEPARTMENT OF CONSUMER AFFAIRS

1 XAVIER BECERRA
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 MOLLY E. SELWAY
Deputy Attorney General
4 State Bar No. 234519
600 West Broadway, Suite 1800
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 738-9082
7 Facsimile: (619) 645-2031
Attorneys for Complainant

8
9 **BEFORE THE**
VETERINARY MEDICAL BOARD
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Statement of Issues
12 Against:

Case No. 4602018000540

13 **AMY LOUISE FRAZE**
14 **1124 Wall Street**
La Jolla, CA 92037-4531

CORRECTED STIPULATED
SETTLEMENT AND DISCIPLINARY
ORDER *NUNC PRO TUNC*

15 **Temporary Veterinarian License Applicant,**
16 Respondent.

17
18
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 PARTIES

22 1. Jessica Sieferman (Complainant), in her official capacity as Executive Officer of the
23 Veterinary Medical Board (Board), is represented in this matter by Xavier Becerra, Attorney
24 General of the State of California, by Molly E. Selway, Deputy Attorney General.

25 2. Respondent Amy Louise Frazee (Respondent) is represented in this proceeding by
26 attorney Andrew P. Greenfield, whose address is: 4425 Bayard Street, #128, San Diego, CA
27 92109-4094.

28 ///

1 CULPABILITY

2 10. Respondent admits the truth of each and every charge and allegation in Statement of
3 Issues No. 4602018000540.

4 11. Respondent agrees that her Temporary Veterinarian License is subject to denial and
5 she agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order
6 below.

7 CONTINGENCY

8 12. This stipulation shall be subject to approval by the Board. Respondent understands
9 and agrees that counsel for Complainant and the staff of the Board may communicate directly
10 with the Board regarding this stipulation and settlement, without notice to or participation by
11 Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that
12 she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board
13 considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order,
14 the Corrected Stipulated Settlement and Disciplinary Order shall be of no force or effect, except
15 for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board
16 shall not be disqualified from further action by having considered this matter.

17 13. The parties understand and agree that Portable Document Format (PDF) and facsimile
18 copies of this Corrected Stipulated Settlement and Disciplinary Order, including PDF and
19 facsimile signatures thereto, shall have the same force and effect as the originals.

20 14. This Corrected Stipulated Settlement and Disciplinary Order is intended by the
21 parties to be an integrated writing representing the complete, final, and exclusive embodiment of
22 their agreement. It supersedes any and all prior or contemporaneous agreements, understandings,
23 discussions, negotiations, and commitments (written or oral). This Corrected Stipulated
24 Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or
25 otherwise changed except by a writing executed by an authorized representative of each of the
26 parties.

27 ///

28 ///

1 **3. Cooperation with Probation Surveillance**

2 Respondent shall comply with the Board's probation surveillance program. All costs for
3 probation monitoring shall be borne by Respondent. Probation monitoring costs are set at a rate
4 of \$100 per month for the duration of the probation. Respondent shall notify the Board of any
5 change of name or address or address of record within thirty (30) days of the change. Respondent
6 shall notify the Board immediately in writing if Respondent leaves California to reside or practice
7 in another state. Respondent shall notify the Board immediately upon return to California.

8 **4. No Preceptorships or Supervision of Interns**

9 Respondent shall not supervise a registered intern and shall not perform any of the duties of
10 a preceptor.

11 **5. Notice to Employers**

12 Respondent shall notify all present and prospective employers of the decision in this case
13 and the terms, conditions, and restrictions imposed on Respondent by the decision in this case.
14 Within thirty (30) days of the effective date of this decision and within fifteen (15) days of
15 Respondent undertaking new employment, Respondent shall cause her employer to report to the
16 Board in writing, acknowledging the employer has read the Accusation and decision in this case
17 and understands Respondent's terms and conditions of probation. Relief veterinarians shall notify
18 employers immediately.

19 **6. Notice to Employees**

20 Respondent shall, upon or before the effective date of this decision, post or circulate a
21 notice which actually recites the offenses for which Respondent has been disciplined and the
22 terms and conditions of probation, to all registered veterinary employees, and to any preceptor,
23 intern or extern involved in her veterinary practice. Within fifteen (15) days of the effective date
24 of this decision, Respondent shall cause her employees to report to the Board in writing,
25 acknowledging the employees have read the Accusation and decision in the case and understand
26 Respondent's terms and conditions of probation.

