## In the Matter of the Petition for Reinstatement REBECCA LYNN DIAZ

#### VETERINARY MEDICAL BOARD OAH No: 2021030105

### **Attorney General's Exhibits**

ATTORNEY GENERAL'S EXHIBIT NO.	DOCUMENT	MARKED	ADMIT
1	Petition for Reinstatement		
2	Notice of Hearing		
3	License History Certification		
4	Documents in Support of Petition for Reinstatement		
5	Decision and Order, Case No. BV 2015 38, OAH No. 2015110585, Including the Following:  Decision and Order Stipulated Settlement and Disciplinary Order Accusation		
6	Decision and Order, Case No. 46020170000634, OAH No. 2017040301, Including the Following:  > Decision and Order  > Stipulated Surrender of License and Order  > Petition to Revoke Probation		

# EXHIBIT 1

#### **CLEAR FORM**



EUSINESS CONSUMER SER DES AND HOUSING ASEND HIS SECURIENSON CONSENDE DEPARTMENT OF CONSUMER AFFAIRS • VETERINARY MEDICAL BOARD 1747 North Market Blvd., Suite 236, Sacramento, CA 95834-2978 Pt (916) 515-5220 | Toll-Free (866) 229-0170 | www.vmb.ca.gov



## PETITION FOR REINSTATEMENT OR MODIFICATION OF PENALTY

**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]							
Reinstatement of Revoked/Surrendered License or Registration Modification of Probation Termination of Probation							
Modification, yo	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.						
PERSONAL INF	ORMATION	***************************************					
NAME: Rebecca	First	Middle Lynn		Last Diaz			
Other name(s) license	ed under, if any:						
HOME ADDRESS:	Number & Street	THE CONTRACTOR	City	State	Zip		
HOME TELEPHONE	NUMBER	WORK TELEPI	HONE NUMBER	CELL NUMBER	}		
E-mail address:			CA License or Registra		110/01/20		
Are you licensed by an Guam V-40-lapse	y other state(s) or country ed	/(ies) (please include	e license number(s), issu	e date(s), and status	s of license(s)):		
ATTORNEY INFO	PRMATION (If Applicable	le)					
Will you be represent	ed by an attorney?	No	Yes (If "Yes," please pro	ovide the following i	nformation)		
NAMÉ:							
ADDRESS:							
PHONE:							
DISCIPLINARY II	NFORMATION						
incompetence, self us	ation in your "Narrative S e of drugs or alcohol, ex	treme departures f	rom sanitary conditions	, conviction of a cri	gligence or me, etc.)		
Have you ever had your license revoked, suspended, voluntarily surrendered, denied, or placed on Po No Yes							
(If Yes, give a brief ca and discipline ordered	use for administrative ac l (e.g., 5 years probation	ction or license den .)	ial in your "Narrative Sta	atement" section, in	icluding dates		

## VETERINARIAN/REGISTERED TECHNICIAN BACKGROUND Total number of years in veterinary practice: CONTINUING EDUCATION (List continuing education completed since the date of the disciplinary action) Veterinary Information Network (VIN) Monthly subscription June 1996-present. American Association of Feline Practitioners (AAFP) yearly membership 2011-present International Veterinary Seminars-(Caardiology-June 2019-18 CE)(Infetious Fevers-April 2020-5 VIN-(Dentistry-October 2020-6 CE) (Cats and Calcium-December 2020 2 CE)(Nutrition-december 2020 2.5 CE) American Association of Feline Practitioners (San Francisco Conference, November 2019-31 CE) (Virtual Conference Fall 2020 11 CE) Registered this year for North American Veterinry Conference in June. Will also be attending AAFP spring virtual conference. 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: The Cat Clinic, Office Manager employee scheduling, bookkeeping, ordering supplies, office equipment and medical equipment repairs, payroll. EMPLOYMENT HISTORY (list for the past 5 years only) Provide the employer's name, address, phone number, job title and dates of employment; TCC. Office Manager 10/2019-present Humane Society of Coachella Valley, Desert Hot Springs, CA Kim Hardee, Administrative Assistant, April 2019-November 2020 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. Kim Hardee, AA Sponsor, worked through twelve steps 4/2019-present DharmaChakra Buddhist Center-attend meditation and instructional classes, 6/2015-present Yucca Valley Womens Group-Discuss stressors and history, how to overcome obstacles and fit in with society.

Hazelton/Betty Ford Connections Program, 1/2021-present, weekly mentoring, and drug testing

Christal Heineman-meditation and on-line womens group-coping strategies and appropriate reactions. Looked at current and future stressors, coping stratigies for stress. January 2019-June

2020. Continue to maintain relationships with the women that were in this group.

CURRENT COMPLIANCE							
Since the effective date of your last Veterinary Medical Board disciplinary action have you:							
Been placed on criminal probation or parole?					Yes	V	No
2. Been charged in any pending criminal action by	y any state,	local	or federal agency or coul	t?	Yes	~	No
Been convicted of any criminal offense? (A condition of the disregard traffic offenses with a \$100 fine or less than the distribution of the		ludes	a no contest plea;		Yes	~	No
4. Been charged or disciplined by any other veter	inary board	?			Yes	V	No
5. Surrendered your license to any other veterinar	y board?				Yes	V	No
6. Had your licensee manager's premise permit d	isciplined?				Yes	~	No
7. Had any civil malpractice claims filed against y	ou of \$10,0	00 or	more?		Yes	~	No
Become addicted to the use of narcotics or cor	ntrolled sub	stanc	es?		Yes	~	No
Become addicted to or received treatment for the second addicted to or received treatment for the second seco	he use of al	coho!	?		Yes	V	No
10. Been hospitalized for alcohol or drug problems	or for ment	al illne	ess?		Yes	~	No
NOTE: If your answer is "Yes" to any of the a	above que	stions	s, please explain in the	"Nапа	ative S	tatem	ent."
COST RECOVERY	w						
Was cost recovery ordered? Yes ONo	•		is the remaining balance?	13,3	35		
When is payment anticipated? When I can obtain	in enough	func	ds to pay		····	<u>.                                    </u>	
DECLARATION							
February 23	21		Cathedral City		С	7	1
Executed on	20	, at <sub>.</sub>	(01)		<del>,</del>		·
			(City)			(Sta	te)
I declare under penalty of perjury under the correct and that all statements and docume							
Rebecca Diaz			Rebisso &	,	7.	, 2	
Petitioner (print name)			Rebucca X Signatu	re	14.75 (	<del>)</del>	
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.							

# EXHIBIT 2



# 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



February 24, 2021

Rebecca Lynn Diaz 67877 Faja Caballero Cathedral City, CA 92234

RE: HEARING NOTICE OAH Case No. TBD

Petition for Reinstatement of License-Rebecca Lynn Diaz

Dear Dr. Diaz:

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: Friday, April 23, 2021 1:00 PM Pacific Time

**Event address:** 

https://dca-meetings.webex.com/dca-meetings/onstage/g.php?MTID=e5ed16d4415955debd5f24aab36e4eb76

Event number: 187 628 0518 Event password: VMB42321

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 Notice of Hearing Rebecca Lynn Diaz Page 2

**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 <a href="www.vmb.ca.gov">www.vmb.ca.gov</a> to get a copy of the agenda or feel free to contact me at (916)-318-6571.

Sincerely,

## Virginia Gerard

Virginia Gerard Probation Monitor

cc: Karen Denvir, Supervising Deputy Attorney General Office of Administrative Hearings



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DEPARTMENT OF CONSUMER AFFAIRS • VETERINARY MEDICAL BOARD

1747 North Market Blvd., Suite 230, Sacramento, CA 95834-2978

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#### DECLARATION OF SERVICE BY CERTIFIED MAIL

RE: Rebecca Lynn Diaz

LICENSE NO: VET 13706(Surrendered)

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:** 

Rebecca Lynn Diaz 67877 Faja Caballero Cathedral City, CA 92234 7019 2280 0001 8361 5744

Rebecca Lynn Diaz 67877 Faja Caballero Cathedral City, CA 92234 First Class Mail

Said envelope was then, February 25, 2021, 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 February 25, 2021, 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 3



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#### **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 Rebecca Lynn Diaz. 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. 13706**:

Rebecca Lynn Diaz The Cat Clinic 67870 Vista Chino Ste 102 Cathedral City, CA 92234

First Issued: June 22, 1999 Expiration: July 31, 2018

Status: Voluntarily Surrendered

Discipline:

On November 20, 2017, a Stipulated Surrender of License became effective in the matter of the Petition to Revoke Probation filed against Rebecca Lynn Diaz in case 4602017000634 filed on March 20, 2017. The Order accepted the surrender of the veterinary license issued to Dr. Diaz, VET 13706.

On May 1, 2016, a Decision and Order became effective adopting the Stipulated Settlement and Discipline Order in the matter of the Accusation filed against Rebecca Lynn Diaz, case #BV 2015 38 on November 5, 2015. The Order placed Dr. Diaz on probation for four years with terms and conditions.

Given under my hand at Sacramento, California, this 2<sup>nd</sup> day of March, 2021.

Robert Stephanopoulos, Enforcement Manager

# EXHIBIT 4

Rebecca Lynn Diaz

Dear California Veterinary Medical Board Members:

I, Rebecca Diaz, respectfully submit my formal petition for veterinary license reinstatement. I would like to be able to contribute once again as a veterinarian, sharing my years of experience as a mentor and performing volunteer duties with World Vets, the HSI and individual spay/neuter clinics both locally and overseas.

I request consideration for reinstatement because I have maintained my sobriety through the proper guidance of professionals, diligent hard work, and learning life long skills essential to future success. I have completed and will continue to participate in recovery every day. I joined the Hazelton Betty Ford Connections program on January 2nd, 2021 so there will be a record of my continued success and sobriety.

I surrendered my veterinary license due to substance abuse. My actions and dangerous choices could have caused harm to my patients. I let my employees and clients down. I am remorseful for the pain I have caused through the betrayal of trust due to my substance abuse. I sincerely want to rebuild those relationships and regain the trust of employees, clients, and the Veterinary Board Members.

Over the past three years, from the surrender of my license to the present, I have mostly relied on my savings and part time administrative work with The Humane Society of the Desert. I own The Cat Clinic, in Cathedral City, CA. The office was put up for sale, but as there were no offers, a Medical Director has been hired. Under her, I have worked as the administrative manager and purchasing agent.

I will protect against the recurrence of my prior conduct through continued sobriety, associating with sober friends and my AA sponsor Kim Hardee, my enrollment in ongoing substance abuse programs, and my religious faith community. I have a good solid support system that will alert me to any behavioral or stress indicators, along with the foundation of now fully realizing that I can ask for help and receive it.

My plans, if and when, I receive license reinstatement are to work part-time at The Cat Clinic, Cathedral City, CA under the medical director Laurel Cain, volunteer at rescue clinics 1-2 days a week, and as needed, at spay and neuter clinics. I also plan to resume participation in international spay/neuter clinics.

My continuing education includes a membership with the Vet Information Network; (June 1996-present), continuing 10 year membership with the American Association of Feline Practitioners; International Veterinary Seminars (Cardiology June 2019 (18 CE); Infectious Fevers, April 2020 (5 CE); VIN Dentistry, October 2020 (6 CE); Cats and Calcium, December 2020 (2 CE); Nutrition, December 2020 (2.5 CE); American Association of Feline Practitioners (2019, attended in San Francisco, CA (31 CE); and attended AAFP on line 2020 (11 CE).

