

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DRL website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

STATE OF WISCONSIN
BEFORE THE VETERINARY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
MATTHEW R. EAGEN, D.V.M.,	:	ORDER 0000673
RESPONDENT.	:	

Division of Enforcement Case # 07VET060

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Matthew R. Eagen, D.V.M.
1247 Floyd Avenue
Roanoke, VA 24015

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Veterinary Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Matthew R. Eagen, D.V.M., ("Respondent"), born on August 22, 1972, was granted a license to practice veterinary medicine in the State of Wisconsin on June 29, 2006, pursuant to license number 5941-50. This license expired on December 14, 2009; however, Respondent retains the right of automatic renewal through December 14, 2014.

2. Respondent's most recent address on file with the Wisconsin Veterinary Examining Board is 16749 Capon Tree Lane, Woodbridge, Virginia 22191. Upon information and belief, Respondent's actual address is 1247 Floyd Avenue, Roanoke, Virginia 24015.

3. On October 24, 2008, the Virginia Board of Veterinary Medicine imposed disciplinary action against Respondent's license to practice veterinary medicine. The factual basis for the discipline involved Respondent's diversion of one vial of Beuthenasia-D Special (Phenobarbital sodium and phenytoin sodium) from his employer, Wisconsin Veterinary Medical Hospital, Madison, Wisconsin, for personal use. Respondent was subsequently diagnosed with a bipolar disorder.

4. The Virginia Board found Respondent to be in violation of 54.1-3807(4), (5) and (6) of the Code and 18 VAC 150-20-140(7). The Order included various terms and conditions on Respondent's license to practice veterinary medicine. These terms and conditions included:

- 1) Continued therapy with present therapist, who shall provide written reports regarding Respondent's mental health status and treatment on a calendar quarterly basis;
- 2) Continued treatment by a psychiatrist for medication management with written reports regarding Respondent's condition on a calendar quarterly basis;
- 3) Providing his employer with a complete copy of his Virginia Order and engaging his employer to provide written reports regarding his work performance on a calendar quarterly basis; and
- 4) Submission of quarterly "Self-Reports" to the Virginia Board regarding his current living and employment status.

CONCLUSIONS OF LAW

1. The Wisconsin Veterinary Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 453.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. Respondent by having disciplinary action taken against his Virginia license to practice veterinary medicine by the Virginia Board of Veterinary Medicine, as set out above, is in violation of Wis. Admin. Code §§ VE 7.06 (6) and (8).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. In the event Respondent wishes to resume the practice of veterinary medicine in the State of Wisconsin at a future date, he shall notify the Board at least 60 days prior to his anticipated resumption date, and request the right to reapply. Respondent shall appear before the Veterinary Examining Board, if requested, and shall satisfy the Board as to his competence to resume practice. Evidence of competence may include, but not be limited to, any testing,

evaluation, assessment or retraining the Board deems appropriate for the protection of the public prior to granting any license. Respondent will also be asked to demonstrate the following:

a) Respondent shall provide proof sufficient to the Board that he has complied with all requirements of the October 24, 2008, Order of the Virginia Board of Veterinary Medicine;

b) Respondent shall provide proof sufficient to the Board that he is capable of safely and competently resuming practice in the State of Wisconsin;

c) In the event the Veterinary Examining Board denies Respondent's request for licensure, Respondent shall be accorded the right to request a denial hearing under the provisions of Wis. Stat. § 227.01(3)(a). In the event the Board grants a limited license, such limitation shall not constitute a denial of a license within the meaning of Wis. Stat. § 227.01(3) (a) and Respondent may not request a hearing on the denial of full licensure or the terms of the limited license.

d) Respondent shall, prior to reapplying for licensure, pay to the Department of Regulation and Licensing the costs of this proceeding in the amount of \$400.00. Payment of costs shall be mailed or delivered to:

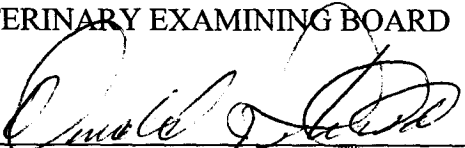
Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935
Telephone: (608) 267-3817
Fax: (608) 266-2264

2. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional limitations or other additional discipline for a violation of any of the terms of this Order. In the event that Respondent fails to timely submit payment of the costs as ordered, Respondent's license (#5941-50) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

3. This Order shall become effective on the date of its signing.

VETERINARY EXAMINING BOARD

By


A Member of the Board


Date