27 **7. Tolling of Probation**

28 If Respondent resides out of state upon or after effective date of the decision, she must

1 comply with the following conditions only: obey all laws, quarterly reports and interviews, tolling
2 of probation, continuing education and cost recovery. If Respondent returns to California, she
3 must comply or be subject to all probationary conditions for the period of probation.

4 Respondent, during probation, shall engage in the practice of veterinary medicine in
5 California for a minimum of 24 hours per week or as determined by the Board. Should
6 Respondent fail to engage in the practice of veterinary medicine in California as set forth above,
7 the time outside of the practice shall not apply to reduction of the probationary terms.

8 **8. Violation of Probation**

9 If Respondent violates probation in any respect, the Board, after giving Respondent notice
10 and the opportunity to be heard, may revoke probation and carry out the disciplinary order that
11 was stayed. If an accusation or petition to revoke probation is filed against Respondent during
12 probation, or if the Attorney General's office has been requested to prepare any disciplinary
13 action against Respondent's license, the Board shall have continuing jurisdiction until the matter
14 is final, and the period of probation shall be extended until the matter is final.

15 **9. Completion of Probation**

16 All costs for probation monitoring shall be borne by Respondent. Failure to pay all costs
17 due shall result in an extension of probation until the matter is resolved and costs paid. Upon
18 successful completion of probation and all payment of all fees due, Respondent's license will be
19 fully restored.

20 **10. Limitation on Practice/Inspections**

21 During probation, Respondent is prohibited from practicing veterinary medicine from a
22 location or mobile veterinary practice which does not have a current premises permit issued by
23 the Board.

24 **11. Supervised Practice**

25 Respondent shall practice only under the supervision of a veterinarian approved by the
26 Board. The supervision directed may be continuous supervision, substantial supervision, partial
27 supervision, or supervision by daily review, as deemed necessary by the Board. All costs
28 involved with practice supervision shall be borne by Respondent.

1 Each supervisor shall have been licensed in California for at least community (5) years and
2 not have ever been subject to any disciplinary action by the Board. The supervisor shall be
3 independent, with no prior business or personal relationship with Respondent and the supervisor
4 shall not be in a familial relationship with or be an employee, partner, or associate of Respondent.

5 Within thirty (30) days of the effective date of the decision, Respondent shall have her
6 supervisor submit a report to the Board in writing stating the supervisor has read the decision in
7 case number 4602018000540. Should Respondent change employment, Respondent shall have
8 her new supervisor, within fifteen (15) days after employment commences, submit a report to the
9 Board in writing stating the supervisor has read the decision in case number 4602018000540.

10 Respondent's supervisor shall, on a basis to be determined by the Board, review and
11 evaluate all or a designated portion of patient records of those patients for whom Respondent
12 provides treatment or consultation during the period of supervised practice. The supervisor shall
13 review these records to assess:

- 14 1) the medical necessity and appropriateness of Respondent's treatment;
- 15 2) Respondent's compliance with community standards of practice in the diagnosis and
16 treatment of animal patients;
- 17 3) Respondent's maintenance of necessary and appropriate treatment;
- 18 4) Respondent's maintenance of necessary and appropriate records and chart entries; and
- 19 5) Respondent's compliance with existing statutes and regulations governing the practice of
20 veterinary medicine.

21 Respondent's supervisor shall file monthly reports with the Board. These reports shall be in
22 a form designated by the Board and shall include a narrative section where the supervisor
23 provides her conclusions and opinions concerning the issues described above and the basis for her
24 conclusions and opinions. Additionally, the supervisor shall maintain and submit with her
25 monthly reports a log designating the patient charts reviewed, the date(s) of service reviewed, and
26 the date upon which the review occurred. If the supervisor terminates or is otherwise no longer
27 available, Respondent shall not practice until a new supervisor has been approved by the Board.

28 If respondent is an employee rather a veterinary hospital owner, the supervisor shall

1 additionally notify the Board of the dates and locations of all employment of respondent, during
2 each month covered by her report.

3 **12. No Ownership**

4 Respondent shall not have any legal or beneficial interest in any business, firm, partnership,
5 or corporation currently or hereinafter licensed or registered by the Board and shall not own any
6 veterinary hospital.