Thank you, and I appreciate your consideration of my petition. I look forward to starting a new chapter in my life with your approval.

Respectfully submitted, Reducer & Diaz



Print Form Reset Form



## REQUEST FOR LIVE SCAN SERVICE

Applicant Submission	
	License/Registration
ORI (Code assigned by DOJ)	Authorized Applicant Type
Veterinarian	
Type of License/Certification/Permit OR Working Title (Maximum 30 characters	- if assigned by POJ, use exact title assigned)
Contributing Agency Information:	
Agency Authorized to Receive Criminal Record Information	Mail Code (five-digit code assigned by DOJ)
Street Address or P.O. Box	Contact Name (mandatory for all school submissions)
City State ZIP Code	Contact Telephone Number
Applicant Information:	
DIAZ	Repecca Middle Initial Suffix
Last Name	Litativania
Other Name: (AKA or Alias)	
	First Name Suffix
Last Name	
Sex Male Female	Driver's License Number
Date of Birth	Billing
Height Weight Eye Color Hair Color	Number
Height Weight Eye Color Hair Color	(Agency Billing Number) MIsc.
Place of Birth (State or Country) Social Security Number	Number
	(Other Identification Number)
Home	City State ZIP Code
Address Street Address or P.O. Box	1
I have received and read the included Privacy Notice	, Privacy Act Statement, and Applicant's Privacy Rights.
$\circ$ $\circ$ $\circ$	make
Orderca Orlean	
Applicant Signature )	
Your Number:	Level of Service: X DOJ X FBI
OCA Number (Agency Identifying Number)	(If the Level of Service indicates FBI, the fingerprints will be used to check the
	criminal history record information of the FBI.)
If re-submission, list original ATI number:  (Must provide proof of relection)  Original ATI Number	
(Must provide proof of rejection) Original ATI Number	
Employer (Additional response for agencies specified by statute	a);
Employer Name	
	#1. b. Ab. ab. 4.40 W
Street Address or P.O. Box	Telephone Number (optional)
CHV	TIP On the Interior of the Might and a contract by POUG
City	ZIP Code Mail Code (five digit code assigned by DOJ)
	10.20.20
Nome of Charater	Date Oc.
Name of Operator	<i>y</i> .
Transmitting Agency LSID	ATI Number Amount Collected/Billed



To Whom It May Concern:

I am writing this on behalf of Dr Rebecca Diaz, whom I have known for many years. Initially I became acquainted with her through her insightful contributions to discussions between veterinarians on the Veterinary Information Network (VIN), over a dozen years ago. I recognized a practitioner who struggled with the universal practice owner's dilemma, dealing with pets who needed care, but pet owners who wouldn't or couldn't manage that care.

A dozen or so years ago, she moved to the area where I have spent my entire career, the Coachella Valley of Southern California. Ironically, I didn't get to know her well until more recently, but we interacted from time to time over the intervening time. I related to her as a practitioner who clearly cared deeply about providing excellent care to her patients. I was then, and remain, in awe of the lengths to which she has gone to provide care, traveling to foreign countries to provide free sterilization surgeries to local pets, and volunteering locally for projects that provide very low-cost sterilization surgeries as well. All my professional interactions with her have led me to consider her one of the best, most humble and dedicated veterinarians I have ever known.

I did not know her well when she was struggling with addiction, and I don't pretend to be an expert in that field. I am not in a position to verify her sobriety. I do, however, trust her sufficiently that I agreed to act as Managing Licensee for a year during her treatment, enabling her to keep her Cat Clinic afloat long enough to hire an associate to act in this position. I have had no cause to regret that choice.

Over the past several years, we have grown closer as my practice temporarily accepted cat patients that could not be seen at the Cat Clinic, and outside the office enjoying our shared passion for bicycling. We have twice attended AAFP conferences together – the most recent when her license was not active and she not only didn't "need" the CE hours but couldn't even deduct the expenses. She went out of a passion for feline medicine, and with an eye toward one day returning to practice. I believe that day should be as soon as possible.

In short, Dr Diaz remains one of the most dedicated veterinarians I know, even without a license. By that I mean, though she can't practice at the moment she continues to advocate for pets and keeps her knowledge more current than many with unblemished careers. I feel that denying her a license to practice deprives the profession of a significant asset.

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

Sincerely,

Lillian M Roberts, DVM

CA 9673

12-07-2020

#### August 13, 2020



To whom it may concern,

I, Todd C Taylor DVM, have been working as a relief veterinarian with Dr Rebecca Diaz. Dr Diaz works in a non DVM role at The Cat Clinic in Cathedral City. From my understanding, she owns the hospital and has been working hard to keep the hospital open during these trying times. If needed she has been coming in 7 days a week to take care of the pets. Due to the previous infraction, she doesn't have access to the controlled lock box and the keys are always in possession by the attending veterinarian. I haven't seen or had an issue when it came to using controlled drugs for surgery or for pain control. She has never asked for the products and when not in use the products are in the lock box.

From her work ethic to her love of veterinary medicine, I see no reason why she shouldn't have her license back. She has an affinity for the rescue world and is well know among the rescue groups in the area. They will greatly benefit if she is back in a veterinarian role. If there are any questions feel free to contact me.

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

Todd C Taylor, DVM

Lot le Lylan Dun

CA 13182

Laurel S Cain, DVM Veterinary Medical Director The Cat Clinic



September 22, 2020

Veterinary Medical Board Attention: Formal Discipline Unit 1747 N. Market Blvdl, Suite 230 Sacramento, CA. 95834-2978

#### To Whom It May Concern;

I am very pleased to be submitting this letter on behalf of Rebecca Diaz. I have known Rebecca for approximately 4 years. I met Rebecca when I began performing veterinary relief services at her feline only veterinary facility, The Cat Clinic, in Cathedral City, California in October 2016. Over time, I worked more frequently and got to know the staff and the nuances of the clinic in a deeper capacity. Eventually this did include developing awareness and knowledge of the circumstances involving her discipline and California Veterinary Medical License revocation by the Veterinary Medical Board. After the clinic was sold in September of 2018, I no longer worked for the new owner, however, when ownership was returned to Rebecca, she reached out to me in late October of 2019 and we worked out an agreement for me to start relief work again. I did eventually come back to provide veterinary services and now I essentially work at The Cat Clinic full time. Rebecca works most days with me to manage the facility and business while I am the Veterinary Medical Director and closely manage all the veterinary care. I believe that my unique experience and history with Rebecca Diaz gives me extensive knowledge of her past indiscretions, her personal metamorphosis, skill set, and promise as a practicing clinician. I am of the firmest opinion that Rebecca Diaz is the perfect candidate for veterinary license reinstatement, and that her return to veterinary practice would provide our profession with a revitalized, dedicated, knowledgeable, inquisitive, capable, focused, healthy, and valuable practitioner.

When I first started working relief at The Cat Clinic, I worked alone, but over time I did meet Rebecca, and she occasionally made an appearance or worked tandem to me in the clinic. I was not aware of her issue with controlled substances, but, eventually, I was both informed by the staff as well as my experiences with her, of her problem. On multiple occasions, she seemed alternatively frenetic and agitated and later somnolent and lethargic, with intermittent bouts of perfectly normal and focused behavior and mentation. I frequently found used syringes, needles, and needle caps in the doctor's office, the origin of which was not explicable, which was worrisome to me. As an adult child of an alcoholic, I am fairly aware of addictive personality traits, and I was developing a marked concern for Rebecca's behavior. Still a knowledgeable practitioner, Rebecca was unpredicatable, and working at the clinic with her present was not always comfortable for me. Eventually, her license was fully revoked, but, despite staff requests, I could not bring myself to commit to working full time for the clinic, and I opted to pursue more full time and lucrative work at another facility, working only reduced part time at the Cat Clinic. She did sell the clinic in the late summer of 2018, and the new owner took over ownership with a new clinic doctor in the fall of 2018, and I left the practice at that time.

I am not fully aware of all the details of the return of ownership of The Cat Clinic to Rebecca Diaz; but, having moved to the desert full time for health and personal benefits, I occasionally ran into her in public scenarios. I noted that she seemed to be healthier with a more vibrant personality, and I enjoyed the brief contacts. I had been working full time emergency work, but also dealing with developing severe pain and neuropathy ailments associated with extensive cervical intervertebral disc herniations and ruptures that occurred as sequelae to prior head and neck radiation treatments. The emergency work was exacerbating my issues as the work entailed long hours of surgery, computer work, and fatigue. When Rebecca came to me to propose taking over Medical Directorship for the clinic, I was willing to consider working in a less intense environment close to home, as she had assured me that she was no longer abusing any controlled substances. We were able to come to a working agreement, and I did come back to work at The Cat Clinic part time in November of 2019.

Initially, Rebecca did not spend a lot of time at the clinic, and I set in place some firm rules regarding appropriate medical care and, especially, controlled drug utilization and monitoring. I was provided the only access to the control drug lock box and this worked very well. Over time, and with the onset of COVID issues, I have taken on a full time work schedule at The Cat Clinic, and remain the Medical Director. Gradually, as she proved to be the best hospital management personnel; and with some staff changes, Rebecca began to work more frequently with me, and now works with me almost daily. I am thrilled to report that Rebecca has clearly proven to me to have fully rehabilitated her prior substance addiction. She is consistently alert, focused, inquisitive, and goal oriented, all well balanced with a healthy lifestyle and home life. She provides strong financial management skills, and has been open to staffing, acquisition, operational, and organizational changes in our facility that we discuss and implement as a team. I can say with full confidence that Rebecca is not currently, nor has she in the past 11 to 12 months that I have been directly interacting with her, influenced by the use of any medication abuse.

Rebecca Diaz is a pleasure to work with. She grasps minute concepts, provides emotional and professional support as a medical colleague, and has seemingly unlimited compassion for our feline patients and their owners. I am profoundly pleased with the direction in which our clinic is progressing and our plans for the future, and Rebecca is an integral part of both the development of those plans and their implementation. She dedicates long hours without complaint, continues to pursue self education on medical topics, and can integrate successfully with me to arbitrate disputes. Rebecca Diaz has proven to me to have fully rehabilitated her prior controlled substance issues, and that she is fully dedicated to achieving reinstatement of her veterinary medical license for practice. I offer to the Veterinary Medical Board that there likely is no better person than myself to assess her rehabilitation, her resolution, and her capability and value for our profession, and I absolutely and completely support and confidently recommend consideration of her petition for reinstatement.

I will gladly provide further information upon request.

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

Respectfully submitted,

Laurel S Cain, DVM



December 1, 2020

Veterinary Medical Board Secremento, California

To Whom it May Concern:

My name is Kim Maguire Hardee a sober woman of 23 years. I met Rebecca Diaz through the program of recovery and have been her sponsor for over two years.

I have found that Rebecca is energetic, enthusiastic, reliable and takes her sobriety seriously. As well as working with me. Rebecca has dedicated herself to learning Reikl other forms of energy healing, and Buddhist meditation. In addition to her belonging to a focal Buddhist sect she has joined a women's group in Yucca Valley that concentrates on the spiritual aspects of everyday life and the connection to a higher power to guide behavior.

As an employee Rebecca approached her work with diligence. She assisted me with our veterinary hospital that is temporarily closed, providing patient records, negotiating with vendors to close contracts and taking responsibility for maintaining the physical plant. As a volunteer Rebecca coordinates the health care of our animals with The Cat Clinic.

I believe that Rebecca is stable, capable of working safety as a veterinarian, and would be an asset to the animal community of the Coachella Valley. She is truly dedicated to the health and welfare of all the animals that she comes in contact with.

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

Sincerely.

L. Rim Magaine Handre

Kim Maguire Hardee President Coachella Animal Network

> PO Box 1771, Indio, CA 92202 760.848.4284 coachellaanimalnetwork@gmail.com

> > EIN #47-5539523 DLN# 1705306247006

catcitycat@yalloo.com



(760) 777-0095



67870 Vista Chino, Suite 102 Cathedral City, CA, 92234



#### EDUCATION

UNIVERSITY OF CALIFORNIA-DAVIS Davis, CA DVM Veterinary Medicine (Jun 1999)

Awards & Honors

Phi Zeta Geraldine R. Dodge Research Grant

Extracurricular Activities

Feline Medicine Club

SAN FRANCISCO STATE UNIVERSITY San Francisco, CA BA Geography (Jun 1984)

Awards & Honors

Summa cum laude

Extracurricular Activities

Docent - Museum of Natural History

#### ADDITIONAL SKILLS

Soft Tissue Surgery Dental Prophylaxis and Surgery Reiki Master Animal Communicator

# REBECCA

#### **EXPERIENCE**

#### OFFICE MANAGER

The Cat Clinic, Cathedral City, CA / Oct 2019 - Present

- Human resoures hire and supervise veterinary technicians, assistants, and receptionists. Scheduling, payroll and associated administrative tasks.
- Purchasing maintain medical, laboratory and office supplies
- Accounting analyze cash flow, pricing and execute bookkeeping functions
- Veterinary Assistant assist with patients as needed during exam radiological, dental, surgical and laboratory procedures.

#### **VOLUNTEER**

Humane Society of Coachella Valley/Kittyland, North Palm Springs/Desert Hot Springs, CA / Aug 2018 - Present

- Assisted the organization to close out their hospital facilities, close out contracts, provide clients with their medical records, gather mall and correctly distribute, and evaluate staffing patterns and costs should the organization wish to reopen the hospital.
- Assisted the organization to identify adoptable kittens and cats, schedule the necessary medical procedures, helped staff weekend adoption events.
- Serve as liasion between veterinarians and the shelter facility to determine individual medical needs and overall shelter health programs.
- Foster neonatal kittens and assist other foster parents that are experiencing difficulty in keeping their wards healthy.

#### SURGICAL DEMONSTRATION/EDUCATION VOLUNTEER

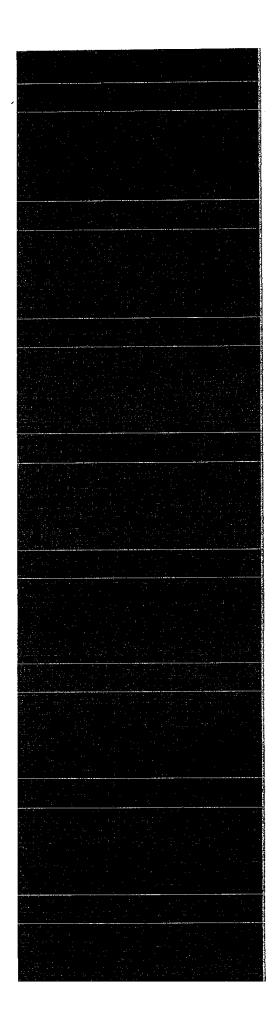
Animals Lebanon, Belrut Dec 2009 - Oct 2018

 Worked with local veterinarians to assist them in becoming comfortable with advanced anesthesia and pain management in pediatric surgeries, along with demonstrating appropriate surgical techniques.

#### **VETERINARIAN**

The Cat Clinic, Cathedral City, Catheral City, CA / Nov 2011 - May 2015

- Examine animals to detect and determine the nature of diseases or injuries.
- Operate diagnostic equipment, such as radiographic or ultrasound



- equipment, and interpret the resulting images.
- Collect body tissue, feces, blood, urine, or other body fluids for examination and analysis.
- Direct the overall operations of animal hospitals
- Treat sick or injured animals by prescribing medication, setting bones, dressing wounds, or performing surgery.
- Advise animal owners regarding sanitary measures, feeding, general care, medical conditions, or treatment options.

#### MEDICAL DIRECTOR

#### Save A Pet, Desert Hot Springs, CA / Jun 2008 - Apr 2010

- Conduct and administer fiscal operations, including accounting, planning budgets, authorizing expenditures, establishing rates for services, and coordinating financial reporting.
- Direct or conduct recruitment, hiring and training of personnel.
- Inspect facilities and recommend building or equipment modifications to ensure emergency readiness and compliance to access, safety, and sanitation regulations.
- Examine animals to detect and determine the nature of diseases or injuries.
- Treat sick or injured animals by prescribing medication, setting bones, dressing wounds, or performing surgery.
- Operate diagnostic equipment, such as radiographic or ultrasound equipment, and interpret the resulting images.

#### **VOLUNTEER MEDICAL DIRECTOR**

#### Humane Society of The United States, Various Aug 2000 - Jul 2009

- Arranged Sterilization Clinics in conjunction with the HSUS.
   Determined timing, location, need for medical equipment, medications, and staffing.
- Clinic locations included Yap, Duroville, Ca., Guam (6 clinics),
   Palau (3 clinics), and Majuro

#### **VARIOUS**

#### Guam Animals In Need, Dededo, Guam / Apr 1990 - Jul 2009

- Established and managed a spay/neuter clinic that provided limited veterinary services to low income residents.
- Served as a member of the Governor's 1999 Rabies Quarantine Task Force to establish guidelines for animal importation.

#### **VOLUTEER SURGEON**

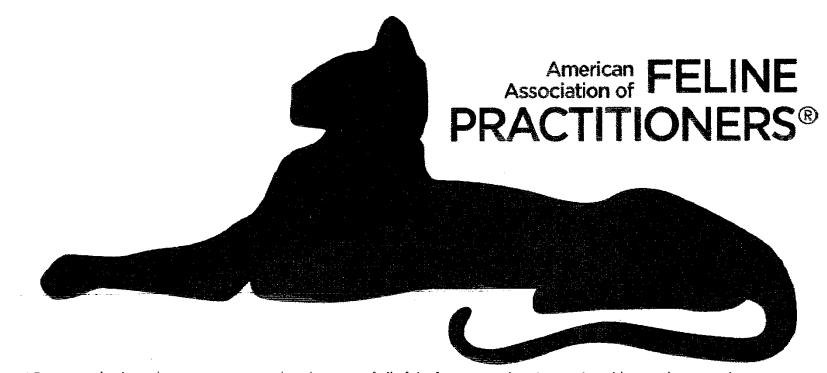
#### World Vets/Spay Panama, Panama City Mar 2007 - Jun 2009

 Performed sterilization surgeries on dogs and cats in the local veterinary facilities, at viliage community centers, and on picnic tables in very remote marshland areas.

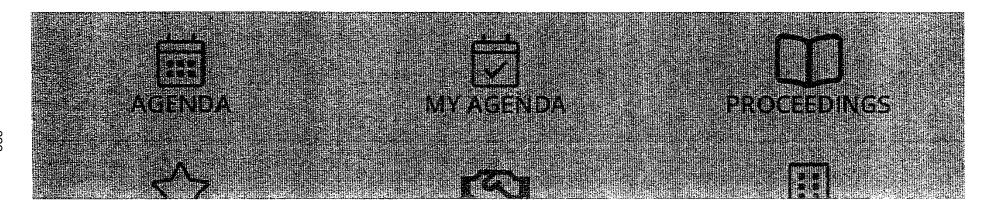
#### **DEMONSTRATION/EDUCATION SURGEON**

#### Humane Society International, San Salvador Mar 2008 - Apr 2008

 Assisted HSI Medical Director to demonstrate spay and neuter surgeries to third year students at the veterinary school.



Welcome! Be sure to log in to the app so you can take advantage of all of the features such as interacting with attendees, creating your own agenda, taking part in the public forums, and more! Check out the FAQ button for app instructions and more conference details.



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Wed

Thu

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Oct 30 2019

Oct 31 2019

Halloween Party Welcome Reception  Continental Ballroom Foyer	<b>5:45 PM</b> 7:45 PM
Combined Track: Why Are Comorbidities the "New" Norm for Cats?  Continential Ballroom 1-6	<b>8:25 AM</b> 9:05 AM
Combined Track: Comorbidities in Retrovirus Infected Cats Continential Ballroom 1-6	<b>9:10 AM</b> 10:00 A
A Track: Managing Feline Endocrine Diseases: Easier Said Than Done Continential Ballroom 1-4	<b>11:10 AM</b> 12:00 PM

A Track: Chronic Enteropathy in Cats With Triaditis: Optimization of Diagnosis & Man... 1:30 PM inential Ballroom 1-4

Lunch & Learn #3: Maintain Muscle Mass While Feeding Feline Renal Therapeutic Di... 12:15 PM

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1:15 PM

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Wed		•	Oct	30	2019
Keeping Calm Under Pressu Continental Ballroom 1-4	re: Hypertension & Comorbidities in Cats			-	<b>0 AM</b> 5 AM
Mind & Body: How Emotions Continental Ballroom 1-4	S Can Impact Feline Health				<b>5 AM</b> 0 AM
Between a Rock & a Hard Pl Continental Ballroom 5-6	ace: Diagnosis & Management of Constipation				5 PM 5 PM
<b>Localizing Feline Dyspnea</b> Continental Ballroom 1-4					8 <b>0 PM</b> 80 PM
Practical Approach to Feline Continental Ballroom 1-4	e Hypotension			_	1 <b>5 PM</b> 35 PM
Acute Pancreatitis:What Do Continental Ballroom 1-4	We Really Know?				8 <b>5 PM</b> 80 PM
Thu		•	Oct	31	2019

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Thu Oct :	3 <b>1</b> 2019
B Track: The Cushingold Diabetic: Recognition, Diagnosis, & Management Continential Ballroom 5-6	2:25 PM 3:15 PM
A Track: Lessons Learned: Diagnosis & Management of Exocrine Pancreatic Disorder  Continential Ballroom 1-4	<b>4:00 PM</b> 4:50 PM
A Track: How Chronic Disease Affects Pain Perception & Management Continential Ballroom 1-4	<b>4:55 PM</b> 5:45 PM
Fri	Nov 1 2019
Oral Abstract Session 1: Pharmacokinetics of Single Dose Gabapentin for Stress Reli  Continental Ballroom 1-4	<b>8:00 AM</b> 8:20 AM
Oral Abstract Session 2: Keep the Cat: A Novel Solution for Managing Cat Allergens Continental Ballroom 5-6	<b>8:00 AM</b> 8:20 AM
A Track: CKD & Chronic Enteropathy: Clinical Implications of Gut-Renal Syndrome	<b>8:30 AM</b> 9:20 AM
A Track: Cardio-Renal Syndrome	9:25 AM

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Fri

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Nov 1 2019

A Track: Hyperthyroidism & CKD: Now What?