7 **13. No Management or Administration**

8 Respondent shall not manage or be the administrator of any veterinary hospital.

9 **14. Medical Evaluation**

10 As of the effective date of this decision, Respondent shall not engage in the practice of
11 veterinary medicine until notified in writing by the Board of its determination that Respondent is
12 medically fit to practice safely. Prior to the issuance of a license, Respondent must show that the
13 Board approved physician determined that Respondent does not have a substance abuse or
14 alcohol abuse issues and that Respondent is safe to practice veterinary medicine. If recommended
15 by the physician and approved by the Board or its designee, Respondent shall be barred from
16 practicing veterinary medicine until the treating physician recommends, in writing and stating the
17 basis therefore, that Respondent can safely practice veterinary medicine, and the Board approves
18 said recommendation.

19 If Respondent is required by the Board or its designee to undergo medical treatment,
20 Respondent shall, without thirty (30) days of written notice from the Board, submit the name and
21 qualifications of a physician of Respondent's choice to the Board for its prior approval. Upon
22 approval of the treating physician by the Board, Respondent shall undergo and continue medical
23 treatment until further notice from the Board. Respondent shall have the treating physician
24 submit quarterly written reports to the Board. All costs shall be borne by Respondent.

25 **15. Psychological Evaluation**

26 As of the effective date of this decision, Respondent shall not engage in the practice of
27 veterinary medicine until notified in writing by the Board of its determination that Respondent is
28 mentally fit to practice safely. Prior to issuance of a license, Respondent must show that the

1 Board approved psychotherapist (psychiatrist or psychologist) determined that Respondent does
2 not have substance abuse or alcohol abuse issues and that Respondent is safe to practice
3 veterinary medicine. If recommended by the psychotherapist and approved by the Board or its
4 designee, Respondent shall be barred from practicing veterinary medicine until the treating
5 psychotherapist recommends, in writing, and stating the basis therefore, that Respondent can
6 safely practice veterinary medicine, and the Board approves said recommendation.

7 If the psychotherapist recommends and the Board or its designee directs psychotherapeutic
8 treatment, Respondent shall, within thirty (30) days of written notice of the need for
9 psychotherapy, submit the name and qualifications of one or more psychotherapists of
10 Respondent's choice to the Board for its prior approval. Upon approval of the treating
11 psychotherapist by the Board, Respondent shall undergo and continue psychotherapy until further
12 notice from the Board. Respondent shall have the treating psychotherapist submit quarterly
13 written reports to the Board. All costs shall be borne by Respondent.

14 **16. Rehabilitation Efforts – Alcohol or Drug**

15 Within thirty (30) days of the effective date of this decision, Respondent shall submit in
16 writing evidence of her ongoing efforts to maintain sobriety, e.g. AA meeting attendance sheet(s).
17 In the quarterly written reports to the Board, Respondent shall provide documentary evidence of
18 continuing satisfactory of her ongoing efforts. All costs shall be borne by Respondent.

19 **17. Submit to Drug and Alcohol Testing**

20 Respondent shall immediately submit to drug and alcohol testing, at Respondent's cost,
21 upon request by the Board or its designee. There will be no confidentiality in test results; positive
22 test results will be immediately reported to the Board and to Respondent's current employer.

23 **18. Abstain from Controlled Substances**

24 Respondent shall completely abstain from the personal use or possession of controlled
25 substances, as defined in the California Uniform Controlled Substances Act, and dangerous drugs
26 as defined in Section 4022 of the Business and Professions Code, except when lawfully
27 prescribed by a licensed practitioner for a bona fide illness. Respondent shall submit to random
28 drug testing during the period of probation.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

19. Abstention from Alcohol Use

Respondent shall abstain completely from the use of alcoholic beverages.

20. License Surrender While on Probation/Suspension

Following the effective date of this Decision, should Respondent cease to practice veterinary medicine due to retirement or health issues, or be otherwise unable to satisfy the terms and conditions of probation, Respondent may tender her license to practice veterinary medicine to the Board for surrender. The Board or its designee has the discretion to grant the request for surrender or to take any other action it deems appropriate and reasonable. Upon formal acceptance of the license surrender, Respondent will no longer be subject to the terms and conditions of probation. The surrender constitutes a record of discipline and shall become a part of the Respondent’s license history with the Board. Respondent must relinquish her license to the Board within ten (10) days of receiving notification from the Board that the surrender has been accepted.

21. Ethics Training

Respondent shall submit to the Board for its prior approval, an ethics training course for a minimum of eight (8) hours per year, for each year of probation. Upon successful completion of the course, Respondent shall provide proof to the Board. All costs shall be borne by Respondent.


ACCEPTANCE

I have carefully read the above Corrected Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Andrew P. Greenfield. I understand the stipulation and the effect it will have on my Temporary Veterinarian License. I enter into this Corrected Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Veterinary Medical Board.

DATED: _____
AMY LOUISE FRAZE
Respondent

1 I have read and fully discussed with Respondent Amy Louise Frazee the terms and
2 conditions and other matters contained in the above Corrected Stipulated Settlement and
3 Disciplinary Order *Nunc Pro Tunc*. I approve its form and content.

4
5 DATED: 8/1/18


6 ANDREW P. GREENFIELD
7 *Attorney for Respondent*

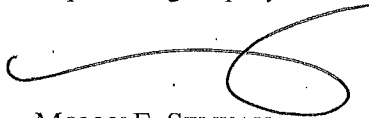
8 ENDORSEMENT

9 The foregoing Corrected Stipulated Settlement and Disciplinary Order *Nunc Pro Tunc* is
10 hereby respectfully submitted for consideration by the Veterinary Medical Board.

11 Dated: 8/2/18

12 Respectfully submitted,

13 XAVIER BECERRA
14 Attorney General of California
15 GREGORY J. SALUTE
16 Supervising Deputy Attorney General


17 MOLLY E. SELWAY
18 Deputy Attorney General
19 *Attorneys for Complainant*

20 SD2018800066
21 71542147.docx

Exhibit A

Statement of Issues No. 4602018000540

1 XAVIER BECERRA
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 MOLLY E. SELWAY
Deputy Attorney General
4 State Bar No. 234519
600 West Broadway, Suite 1800
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 738-9082
7 Facsimile: (619) 645-2031
Attorneys for Complainant

8
9 **BEFORE THE**
VETERINARY MEDICAL BOARD
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Statement of Issues
12 Against:

Case No. 4602018000540

13 **AMY LOUISE FRAZE**

STATEMENT OF ISSUES

14 **Veterinarian License Applicant**

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Annemarie Del Mugnaio (Complainant) brings this Statement of Issues solely in her
20 official capacity as the Executive Officer of the Veterinary Medical Board (Board), Department of
21 Consumer Affairs.

22 2. On or about September 26, 2017, the Board received an electronic "Temporary
23 Veterinary Application – Reciprocity" from Amy Louise Frazee (Respondent). On or about
24 September 26, 2017, Amy Louise Frazee certified under penalty of perjury to the truthfulness of all
25 statements, answers, and representations in the application. The Board denied the application on
26 November 20, 2017.

27 ///

28 ///

1 **JURISDICTIONAL & STATUTORY PROVISIONS**

2 3. This Statement of Issues is brought before the Board under the authority of the
3 following laws. All section references are to the Business and Professions Code (Code) unless
4 otherwise indicated.

5 4. Section 475 of the Code states:

6 (a) Notwithstanding any other provisions of this code, the provisions of this
7 division shall govern the denial of licenses on the grounds of:

8 (1) Knowingly making a false statement of material fact, or knowingly omitting
9 to state a material fact, in an application for a license.

10 (2) Conviction of a crime.

11 (3) Commission of any act involving dishonesty, fraud or deceit with the intent
12 to substantially benefit himself or another, or substantially injure another.

13 (4) Commission of any act which, if done by a licentiate of the business or
14 profession in question, would be grounds for suspension or revocation of license.

15 (b) Notwithstanding any other provisions of this code, the provisions of this
16 division shall govern the suspension and revocation of licenses on grounds specified in
17 paragraphs (1) and (2) of subdivision (a).

18 (c) A license shall not be denied, suspended, or revoked on the grounds of a lack of
19 good moral character or any similar ground relating to an applicant's character,
20 reputation, personality, or habits.

21 5. Section 480 of the Code states:

22 (a) A board may deny a license regulated by this code on the grounds that the
23 applicant has one of the following:

24 (1) Been convicted of a crime. A conviction within the meaning of this section
25 means a plea or verdict of guilty or a conviction following a plea of nolo contendere. Any
26 action that a board is permitted to take following the establishment of a conviction may be
27 taken when the time for appeal has elapsed, or the judgment of conviction has been
28 affirmed on appeal, or when an order granting probation is made suspending the
imposition of sentence, irrespective of a subsequent order under the provisions of Section
1203.4, 1203.4a, or 1203.41 of the Penal Code.