11:00 AM

Continental Baliroom 1-4

11:50 AM

A Track: The Role of Coinfections In Select Feline Clinical Disease Syndromes

11:55 AM

Continential Ballroom 1-4

12:55 PM

Lunch & Learn #1: Weight Loss in CKD: Is it the Protein or the Calories?

1:00 PM

Imperial Ballroom A

2:00 PM

B Track: Layers of Complexity: The Feline Imperative for Integrating Pharma & Non-P...

2:10 PM

Continental Ballroom 5-6

3:00 PM

A Track: Feeding Outside the Box: Nutritional Triage to Manage Comorbidities

3:05 PM

Continental Ballroom 1-4

3:55 PM

Sat

Nov 2 2019

An Evening at the Exploratorium Offsite Event

6:30 PM

10:30 PM

A Track: Refining Diagnostic Skills in the Aging Cat: The Sense of Touch

8:30 AM

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Sat

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Nov 2 2019

An Evening at the Exploratorium Offsite Event

6:30 PM

10:30 PM

A Track: Refining Diagnostic Skills in the Aging Cat: The Sense of Touch

8:30 AM

Continental Ballroom 1-4

9:20 AM

A Track: Tools for Treating OA Pain in Cats Including Concurrent Renal or Cardiac Dis... 9:25 AM

Continental Ballroom 1-4

10:15 AM

A Track: Feline Anesthesia: HCM & Other Diseases

10:45 AM

Continental Ballroom 1-4

11:35 AM

A Track: Managing Skin Disease in Cats When Corticosteroids Are Contraindicated

11:40 AM

Continental Ballroom 1-4

12:30 PM

A Track: Skin Manifestations of Underlying Systemic Disease

1:45 PM

Continental Ballroom 1-4

2:35 PM

ack: Optimal Feline Hydration

2:40 PM

Continental Ballroom 1-4

3:30 PM

027



American Association of Feline Practitioners 750 Rt. 202, Suite 200 Bridgewater, NJ 08807 Phone (800) 874-0498, Fax (908) 292-1188 info@catvets.com

#### RECORD OF PARTICIPATION IN CONTINUING EDUCATION PROGRAM

Retain This Sheet For Your Records

Milenues Ivanie. Repecta Diaz, DVIVI

#### RACE Approval for American Association of Feline Practitioners 2020 Annual Conference

This program 249-44275 is approved by the AAVSB RACE to offer a total of 65.00 CE Credits being available to any one veterinarian: and/or 65.00 Veterinary Technician CE Credits. This RACE approval is for the subject matter categories of: Category: 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" or "endorse" or "certify" any program or person, nor does RACE approval validate the content of the program.

Additional Approvat: Approvation of the control of

Heather O'S

I hereby certify that the above named Individual is registered as a participant at the AAFP 2020 Virtual Annual Conference, themed Feline Head & Neck: Diseases, Disorders, & More, held virtually October 3 through December 31, 2020.

Signed:

Heather O'Steen, AAFP Chief Executive Officer (CEO)

#### At the AAFP 2020 Annual Conference, I attended the following programs:

ÇE	Title of Seminar Session	Delivery Mathod	Category	Date Completed
1	A Transformational Nutritional Approach to Managing Cat Allergen Fel d1	On Demand	Medical	10/03/2020
1	Update on Diabetes McIlitus in Cats	On Demand no	Medical	12/03/2020
1	Maximizing Regional Anesthetic & Pain Management for Dentistry & Oral Surgery Patients	On Demand	Medical	12/02/2020
1	Placement & Maintenance of Nasogastric Fooding Tubes in Cats	Live and On Demand	Medical	10/03/2020
1	Feline Grimace Scale for Acute Pain Assessment	Live and On Demand	Medical	11/28/2020
1	Painful Conditions of the Head	On Demand	Medical	12/02/2020
1	Respiratory Emergencies: Triaging the Feline Patient	On Demand	Medical	12/06/2020
1	Felino Oral Squamcus Cell Carolnoma; Recent Advances	On Demand	Medical	10/03/2020
1	Pouncing on Pain: Managing Feline Osteoarthritis Cases	On Demand	Medical	10/04/2020
4	Is the Kitty Crazy? Feline Hyperthyroldism	On Demand	Medical	10/04/2020
t	Otio Polyp: Etiology, Presentations, & Treatments	On Demand	Medical	10/04/2020

**Total Conference CE: 11.0** 

Name Rehects Dist DVM

I attest that I attended the above number of CE sessions, totaling 1	11.0 hours at the American Association of Feline Practitioners 2020 Annual
Conference held virtually October 3 through December 31, 2020.	·

Signature Kulgrana X Buez

Date



## CERTIFICATE OF ATTENDANCE

#### Dr. Rebecca Diaz

has successfully completed

#### MULT310-2020 Cats and Calcium Non-Interactive

RACE Course # 22-43321 August 06 2020 - December 31 2020

Instructed by:

Audrey K Cook, BVM&cS, MSc Vet Ed, MRCVS, Dip ACVIM, ECVIM, ABVP (Feline)

Presented by: VETERINARY INFORMATION NETWORK
RACE Provider #22
777 West Covell Blvd. • Davis, CA 95616 • 800.700.4636 • CEonVIN@vin.com

States of Licensure: CA(13706); GU(V-40)

Additional licensure

Member signature\_\_

This program has been approved for 2 hours of non-interactive continuing education credit in a medical subject manner in jurisdictions that recognize RACE approval.

Authorized by:

Paul David Pion, DVM, DACVIM (Cardiology)
President/CEO VIN, Inc.



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#### CERTIFICATE OF ATTENDANCE

#### Dr. Rebecca Diaz

has successfully completed

#### DENT109-0920 Veterinary Dentistry for the General Practitioner Module 1

RACE Course # 22-43201 September 21 2020 - October 29 2020

Instructed by:

Steve Holmstrom, DVM, Dipl. AVDC

Presented by: VETERINARY INFORMATION NETWORK
RACE Provider #22
777 West Covell Blvd. \* Davis, CA 95616 \* 800.700.4636 \* CEonVIN@vin.com

States of Licensure: CA(13706); GU(V-40)

Additional licensure

Member signature\_

This program has been approved for 6 hours of interactive continuing education credit in a médical subject manner in jurisdictions that recognize RACE approval.

Authorized by:

Paul David Pion, DVM, DACVIM (Cardiology) President/CEO VIN, Inc.

## International Veterinary Seminars

certifies completion

of 5 hours of Continuing Education in

# Update on select infectious causes of fever in dogs and cats

April 25, 2020

Director\_

Joy D. Olsen, DVI

AAVSBRACE Approved Course

#### Course details:

Topic: Update on select infectious causes of fever in dogs and cats

Cal egory: Classroom - Medical/Surgical

Venue: Live webinar

C.E.: Maximum: 5 continuing education conta x hours

Presented by: Dougald R. Gilmore B V.Sc., DACVS

International Veterinary Seminars

210 Carbonera Drive Santa Cruz, CA 95060

Amarican Association of Veterinary State Boards RACE approved provider #13.

Course participant state and license numbers:

Course participant signature (when required):

Attendance records a /ailable: contact I'/S at 1-800-487-5650

"This program 13-3878!) is approved by the AAVSB RACE to differ a total of 5.00 (E Credits (5.00 max) being available to any one veterinarian; and/or 5.0) Veterinary Technician CE Credits (5.00 max). This RACE approval is for the subject matter cate porie(s) of:

Cate gory One: Scientific: using the delivery method(s) of: Sen inar/Lecture. This approval is valid in jurisdictions which recognize AAVSB RACE; however; participants are responsible for ascertaining each board to CE requirements. RACE does not "accredit" or "encorse" or "certify" any program or person, nor does RACE approval validate the content of the program?

## **International Veterinary Seminars**

certifies that

## Dr. Rebecca Diaz

has completed 18 hours of Continuing Education in

# Managing common cardiac problems in practice today

July 19 - 29, 2019

Director\_

Joy D. Olsen, DVM AAVSB RACE Approved Course

#### Course details:

Managing common medical problems in practice Tor ic:

Classroom - Medical/S argical Cat agory:

**Galapagos Yacht tour** Venue:

Maximum: 18 continuing education contact hours C.E:

Presented by: Dougaid R. Gilmore E.V.Sc., DACVS

International Veterinan Seminars 210 Carbonera Drive

Santa Cruz, CA 95060

American Association of Veterinary State Boards RACE approved previder #13.

Course participant state and license numbers:

Course participant signature (when required):

Attendance records available: contact VS at 1-800-487-5650

"This program 13-37326 is approved by the AAVSB RACE to offer a total of 18.00 CE Credits (18.00 max) being available to any one vete inarian; and/or 18.00 Veterinary Tect nician CE Credits ( 8.00 max). This R/ CE approval is for he subject matter categorie(s) Of:

Cate gory One: Scientific using the delive y method(s) of: Seminar/Lecture. This approval is valid in unisdictions which necessarily AAVSB RACE; however, participants are responsible for ascertaining each board's CE requirements. RACE does not "accredit" or "encloree" or "certify" any program or person, nor does RACE approval validate the content of the program"



## American Association of Feline Practitioners Veterinary professionals passionate about the care of cats

## My Profile

To update your na	me please contact	•	
Prefix			
Prefix	<b>†</b>		
Rebecca			
Lynn		United States	•
Diaz		Is this your prim	nary address?
Suffix			
Suffix	<b>\$</b>		
DVM		Cathedral City	
The Cat Clinic, Ca	athedral C	California	92234
Feline Only	÷	United States	<b>\$</b>



#### CERTIFICATE OF ATTENDANCE

#### Dr. Rebecca Diaz

has successfully completed

#### NUTR110-2020 Canine and Feline Nutritional Tools Non-Interactive

RACE Course # 22-42306

June 10 2020 - December 31 2020

Instructed by:
Catherine Lenox, DVM, Diplomate ACVN

Presented by: VETERINARY INFORMATION NETWORK
RACE Provider #22
777 West Covell Blvd. \* Davis, CA 95616 \* 800.700.4636 \* CEonVIN@vin.com

States of Licensure: CA(13706); GU(V-40)

Additional licensure\_

Member signature

This program has been approved for 2.5 hours of non-interactive continuing education credit in a medical subject manner in jurisdictions that recognize RACE approval.

Authorized by:

Paul David Pion, DVM, DACVIM (Cardiology)
President/CEO VIN, Inc.

## **Jenerate Member Statement**

For: Re

Rebecca Diaz

Start Date:

1/2/2002

End Date:

12/31/2020

Gol

Send Email to c\*\*\*\*\*\*@y\*\*\*\*.com

Dr. Rebecca Diaz
The Purrfect Cat Cil

USA
VIN Member Number

This is your statement for VIN services from 1/2/2002 to 12/31/2020 .