(2) Done any act involving dishonesty, fraud, or deceit with the intent to
substantially benefit himself or herself or another, or substantially injure another.

(3)(A) Done any act that if done by a licentiate of the business or profession in
question, would be grounds for suspension or revocation of license.

(3)(B) The board may deny a license pursuant to this subdivision only if the
crime or act is substantially related to the qualifications, functions, or duties of the
business or profession for which application is made.

1 (b) Notwithstanding any other provision of this code, a person shall not be denied
2 a license solely on the basis that he or she has been convicted of a felony if he or she has
3 obtained a certificate of rehabilitation under Chapter 3.5 (commencing with Section
4 4852.01) of Title 6 of Part 3 of the Penal Code or that he or she has been convicted of a
misdemeanor if he or she has met all applicable requirements of the criteria of
rehabilitation developed by the board to evaluate the rehabilitation of a person when
considering the denial of a license under subdivision (a) of Section 482.

5 (c) Notwithstanding any other provisions of this code, a person shall not be denied
6 a license solely on the basis of a conviction that has been dismissed pursuant to Section
7 1203.4, 1203.4a, or 1203.41 of the Penal Code. An applicant who has a conviction that
has been dismissed pursuant to Section 1203.4, 1203.4a, or 1203.41 of the Penal Code
shall provide proof of the dismissal.

8 (d) A board may deny a license regulated by this code on the ground that the
9 applicant knowingly made a false statement of fact that is required to be revealed in the
application for the license.

10 6. Section 482 of the Code states:

11 Each board under the provisions of this code shall develop criteria to evaluate the
12 rehabilitation of a person when:

13 (a) Considering the denial of a license by the board under Section 480; or

14 (b) Considering suspension or revocation of a license under Section 490.

15 Each board shall take into account all competent evidence of rehabilitation furnished
by the applicant or licensee.

16 7. Section 4883 of the Code states:

17 The board may deny, revoke, or suspend a license or assess a fine as provided in
18 Section 4875 for any of the following:

19 (a) Conviction of a crime substantially related to the qualifications, functions, or
20 duties of veterinary medicine, surgery, or dentistry, in which case the record of the
conviction shall be conclusive evidence.

21 ...
22 (2)(B) The use of any of the dangerous drugs specified in Section 4211, or of
23 alcoholic beverages to the extent, or in any manner as to be dangerous or injurious to a
24 person licensed under this chapter [the Veterinary Medicine Practice Act], or to any other
25 person or to the public, or to the extent that the use impairs the ability of the person so
26 licensed to conduct with safety the practice authorized by the license.

27 ...
28 A plea or verdict of guilty or a conviction following a plea of nolo contendere is
deemed to be a conviction within the meaning of this section. The board may order the
license suspended or revoked or assess a fine, or may decline to issue a license, when the
time for appeal has elapsed or the judgment of conviction has been affirmed on appeal or
when an order granting probation is made suspending imposition of sentence,

1 irrespective of a subsequent order under Section 1203.4 of the Penal Code allowing the
2 person to withdraw his or her plea of guilty and to enter a plea of not guilty, or setting
3 aside the verdict of guilty, or dismissing the accusation, information, or indictment.

4 (l) The revocation, suspension, or other discipline by another state or territory of a
5 license or certificate to practice veterinary medicine in that state or territory.

6 ...
7 (n) Disciplinary action taken by any public agency in any state or territory for any
8 act substantially related to the practice of veterinary medicine. . .

8 8. Section 4885 of the Code states:

9 A plea or verdict of guilty or a conviction following a plea of nolo contendere made
10 to a charge of a felony or of any offense related to the practice of veterinary medicine or
11 the practice of a veterinary technician is deemed to be a conviction within the meaning of
12 this article. The board may order the license or registration to be suspended or revoked,
13 or assess a fine as provided in Section 4883 or may decline to issue a license or
14 registration, when the time for appeal has elapsed, or the judgment of conviction has been
15 affirmed on appeal or when an order granting probation is made suspending the
16 imposition of sentence, irrespective of a subsequent order under the provisions of Section
17 1203.4, 1210.1, or 3063.1 of the Penal Code allowing that person to withdraw his or her
18 plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or
19 dismissing the accusation, information, or indictment.