Detail				
DATE	DESCRIPTION	TYPE	NUMBER	AMOUNT
12/22/2020	Membership - Monthly	American Express	1005	65.00
12/21/2020	Opioid 411 (1 CE Hour) Self-Study Member	American Express	1005	23.00
11/23/2020	Membership - Monthly	American Express	1005	65.00
10/22/2020	Membership - Monthly	American Express	1005	65.00
,	Veterinary Dentistry for the General Practitioner Module 1 Member	MasterCard		138.00
09/24/2020	Canine and Feline Nutritional Tools Non- Interactive Member			58.00
09/24/2020	Cats and Calcium Non-Interactive Member	MasterCard	0172	46.00
09/22/2020	Membership - Monthly	American Express	1005	65.00
08/24/2020	Membership - Monthly	American Express	1005	65.00
07/22/2020	Membership - Monthly	American Express	1005	65,00
06/23/2020	Membership - Monthly	American Express	1005	65.00
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04/22/2020	) Membership - Monthly	American Express	1005	65.00
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	04/09/2018 Evidence-Based Approach to Blocked Cats in the ER Member	American Express	1005	46.00
	04/09/2018 Evidence-Based Approach to Blocked Cats in the ER Discount	American Express	1005	-05.00
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	03/26/2018 Membership - Monthly	American	1005	64.00
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	08/24/2016	Membership - Monthly	American Express	4001	61.00
	08/11/2016	Topics in Feline Medicine Member	American Express	4001	252.00
	07/26/2016	Membership - Monthly	American Express	4001	61.00
		IVAPM Pain Management Core Review	American Express	4001	<b>ጓጓ</b> ሉ በበ
	07/05/2016	What matters in the end: Geriatric Medicine, Euthanasia and Compassion Fatigue Member	American Express	4001	84.00
		Membership - Monthly	American Express	4001	61,00
	05/24/2016	Membership - Monthly	American Express	4001	61.00
	05/05/2016	Brilliant Sanity: How Mindfulness Meditation Can Help Make You More Effective and Happler Member	No Charge	. ***	00,00
	05/04/2016	Exceptional Care for Cats - Improving the Experience for the Patient, the Clier & the Clinical Member	American nt Express	4001	95.00
	05/04/2016	Pharmaceutical Regulatory Review 2018	5 American Express	4001	84,00
	05/04/2016	Exceptional Care for Cats - Improving the Experience for the Patient, the Clier & the Clinical Discount	American	4001	-09.00

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06	/25/2015 Membership - Monthly	American Express	4001	61.00
06	/25/2015 Membership - Monthly	American Express	4001	-81,27
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. 1	0/02/2014 Membership - Monthly	American Express	4001	61.00
o	9/03/2014 Membership - Monthly	American Express	4001	61.00
C	9/02/2014 Advanced Topics in Feline Medicine Member	Americar Express	5008	378.00
C	99/02/2014 Advanced Topics in Feline Medicine	Americar	5008	-189.00
	uiscount 08/05/2014 Membership - Monthly	Americar Express	4001	61.00
	07/07/2014 Membership - Monthly	Americal	n4001	61.00
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04/16/2014 Cancer and the Immune System Discount	American Express	5008	-08.00
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03/04/2014 Membership - Monthly	American Express	,4001	61.00
02/04/2014 Membership - Monthly	American Express	4001	61.00
01/03/2014 Membership - Monthly	American Express	4001	61.00
12/03/2013 Membership - Monthly	American	4001	61.00
11/05/2013 Membership - Monthly	American Express	4001	61.00
10/03/2013 Membership - Monthly	American Express	4001	61.00
09/04/2013 Membership - Monthly	American Express	4001	61.00
08/05/2013 Membership - Monthly	American	4001	61,00
07/05/2013 Membership - Monthly	American Express	4001	61.00
06/04/2013 Membership - Monthly	American Express	4001	61.00
05/30/2013 Advanced Topics in Feline Medicine Member	American Express	4001	400,00
05/30/2013 IVAPM Pain Management Core Review Member	American Express	4001	320.00
05/30/2013 Advanced Topics in Feline Medicine Discount	American Express	4001	-40,00
05/06/2013 Membership - Monthly	American Express	4001	58.00
04/04/2013 Membership - Monthly	American Express	4001	58.00
03/05/2013 Membership - Monthly	American Express	4001	58.00
02/04/2013 Membership - Monthly	American Express	<del>;</del> !	58.00
01/24/2013 AVNT-Nutrition Series: Feline Obesity	American Express	4001	30.00
01/24/2013 AVNT-Nutrition Series: Feline Obesity Discount	American Express	:	-03.00
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Anesthesia Module 2 01/22/2013 Fundamentals of Small Animal	American	4001	-18.00
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11/06/2007	What Makes Cats Tick? Feline Internal Medicine Module 5 Member	American Express	2005	185.00
06/04/2007	What Makes Cats Tick? Feline Internal Medicine Module 3 Member	American Express	1021	185.00
06/04/2007	What Makes Cats Tick? Feline Internal Medicine Module 3 Discount	American Express	1021	-18.00
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• •	What Makes Cats Tick? Feline Internal Medicine Module 2 Member	American Express	2005	148.00
	What Makes Cats Tick? Feline Internal Medicine Module 2 Discount	American Express	2005	-15,00
06/30/2006	Membership - Yearly	American Express	2005	599.00
00/00/2000	risultinal attip makai attaskat miaadatti	Express	114W44W	30.00
, ,	Current Thought Diagnosis & Treatment of Hypothyroldism Member	No Charge	114	00.00
03/23/2006	1 - The Veterinary Receptionist's Handbook-McClister, Midgley, Advanstar (Order #12107)	American Express	1003	35.96
03/23/2006	Shipping (Order #12107)	American	1003	06,00
09/21/2005	Veterinary Cytology & Fluid Analysis: What Can You Learn From a Smear of Schmutz Member	American Express	2005	204.00
09/21/2005	Feline House Soiling Member	American Express	2005	68.00
07/01/2005	Membership - Yearly	American Express	2005	528,00
U//UI/ZUUD	Membership Autorenewal Discount	American Express	2005	-1Z.UU
04/05/2005	Bacteriuria: If Your Cocci Are Crud, Are Your Rods Real? Member	No Charge	***	00.00
	The Control of Disease Transmission in Animal Shelters Member	American Express	,2005	160.00
09/02/2004	1 - Shelter Medicine for Veterinarians and Staff, 2nd Edition, Miller,	American Express	2005	67.49
09/02/2004	1 - Behavlor Problems of the Dog and Cat, 3rd Edition, Landsberg, Hunthausen, Ackerman, 2013 (Order #6224)	American Express	2005	62.96
06/30/2004	Membership - Yearly	American Express	2005	528.00
06/30/2004	Membership Autorenewai Discount	American	2005	-12.00
01/28/2004	Too Hot To Trot: Fevers Of Unknown Origin Member	American Express	1003	48.00
09/08/2003	Exotic and Emerging Animal Diseases: Remembering the Zebras Member	American Express	2005	96.00
07/01/2003	Membership - Yearly	American Express	2005	499.00
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04/08/2003	3 Organ System & ABVP Core Exam Review Module A Member	American Express	2005	256.00

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01/08/2002 Glardia: A GI Parasite with Many Faces	No Charge	***	00,00
01/11/2002 How Does Your Garden Kill? Member	American Express	2005	45.00
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What's the FUSs about FLUTD? Member	Express American	2005	g1 nn
02/18/2002 Feline Lower Urinary Tract Disease -	American	2005	120.00
02/18/2002 Fluids and Electrolytes - Saving Lives by Knowing More Member	American Express	2005	1.62,00
04/25/2002 Document Delivery	American Express	2005	16.50
07/01/2002 Membership Autorenewal Discount	American Express	2005	-10,00
07/01/2002 Membership - Yearly	American Express	2005	499.00
09/11/2002 Document Delivery	American Express	2005	16.50
11/05/2002 What's New Pussycat? Feline Medicine Update Module 1 Member	American Express	2005	135.00
11/08/2002 Document Delivery	American	2005	11,50
Update Module 2 Member	Express		11.70
12/20/2002 What's New Pussycat? Feline Medicine	American	5013	144.00

#### Summarv

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Phone: 1-800-700-4636 or 1-530-756-4881
Fax: 1-530-756-6035

Thank you for using VIN! For Veterinarians By Veterinarians



15251 Pleasant Valley RD PO Box 11

Center City, MN 55012-0011

Patient:

DIAZ, REBECCA LYNN

MRN: FIN:

DOB/Gender:

IAZ, REBECCA LYNN

Female

Admit:

12/30/2020

Disch:

Location: (

CC Connection

## **Connection Monthly Summary**

Connection Monthly Summary Entered On: 2/4/2021 3:52 PM CST Performed On: 2/4/2021 3:37 PM CST by Lowe MA, LADC, Heather

Contacts and Reported Abstinence

Call Schedule this reporting period: Weekly Number of calls scheduled this period: 7

Calls made as scheduled: Yes
Number of calls missed this period: 0

Call Schedule for next reporting period: Weekly

Does partipant report abstinence: Yes

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Alcohol/Drug Screen

Alcohol/Drug screen schedule this period: Month 1-6 Schedule

Nbr of alcohol/drug screens scheduled: 1
Nbr of alcohol/drug screens completed: 1
Nbr of missed alcohol/drug screens: 0
Nbr of positive alcohol/drug screens: 0
Nbr of negative alcohol/drug screens: 1
Nbr of inconclusive alcohol/drug screens: 0

Alc/Drug screen schedule for next period: Month 1-6 Schedule

Alcohol/Drug screen comments: Rebecca is doing PROOF saliva testing through Recovery Trek.

She has been dilegent about checking into the portal each day.

She completed one test this reporting period on 1/14. Results were negative. Drug Screen Results Connection 30 Days: Connection Drug Screen Results

Date Specimen Scheduled (Connection): 01/14/21 (01/14/21)
Date Specimen Collected (Connection): 01/14/21 (01/14/21)

Alcohol Drug Screen: Negative (01/14/21)
Amphetamines Drug Screen: Negative (01/14/21)
Barbituates Drug Screen: Negative (01/14/21)

Benzodiazepine Drug Screen-Connection: Negative (01/14/21)

Buprenorphine Drug Screen: Negative (01/14/21)
Cocaine Drug Screen: Negative (01/14/21)
Marijuana Drug Screen: Negative (01/14/21)
Methadone Drug Screen: Negative (01/14/21)
Opiates Drug Screen: Negative (01/14/21)
PCP Drug Screen: Negative (01/14/21)

Propoxyphene Drug Screen: Negative (01/14/21) EtG/EtS Drug Screen: Negative (01/14/21) Other Drug Screen: Negative (01/14/21)

Report Request ID: 5116207

Page 1 of 3

Print Date/Time: 2/10/2021 07:53 CST

Confidential



15251 Pleasant Valley RD PO Box 11

Center City, MN 55012-0011

Patient:

FIN:

DIAZ, REBECCA LYNN MRN:

Admit:

12/30/2020

Disch:

DOB/Gender:

Female

Location: CC Connection

## Connection Monthly Summary

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

12 Step Participation

Does the participant have a Sponsor: Yes

Times participant contacted sponsor: Almost daily

Is participant working on 12 Step: No

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Continuing Care Plan

Level of Care Participating In: Other: Connection Program

Attending all programming as scheduled: Yes

Completed recommended program(s): Still attending Fitness/Exercise/Leisure: Rebecca is very active.

She enjoys bike riding and walking.

She is an avid reader

Rebecca also enjoys meditation and yoga and belongs to a local Buddist center.

Employment/Education/Financial: Rebecca is employed.

She owns a vet clinic for cats.

She is working on getting her vet license back.

She is also taking cat training classes at an animal behavior college.

Medical/Dental: Up to date.

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Housing

The participant currently lives: At home with spouse/significant other

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Contact with Family and Friends

Contact with primary collateral(s): Never

If contact/involvement, describe: Rebecca does not have release of information to talk to anyone else at this time.

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Overall Progress in Recovery

Overall progress in recovery: Excellent

Adherence to Participant Agreement: In adherence

Recommendations for next period: Continue program with no modifications

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Additional Information

Additional information/observations: Rebecca attended residential and day treatment programs through the Betty Ford

Center and discharged in 2016.

She has been sober since the summer of 2017.

She enrolled in 3 months of the Connection program including weekly coaching calls and random urine drug screens in hopes to stay connected, for accountability, and as she works towards getting her vet license back.

She gave up her license 3.5 years ago and is feeling more stable now.

She owns her own vet clinic for cats and is currenlty working there doing payroll and bookeeping.

Rebecca has completed one month of Connection services and has engaged in weekly coaching calls. She continues to

Report Request ID: 5116207

Page 2 of 3

Print Date/Time: 2/10/2021 07:53 CST

Confidential

NOTE: 42 CFR part 2 prohibits unauthorized disclosure of these records.

045



15251 Pleasant Valley RD PO Box 11

Center City, MN 55012-0011

Patient:

DIAZ, REBECCA LYNN

MRN:

FIN: DOB/Gender:

DIAZ, REBECCA LYN

Admit:

12/30/2020

Disch:

ender: Female

Location:

CC Connection

### **Connection Monthly Summary**

practice good self-care, set goals for herself, and complete testing for the program. She continues to work on how to be her genuine self and not worry so much about what others think.

Rebecca has utilized Connection services as intended this reporting period.

Lowe MA, LADC, Heather - 2/4/2021 3:37 PM CST

Report Request ID: 5116207

Page 3 of 3

Print Date/Time: 2/10/2021 07:53 CST

Confidential



15251 Pleasant Valley RD PO Box 11

Center City, MN 55012-0011

Patient:

MRN:

FIN: DOB/Gender: DIAZ, REBECCA LYNN

Admit:

12/30/2020

Disch:

Female

Location:

CC Connection

### Connection Monthly Summary

Connection Monthly Summary Entered On: 3/1/2021 1:40 PM CST Performed On: 3/1/2021 1:32 PM CST by Lowe MA, LADC, Heather

Contacts and Reported Abstinence

Call Schedule this reporting period: Weekly Number of calls scheduled this period: 3

Calls made as scheduled: Yes Number of calls missed this period: 0

Call Schedule for next reporting period: Weekly

Does partipant report abstinence: Yes

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

Alcohol/Drug Screen

Alcohol/Drug screen schedule this period: Month 1-6 Schedule

Nbr of alcohol/drug screens scheduled: 1 Nbr of alcohol/drug screens completed: 1 Nbr of missed alcohol/drug screens: 0 Nbr of positive alcohol/drug screens: 0 Nbr of negative alcohol/drug screens: 1 Nbr of inconclusive alcohol/drug screens: 0

Alc/Drug screen schedule for next period: Month 1-6 Schedule

Alcohol/Drug screen comments: Rebecca is doing PROOF saliva testing through Recovery Trek.

She has been dilegent about checking into the portal each day.

She completed one test this reporting period on 2/9/2021. Results were negative. Drug Screen Results Connection 30 Days: Connection Drug Screen Results

Date Specimen Scheduled (Connection): 02/09/21 (02/09/21) Date Specimen Collected (Connection): 02/09/21 (02/09/21)

Alcohol Drug Screen: Negative (02/09/21) Amphetamines Drug Screen: Negative (02/09/21) Barbituates Drug Screen: Negative (02/09/21)

Benzodiazepine Drug Screen-Connection: Negative (02/09/21)

Buprenorphine Drug Screen: Negative (02/09/21) Cocaine Drug Screen: Negative (02/09/21) Marijuana Drug Screen: Negative (02/09/21) Methadone Drug Screen: Negative (02/09/21) Opiates Drug Screen: Negative (02/09/21) PCP Drug Screen: Negative (02/09/21)

Propoxyphene Drug Screen: Negative (02/09/21) EtG/EtS Drug Screen: Negative (02/09/21) Other Drug Screen: Negative (02/09/21)

Report Request ID: 5157163

Page 1 of 3

Print Date/Time: 3/10/2021 07:53 CST

Confidential



15251 Pleasant Valley RD PO Box 11

Center City, MN 55012-0011

Patient:

MRN:

FIN: DOB/Gender: DIAZ, REBECCA LYNN

Admit:

12/30/2020

Disch:

Location: CC Connection

## Connection Monthly Summary

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

12 Step Participation

Does the participant have a Sponsor: Yes

Times participant contacted sponsor: Almost daily

Is participant working on 12 Step: No

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

Continuing Care Plan

Level of Care Participating In: Other: Connection Program

Attending all programming as scheduled: Yes

Completed recommended program(s): Still attending Fitness/Exercise/Leisure: Rebecca is very active.

She enjoys bike riding and walking.

She is an avid reader.

Rebecca also enjoys meditation and yoga and belongs to a local Buddist center.

Female

She spent some time doing Tai Chi this reporting period and also had a tibetan singing/sound bowl healing session that she hopes to build into her monthly routine.

Employment/Education/Financial: Rebecca is employed.

She owns a vet clinic for cats.

She has continued to make progress on getting her vet license back.

She is also taking cat training classes at an animal behavior college.

Medical/Dental: No noted concerns.

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

Housing

The participant currently lives: At home with spouse/significant other

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

Overall Progress in Recovery

Overall progress in recovery: Excellent

Adherence to Participant Agreement: In adherence

Recommendations for next period: Continue program with no modifications

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

Additional Information

Additional information/observations: Rebecca attended residential and day treatment programs through the Betty Ford Center and discharged in 2016.

She has been sober since the summer of 2017.

She enrolled in 3 months of the Connection program including weekly coaching calls and random urine drug screens in hopes to stay connected, for accountability, and as she works towards getting her vet license back.

She gave up her license 3.5 years ago and is feeling more stable now.

She owns her own vet clinic for cats and is currenlty working there doing payroll and bookeeping.

Rebecca has completed two months of Connection services and has continued to engage in weekly coaching calls. She continues to practice good self-care, set goals for herself, and complete testing for the program. She continues to work on how

Report Request ID: 5157163

Page 2 of 3

Print Date/Time: 3/10/2021 07:53 CST

Confidential



15251 Pleasant Valley RD PO Box 11

Center City, MN 55012-0011

Patient:

MRN:

DIAZ, REBECCA LYNN

Admit:

12/30/2020

Disch:

FIN: DOB/Gender:

Female

Location:

**CC** Connection

## **Connection Monthly Summary**

to be her genuine self and not worry so much about what others think. She has spent time this reporting period processing where she was at five years ago compared to now and has shared gratitude for her recovery and what she continues to learn about herself.

Rebecca has continued to utilize Connection services as intended this reporting period.

Lowe MA, LADC, Heather - 3/1/2021 1:32 PM CST

Report Request ID: 5157163

Page 3 of 3

Print Date/Time: 3/10/2021 07:53 CST

Confidential

#### FROM THE DESK OF

## Erin Erickson D.D.S.

April 1, 2021

California Veterinary Board 1747 N Market Blvd. Suite #230 Sacramento, CA 95834

#### To Whom It May Concern:

It is with great pleasure to provide a character reference for Dr. Rebecca Diaz for the reinstatement of her veterinary license. I first met Dr. Diaz in the Medical Professionals Program at the Betty Ford Center in 2016, and we instantly connected as the only doctorate level women in the group. We stayed in contact after discharge and became friends. It was after her relapse, exit from the Maximus Program, and revocation of her license in 2017 that I noticed a significant difference in Dr. Diaz. Over the last several years Rebecca has transformed herself through a regimented recovery program including facilitated group meetings, meditation and wellness. Dr. Diaz took initiative to document her sobriety with toxicology testing and monitored support with the Hazelden Betty Ford Connections program. Her willingness to change past behaviors and commitment to recovery is truly remarkable. Dr. Diaz has new found humility and self awareness that is noticeable to all those that surround her. Rebecca has used her time away from veterinary medicine as an opportunity to serve her community and reflect on the destruction her addiction caused.

Rebecca speaks honestly and openly about her substance abuse and acknowledges it has taken away what she loves most, taking care of animals. Dr. Diaz has expressed practicing veterinary medicine is not her right, but a privilege that she is willing to work and fight for. Dr. Rebecca Diaz's love and concern for animals and empathy for their owners is unparalleled. Rebecca will be an asset to the state of California if she is authorized to return to practice. Please contact me with any questions.

Sincerely,

Erin Erickson

April 3. 2021

Dear California Veterinary Medical Board:

I am writing you to recommend licensure reinstatement for Dr. Rebecca L. Diaz, DVM, who through rehabilitation has taken the steps necessary in addressing her substance abuse. She successfully completed substance abuse programs, as well as maintained sobriety, in large part because of her strong underlying character and the passion for her calling as a veterinarian. I have known her since 1986 and been married to her since 1987. She is a person of boundless energy and determination, of enormous intellectual curiosity and love of science, all seasoned by a natural compassion for the animals in her care. In addition to her medical skills as a veterinarian, it is her caring love, and compassion for their beloved pets that endear her to the pet parents who have been her clients.

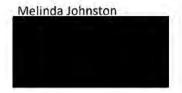
Since her graduation with honors from U.C. Davis School of Veterinary Medicine in1999 until her suspension by the Board, she had been devoted to the care of her patients, and the comfort of their pet parents. Even during the worst of her impairment, she went to great lengths to deliver care to the highest possible level. Her ability to continue fulfilling that calling was jeopardized by an addiction, the same addiction that has destroyed the lives of millions of people. The Board's action in suspending her from practice may well have saved her life, by leading her to valuable professional therapy and treatment. She is appreciative of the opportunity to begin anew if you reinstate her. She understands all that her addiction put at risk and is confident she now has the tools and strength to go forward responsibly, in her professional and personal life after several years of sobriety.

Rebecca had made many contributions of time and energy in providing free or low-cost services to animal shelters, spay-neuter projects, and other services for low-income pet parents in many underserved areas around our country, and countries around the world, which she hopes to continue providing. I have seen major changes in her recovery; all positive. The person she was before her addiction has returned in even a stronger and more resilient fashion. She fully understands the stakes, and knows that help is always readily available to sustain her through the one-day-at-a-time regimen, that she is happy to adhere to for the rest of her life. She would never again want to face the possible loss of her licensure, and most especially of her ability to care for the animals entrusted to her care. That means all the world to her.

I am confident that she will always be a credit to your judgment that she is fit to safely serve the public again in every way as a responsible California veterinarian. If I can provide any further information, please do not hesitate to contact me.

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

Gus F. Diaz



March 20, 2021

Dear California Veterinary Medical Board,

I have known Rebecca Diaz for over 15 years, first meeting her through her profession, and later personally. I fully without reservation recommend her for reinstatement of license because she has acknowledged her past and made meaningful changes.