15 REGULATORY PROVISIONS

16 9. California Code of Regulations, title 16, section 2040 states:

17 For the purposes of denial, suspension, or revocation of a license pursuant to
18 Division 1.5 (commencing with Section 475) of the code, a crime or act shall be
19 considered to be substantially related to the qualifications, functions or duties of a person
20 holding a license under Chapter 11 of Division 2 of the code if to a substantial degree it
21 evidences present or potential unfitness of a person holding a license to perform the
22 functions authorized by his or her license in a manner consistent with the public health,
23 safety or welfare. Such crimes or acts shall include but not be limited to those involving
24 the following:

22 (a) Violating or attempting to violate, directly or indirectly, or assisting in or
23 abetting the violation of, or conspiring to violate any provision or term of Chapter 11,
24 Division 2 of the code.

24 (b) Conviction of a crime involving fiscal dishonesty.

25 10. California Code of Regulations, title 16, section 2041 states:

26 (a) When considering the denial of a license under Section 480 of the code, the
27 board, in evaluating the rehabilitation of the applicant and his or her present eligibility
28 for a license will consider the following criteria:

1 (1) The nature and severity of the act(s) or crime(s) under consideration as grounds
2 for denial.

3 (2) Evidence of any act(s) committed subsequent to the act(s) or crime(s) under
4 consideration as grounds for denial which also could be considered as grounds for denial
5 under Section 480 of the code.

6 (3) The time that has elapsed since commission of the act(s) or crime(s) referred to
7 in subdivision (1) or (2).

8 (4) The extent to which the applicant has complied with any terms of parole,
9 probation, restitution, or any other sanctions lawfully imposed against the applicant.

10 (5) Evidence, if any, of rehabilitation submitted by the applicant.

11 **FIRST CAUSE FOR DENIAL OF APPLICATION**

12 **(July 25, 2016 Criminal Conviction for Driving Under the Influence on March 11, 2016)**

13 11. Respondent's application is subject to denial under sections 480, subdivision (a)(1)
14 and 4883, subdivision (a) of the Code in that she was convicted of a crime that is substantially
15 related to the qualifications, duties, and functions of a veterinarian. The circumstances are as
16 follows:

17 a. On or about July 25, 2016, in a criminal proceeding entitled *People of the*
18 *State of Tennessee vs Amy Louise Frazee*, in Blount County General Sessions Court, docket
19 number CR-13590, Respondent was convicted on her plea of guilty to violating Tennessee Code
20 section 33-10-401, driving under the influence (first offense).

21 b. The facts that led to the conviction are that on the evening of March 11,
22 2016, a deputy with the Blount County (Tennessee) Sheriff's Office was conducting traffic
23 enforcement when he observed Respondent drive through a three-way stop without stopping, and
24 then accelerated rapidly away. When the sheriff caught up with Respondent, she was traveling 63
25 mph in a posted 35 mph zone. After conducting an enforcement stop, the deputy made contact
26 with Respondent and immediately smelled the odor of alcohol. Respondent admitted she had a
27 few drinks a couple of hours earlier. Respondent appeared very disorganized, intoxicated, and she
28 kept fumbling with her papers to find her registration and insurance. Respondent had to be asked
three times to exit her vehicle. Respondent submitted to field sobriety tests which she was unable
to perform as explained and demonstrated by the deputy, and she was arrested for DUI.

1 Respondent was taken to a hospital where she submitted a blood sample, then she was booked and
2 taken to jail. The sample was subsequently analyzed with a blood alcohol content of .187 percent.

3 c. As a result of the conviction, on or about July 25, 2016, Respondent was
4 sentenced to serve 11 months and 29 days in jail, suspended pending successful completion of a
5 DUI school and a Victim Impact Panel session.

6 **SECOND CAUSE FOR DENIAL OF APPLICATION**

7 **(Dangerous Use of Alcohol)**

8 12. Respondent's application is subject to denial under section 4883, subdivision (g)(2)(B)
9 and 480, subdivision (a)(3)(A) of the Code in that on or about March 11, 2016, as described in
10 paragraph 11, above, which is incorporated herein by reference, Respondent used alcoholic
11 beverages to an extent or in a manner that was dangerous and injurious to herself, and to others
12 when she operated a motor vehicle while impaired.