I first met Dr. Diaz when seeking emergency care for my Great Dane, who was near death, after 2 years of receiving misdiagnosis from multiple veterinarians. To summarize, she saved my Callie's life by asking me meaningful questions, and applying that information to her examination. My Callie's life improved after the difficult diagnosis of Addisons Disease, surgery for a prior\_incomplete spay, and the treatment for an infection. She followed up with phone and home visits. My Callie recovered due to her methodical investigation, and prescribed treatment plan. I continued with confidence to trust her service with my other pets over the years because of her skill, dedication, and care.

The caring and the love of service she exhibits is not something learned, it is who she is as a person. My recommendation is based on my observation and contact with her; I see today the person I met years ago in words and deeds. Dr. Diaz through continued professional treatment, and personal growth has proven she will uphold and commit herself to the ethics of her profession.

Please feel free to contact me for follow up clarification or questions.

Respectfully submitted,

Melinda Johnston

Retired Palm Springs Police Officer



Mailing address:

Friday, March 27, 2020

To whom it may concern

Dear Sir or Madam,

Rebecca Diaz has been known to me for many years. She has always been a kind, considerate and caring veterinarian for my own animals and Cats at Kittyland. I believe she is trying to get her license back which I believe would be a wonderful thing. She goes above and beyond for the animals and I for one would be happy to see her back in practice.

Yours sincerely,

Ann Woods

President and Founder

# Enlightened Bodywork

Lynne Kasal CMT, HHP
Massage Therapy Council Cert #



To whom it may concern,

I have known Rebecca Diaz since January 2019. Since I have known her she has diligently been working on herself through self care, meditation, and has affiliated herself with groups of people doing the same. Her love of animals is undeniable. Her dedication to serving other people and animals is remarkable. I have watched her go out of her way to match animals with new owners.

Since I have known Rebecca, she has done her best to live a life of service, integrity, and authenticity.

I'm proud to know her and would not hesitate to recommend her as a person of character.

Sincerely,

Lynne Kasał Enlightened Bodywork Raquel P. Hernandez

April 03, 2021

To Whom it May Concern.

It is with great pleasure that I write this letter for Rebecca Diaz. I am an employee at The Cat Clinic and have been employed there since May 28, 2020. I work as an appointment scheduler/receptionist at her front desk and have nothing but positive things to say.

Since working with her I have witnessed her compassion and commitment to caring for animals as well as the time she takes to communicate with clients about their concerns. Her focus has been on how she can help in any situation and staying focused on finding solutions. She is kind, loving, caring, honest, dependable and helpful. Despite her past that she has openly shared about she has shown perseverance to go forward. To date I have never had reason to believe that Rebecca has been under the influence of any controlled substance and I feel that she is very deserving of a second chance at having her license reinstated.

Thank you for your time and consideration regarding this matter. If you have any questions or concerns, feel free to contact me at any time.

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

Sincerely.

Raquel P. Hernandez

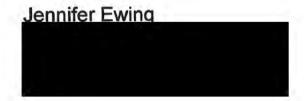
To Whom This May Concern at the Veterinarian Medical Board:

My name is Jennifer Ewing, and I am writing this letter on behalf of Rebecca L. Diaz. I have had the opportunity to work with her as part of the requirements for my MK Education classes to become a Veterinary Assistant.

In working with Ms. Diaz, I found her to be a patient, caring, and compassionate lover of animals. She's also friendly and professional with owners who bring their pets to the Cat Clinic. Employees are treated with the same behaviors as mentioned above. One last comment....She has been so generous with her time and knowledge in helping all of us at the Cat Clinic. She is a great role model!

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

Jennifer Ewing



Attention: To whom this may concern at the Veterinary Medical Board,

I'm writing this letter of recommendation on behalf of Mrs. Rebecca L. Diaz. I have been working at her clinic "The Cat Clinic" since May 2020. It has been a pleasure of working at The Cat Clinic, getting to know Mrs. Diaz. She is a caring, smart and patient person to her employees, animals, and owners of the animals. Mrs. Diaz wants to please and listen, I would really like to see her be able to practice in the veterinarian field again to help animals and their owners. Our Clinic would be very happy and honored to have her. I know she would work very hard and dedicate here expertise and time to be a great Dr. again.

Please take this time to read this small letter of recommendation. Thank you kindly.

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

Chrystina Petitto

Chayetina Petitto



## EXHIBIT 5

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

In the Matter of the Accusation Against:

Case No. BV 2015 38

REBECCA LYNN DIAZ 67870 Vista Chino, Suite 102 Cathedral City, CA 92234 OAH No. 2015110585

Veterinarian License No. VET 13706

Respondent.

#### **DECISION AND ORDER**

The attached 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 become effective on

It is so ORDERED

FOR THE VETERINARY MEDICAL BOARD

DEPARTMENT OF CONSUMER AFFAIRS

1 2 3 4 5 6 7 8	KAMALA D. HARRIS Attorney General of California GREGORY J. SALUTE Supervising Deputy Attorney General ANTOINETTE B. CINCOTTA Deputy Attorney General State Bar No. 120482 600 West Broadway, Suite 1800 San Diego, CA 92101 P.O. Box 85266 San Diego, CA 92186-5266 Telephone: (619) 645-2095 Facsimile: (619) 645-2061 Attorneys for Complainant				
9		RE THE			
10	DEPARTMENT OF C	ÆDICAL BOARD CONSUMER AFFAIRS CALIFORNIA			
11		1			
12	In the Matter of the Accusation Against:	Case No. BV 2015 38			
13	REBECCA LYNN DIAZ 67870 Vista Chino, Suite 102	OAH No. 2015110585			
14	Cathedral City, CA 92234				
15	Veterinarian License No. VET 13706	STIPULATED SETTLEMENT AND DISCIPLINARY ORDER			
16	Respondent.				
17					
18	IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-				
19	entitled proceedings that the following matters are true:				
20	PARTIES				
21	Annemarie Del Mugnaio (Complaina	ant) is the Executive Officer of the Veterinary			
22	Medical Board (Board). She brought this action solely in her official capacity, and is represented				
23	in this matter by Kamala D. Harris, Attorney General of the State of California, by Antoinette B.				
24	Cincotta, Deputy Attorney General.				
25	2. Respondent Rebecca Lynn Diaz (Respondent) is represented in this proceeding by				
26	attorney Bonnie L. Lutz, Esq., whose address is:	5 Hutton Centre Drive, Ste. 1000			
27	Santa Ana, CA 92707.				
28	III				
		STIPULATED SETTLEMENT (BV 2015 38)			

3. On or about June 22, 1999, the Board issued Veterinarian License No. VET 13706 to Rebecca Lynn Diaz (Respondent). The Veterinarian License was in full force and effect at all times relevant to the charges brought in Accusation No. BV 2015 38, and will expire on July 31, 2016, unless renewed.

#### **JURISDICTION**

- 4. Accusation No. BV 2015 38 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on November 9, 2015. Respondent timely filed her Notice of Defense contesting the Accusation.
- 5. A copy of Accusation No. BV 2015 38 is attached as Exhibit A, and incorporated herein by reference.

#### ADVISEMENT AND WAIVERS

- 6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. BV 2015 38. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.
- 7. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

#### **CULPABILITY**

9. Respondent admits the truth of each and every charge and allegation in Accusation No. BV 2015 38.

-.  10. Respondent agrees that her Veterinarian License is subject to discipline and she agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

#### **CONTINGENCY**

- 11. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Veterinary Medical Board may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.
- 12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including the signatures thereto, shall have the same force and effect as the originals.
- 13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.
- 14. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

#### **DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Veterinarian License No. VET 13706 issued to Respondent Rebecca Lynn Diaz is revoked. However, the revocation is stayed, and Respondent is placed on probation for four (4) years on the following terms and conditions.

#### 1. Obey All Laws.

Respondent shall obey all federal and state laws and regulations substantially related to the practice of veterinary medicine. Further, within thirty (30) days of any arrest or conviction.

Respondent shall report to the Board and provide proof of compliance with the terms and conditions of the court order including, but not limited to, probation and restitution requirements.

#### 2. Quarterly Reports and Interviews

Respondent shall report quarterly to the Board or its designee, under penalty of perjury, on forms provided by the Board, stating whether there has been compliance with all terms and conditions of probation. In addition, the Board at its discretion may request additional in-person reports of the probationary terms and conditions. If the final written quarterly report is not made as directed, the period of probation shall be extended until such time as the final report is received by the Board. Respondent shall make available all patient records, hospital records, books, logs, and other documents to the Board, upon request.

#### 3. Cooperation with Probation Surveillance

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

#### 4. No Preceptorships or Supervision of Interns

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

#### 5. Notice to Employers

Respondent shall notify all present and prospective employers of the decision in this case and the terms, conditions, and restrictions imposed on Respondent by the decision in this case. Within thirty (30) days of the effective date of this decision and within fifteen (15) days of

Respondent undertaking new employment, Respondent shall cause her employer to report to the Board in writing, acknowledging the employer has read the Accusation and decision in this case and understands Respondent's terms and conditions of probation. Relief veterinarians shall notify employers immediately.

#### 6. Notice to Employees

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

#### 7. Owners and Officers (Corporations or Partnerships): Knowledge of the Law

Respondent shall provide, within thirty (30) days after the effective date of the decision, signed and dated statements from the owners, officers, or any owner or holder of ten percent (10%) or more of the interest in Respondent or Respondent's stock, stating said individuals have read and are familiar with federal and state laws and regulations governing the practice of veterinary medicine.

#### 8. Tolling of Probation

If Respondent resides out of state upon or after effective date of the decision, he must comply with the following conditions only: quarterly reports and interviews, tolling of probation, continuing education and cost recovery. If Respondent returns to California he or she must comply or be subject to all probationary conditions for the period of probation.

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

#### 9. Violation of Probation

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

#### 10. Completion of Probation

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

#### 11. Cost Recovery and Payment of Fines

Pursuant to Section 125.3 of the California Business and Professions Code, within thirty (30) days of the effective date of this decision, Respondent shall pay to the Board its enforcement costs including investigation and prosecution in the amount of \$11,936.25 or the Respondent shall make these payments as follows: 35 monthly payments of \$332.00, followed by a final cost payment of \$316.25 in month 36, with all payments to be completed in the first three years of probation.

#### 12. Suspension - Individual License

As part of probation, and as a condition precedent to the practice of veterinary medicine, Respondent's license is suspended beginning the effective date of this Decision and Order, and until such time as she has successfully entered the Board's Diversion Program, as set forth below in paragraph 21; submitted to a psychological evaluation, and if recommended, psychotherapy as set forth below in paragraph 19, and complied with all recommendations of the evaluator; submitted to a medical evaluation, as set forth below in paragraph 20, and complied with all the conditions of the medical evaluator; and until such time as the Board's Diversion Program determines that Respondent is fit to practice, and Respondent is notified by the Board or its

designee (i.e. MAXIMUS) that she may resume practice. During said suspension, Respondent shall not enter any veterinary hospital which is registered by the Board. Additionally, Respondent shall not manage, administer, or be a consultant to any veterinary hospital or veterinarian during the period of actual suspension and shall not engage in any veterinary-related service or activity.