13 **THIRD CAUSE FOR DENIAL OF APPLICATION**

14 **(Out-of-State Disciplinary Action Against Tennessee Veterinarian License)**

15 13. Respondent's application is subject to denial under sections 4883, subdivisions (l)
16 and (n), and 480, subdivision (a)(3)(A) of the Code in that her license to practice veterinary
17 medicine in Tennessee was disciplined by the Tennessee Board of Veterinary Medical Examiners
18 (Tennessee Board). The circumstances are as follows:

19 14. In case number 2007007581, Respondent entered into a Consent Order with the
20 Tennessee Board and stipulated to the following facts:

21 a. On or about June 2004, Respondent performed an improper spay on a canine that
22 resulted in the canine subsequently becoming pregnant. This required a future surgery to remove
23 the left horn and ovary of the canine.

24 b. From on or about September 2005 until at least April 2007, while employed as a
25 veterinarian, Respondent ordered controlled substances for the veterinary hospital in excess of
26 other veterinarians at the facility, and intercepted the delivery of such orders. Respondent ordered
27 controlled substances in the name of her own pets, and took delivered orders to her personal
28 residence. Respondent appropriated the DEA number of another veterinarian for additional orders

1 of controlled substances. Respondent's entries in records of patients demonstrated a pattern of
2 administering dosages of controlled substances that were inappropriate for patients' weights. Lab
3 tests determined that hydromorphone was diluted by Respondent to less than 1% of its
4 concentration.

5 c. Respondent underwent treatment for alcohol abuse in 2005.

6 d. Respondent voluntarily surrendered her DEA certificate on or about May 30, 2007.

7 e. Respondent entered treatment for polysubstance and opiate dependence in April
8 2007, and signed a five-year monitoring contract with the Tennessee Medical Foundation's
9 Physician Health Program in July 2007.

10 15. The stipulated facts were sufficient to establish ground for the discipline of
11 Respondent's license under the Tennessee Code Annotated section 63-12-124 as follows:

12 (a)(1) Willful or repeated violation of any provisions of this chapter or any rules of
13 the board;

14 (a)(4) Fraud, deception, misrepresentation, dishonest or illegal practices in or
connected with the practice of veterinary medicine in any of its branches;

15 (a)(12) Unprofessional or unethical conduct, or engaging in practices in connection
16 with the practice of veterinary medicine that are in violation of the standards of
professional conduct, as defined in this section or prescribed by the rules of the board;

17 (a)(13) Conduct reflecting unfavorably upon the profession of veterinary medicine;

18 (a)(22) Addiction to the habitual use of intoxicating liquors, narcotics or other
19 stimulants to such an extent as to incapacitate the applicant or licensee from the
performance of the applicant's or the licensee's professional obligations and duties.

20 16. Effective April 22, 2009, Respondent's Tennessee veterinary license was placed on
21 probation for a term of four (4) years on terms and conditions that included, but were not limited
22 to, compliance with the monitoring contract with Tennessee Medical Foundation for the duration
23 of her probation. Respondent was prohibited from prescribing, ordering, administering, or
24 handling of any narcotic or controlled substance for the duration of probation, except for
25 emergency treatment which can be administered only in the presence of emergency personnel, and
26 reviewed by another veterinarian within seven days. Respondent was prohibited from reapplying
27 for her DEA certificate until after completion of the disciplinary period. Respondent was also
28 prohibited from owning or operating a solo veterinary practice during the disciplinary period.

1 Respondent was assessed six civil penalties of \$500 each, for a total assessment of \$3,000. After
2 successful compliance with all conditions of her probation, the Tennessee Board restored
3 Respondent's veterinarian license on August 15, 2013.

4 **PRAYER**

5 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
6 and that following the hearing, the Veterinary Medical Board issue a decision:

- 7 1. Denying the application of Amy Louise Frazee for a Veterinarian License;
8 2. Taking such other and further action as deemed necessary and proper.

9
10 DATED: *January 31, 2018*

Annemarie Del Mugnaio
ANNEMARIE DEL MUGNAIO
Executive Officer
Veterinary Medical Board
Department of Consumer Affairs
State of California
Complainant

11
12
13
14
15 SD2018800066
81932642.docx