#### 13. Posted Notice of Suspension

If suspension is ordered, Respondent shall post a notice of the Board's Order of Suspension, in a place clearly visible to the public. The notice, provided by the Board, shall remain posted during the entire period of actual suspension.

#### 14. Limitation on Practice/Inspections

During probation, Respondent is prohibited from the following:

- 1. Practicing veterinary medicine from a location or mobile veterinary practice which does not have a current premises permit issued by the Board; and
- 2. If Respondent is the owner or managing licensee of a veterinary practice, the following probationary conditions apply:
- (a) The location or mobile veterinary practice must not only have a current premises permit issued by the Board, but must also be subject to inspections by a Board representative to determine whether the location or veterinary practice meets minimum standards for a veterinary practice. The inspections will be conducted on an announced or unannounced basis and shall be held during normal business hours. The Board reserves the right to conduct these inspections on at least a quarterly basis during probation. Respondent shall pay the Board for the cost of each inspection, which is \$500. If the veterinary practice has two consecutive non-compliant inspections, Respondent shall surrender the Premises Permit within ninety (90) days from the date of the second consecutive non-compliant inspection.
- (b) As a condition precedent to any Premises Permit issued to Respondent as Owner or managing licensee, the location or mobile veterinary practice for which application is made shall be inspected by a Board representative to determine whether the location or mobile veterinary practice meets minimum standards for a veterinary practice. Respondent shall submit to the

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Board, along with any premises permit application, a \$500 inspection fee.

#### 15. Supervised Practice

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

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

Within thirty (30) days of the effective date of the decision, Respondent shall have her supervisor submit a report to the Board in writing stating the supervisor has read the decision in case number BV 2015 38. Should Respondent change employment, Respondent shall have her new supervisor, within fifteen (15) days after employment commences, submit a report to the Board in writing stating the supervisor has read the decision in case number BV 2015 38.

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

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

Respondent's supervisor shall file monthly reports with the Board. These reports shall be in a form designated by the Board and shall include a narrative section where the supervisor

provides his or her conclusions and opinions concerning the issues described above and the basis for his or her conclusions and opinions. Additionally, the supervisor shall maintain and submit with his or her monthly reports a log designating the patient charts reviewed, the date(s) of service reviewed, and the date upon which the review occurred. If the supervisor terminates or is otherwise no longer available, Respondent shall not practice until a new supervisor has been approved by the Board.

If Respondent is an employee rather a veterinary hospital owner, the supervisor shall additionally notify the Board of the dates and locations of all employment of respondent, during each month covered by her report.

#### 16. No Ownership

Respondent shall not have any legal or beneficial interest in any business, firm, partnership, or corporation currently or hereinafter licensed or registered by the Board and shall not own any veterinary hospital, except for The Purrfect Cat Clinic, Inc., Premises Permit No. 6946.

#### 17. No Management or Administration

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

#### 18. Continuing Education

Within sixty (60) days of the effective date of this decision, and on an annual basis thereafter, Respondent shall submit to the Board for its prior approval, an educational program or course, with 8 hours in controlled substances record keeping, which shall not be less than 15 hours per year, for each year of probation. Upon successful completion of the course, Respondent shall provide proof to the Board. This program shall be in addition to the Continuing Education required of all licensees. All costs shall be borne by Respondent.

#### 19. Psychological Evaluation

Within thirty (30) days of the effective date of this decision, and on a periodic basis as may be required by the Board or its designee, Respondent shall undergo a psychiatric evaluation by a Board-appointed psychotherapist (psychiatrist or psychologist), to determine Respondent's ability to practice veterinary medicine safely, who shall furnish a psychological report to the Board or its designee. All costs shall be borne by Respondent.

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

As of the effective date of the decision, Respondent shall not engage in the practice of veterinary medicine until notified in writing by the Board of the determination that Respondent is mentally fit to practice safely. If recommended by the psychotherapist (psychiatrist or psychologist) and approved by the Board or its designee, Respondent shall be barred from practicing veterinary medicine until the treating psychotherapist recommends, in writing and stating the basis therefore, that Respondent can safely practice veterinary medicine, and the Board approves said recommendation. All costs shall be borne by Respondent.

#### 20. Medical Evaluation

Within thirty (30) days of the effective date of this decision, and on a periodic basis thereafter as may be required by the Board or its designee, Respondent shall undergo a medical evaluation by a Board appointed physician, to determine Respondent's ability to practice veterinary medicine safely, who shall furnish a medical report to the Board or its designee. If Respondent is required by the Board or its designee to undergo medical treatment, Respondent shall, within thirty (30) days of written notice from the Board, submit the name and qualifications of a physician of Respondent's choice to the Board for its prior approval. Upon approval of the treating physician by the Board, Respondent shall undergo and continue medical treatment until further notice from the Board. Respondent shall have the treating physician submit quarterly written reports to the Board. All costs shall be borne by Respondent.

As of the effective date of this decision, Respondent shall not engage in the practice of veterinary medicine until notified in writing by the Board of its determination that Respondent is medically fit to practice safely. If recommended by the physician and approved by the Board or

its designee, Respondent shall be barred from practicing veterinary medicine until the treating physician recommends, in writing and stating the basis therefore, that Respondent can safely practice veterinary medicine, and the Board approves said recommendation.

#### 21. Rehabilitation Program - Alcohol or Drug

Within thirty (30) days of the effective date of this decision, Respondent shall sign up with and complete all required paperwork and prerequisite actions for enrolling in the Board's designated alcohol and drug diversion program, MAXIMUS Inc., and begin treatment in this program, in which Respondent shall participate for the duration of the program until its completion. In the quarterly written reports to the Board, Respondent shall provide documentary evidence of continuing satisfactory participation in this program. All costs shall be borne by Respondent.

#### 22. Submit to Drug Testing

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

#### 23. Abstain from Controlled Substances

Respondent shall completely abstain from the personal use or possession of controlled substances, as defined in the California Uniform Controlled Substances Act, and dangerous drugs as defined in Section 4211 of the Business and Professions Code, except when lawfully prescribed by a licensed practitioner for a bona fide illness. Respondent shall submit to random drug testing during the period of probation.

#### 24. Abstention from Alcohol Use

Respondent shall abstain completely from the use of alcoholic beverages.

#### 25. Fine

Respondent shall pay to the Board a fine in the amount of \$750.00 pursuant to Business and Professions Code sections 4875 and 4883. Respondent shall make said payments as determined by the probation monitor. Pursuant to Business and Professions Code Section 125.3, enforcement costs (investigative, legal, and expert review), up to the time of the hearing, can be recovered.

#### **ACCEPTANCE**

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

1/18/16 Respondent

I have read and fully discussed with Respondent Rebecca Lynn Diaz the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

1/19/16 Attorney for Respondent

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## **ENDORSEMENT** The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Veterinary Medical Board. 1/2/2016 Respectfully submitted, KAMALA D. HARRIS Attorney General of California GREGORY J. SALUTE Supervising Deputy Attorney General Deputy Attorney General Attorneys for Complainant SD2015801181 81233144.doc

1	KAMALA D. HARRIS					
2	Attorney General of California GREGORY J. SALUTE					
3	Supervising Deputy Attorney General ANTOINETTE B. CINCOTTA					
4	Deputy Attorney General State Bar No. 120482					
5	600 West Broadway, Suite 1800 San Diego, CA 92101					
6	P.O. Box 85266 San Diego, CA 92186-5266					
7	Telephone: (619) 645-2095 Facsimile: (619) 645-2061					
8	Attorneys for Complainant					
	PEFOI	DE THE				
9	BEFORE THE VETERINARY MEDICAL BOARD					
10	DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA					
11						
12	In the Matter of the Accusation Against:	Case No. BV 2015 38				
13	REBECCA LYNN DIAZ 67870 Vista Chino, Suite 102					
14	Cathedral City, CA 92234	ACCUSATION				
15	Veterinarian License No. VET 13706					
16	THE PURRFECT CAT CLINIC, INC. AKA THE CAT CLINIC					
17	67870 Vista Chino, Suite 102 Cathedral City, CA 92234					
18						
19	Veterinary Premises Permit No. HSP 6946					
20	Respondent.					
21	Complainant alleges:					
22	PAR	TIES				
23	1. Annemarie Del Mugnaio (Complainant) brings this Accusation solely in her official					
24	capacity as the Executive Officer of the Veterinary Medical Board (Board), Department of					
25	Consumer Affairs.					
26	2. On or about June 22, 1999, the Board issued Veterinarian License Number VET					
27	13706 to Rebecca Lynn Diaz (Respondent). The Veterinarian License was in full force and effect					
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	1					
ŀ	( REBECCA LYNN DIAZ) ACCUSATION					

at all times relevant to the charges brought herein and will expire on July 31, 2016, unless renewed.

3. On or about October 15, 2011, the Board issued Veterinary Premises Permit No. HSP 6946 to The Purrfect Cat Clinic, Inc., aka The Cat Clinic, located at 67870 Vista Chino, Suite 102, Cathedral City, CA 92234, with Rebecca Lynn Diaz as managing licensee. The Veterinary Premises Permit was in full force and effect at all times relevant to the charges brought herein, and will expire on May 15, 2016, unless renewed.

#### JURISDICTION

- 4. This Accusation is brought before the Board, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.
- 5. Section 118, subdivision (b), of the Code provides that the suspension, expiration, surrender, or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.
  - 6. Section 4843.5 of the Code states:

Except as otherwise provided in this article, an expired certificate of registration may be renewed at any time within five years after its expiration on filing of an application for renewal on a form prescribed by the board, and payment of all accrued and unpaid renewal fees. If the certificate of registration is renewed more than 30 days after its expiration, the registrant, as a condition precedent to renewal, shall also pay the delinquency fee prescribed by this article. Renewal under this section shall be effective on the date on which the application is filed, on the date all renewal fees are paid, or on the date on which the delinquency fee, if any, is paid, whichever occurs last.

- 7. Section 4853.6 of the Code provides, in pertinent part, that the Board shall withhold, suspend or revoke registration of veterinary premises when the license of the licensee manager to practice veterinary medicine is revoked or suspended.
- 8. Section 4875 of the Code provides, in pertinent part, that Board may revoke or suspend the license of any person to practice veterinary medicine, or any branch thereof, in this state for any causes provided in the Veterinary Medicine Practice Act (Bus. & Prof. Code, § 4800, et seq.). In addition, the Board has the authority to assess a fine not in excess of \$5,000 against a

( REBECCA LYNN DIAZ) ACCUSATION

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- 12. Tramadol is a Schedule IV pursuant to the Controlled Substance Act, and a dangerous drug pursuant to Business and Professions Code section 4022.
- 13. Midazolam metabolite is a Schedule IV controlled substance pursuant to Health and Safety Code section 11057, subdivision (d)(21), and a dangerous drug pursuant to Business and Professions Code section 4022.
- 14. Dilaudid, a brand name for hydromorphone, is a Schedule II controlled substance pursuant to Health and Safety Code section 11055, subdivision (b)(1)(J), and a dangerous drug pursuant to Business and Professions Code section 4022.

#### **FACTS**

- 15. On May 28, 2012, the Board received an e-mail alleging diversion of drugs by Respondent.
- 16. On September 5, 2012, at the Board's request, a Board inspector conducted a complaint related inspection at Respondent's practice. The inspector conducted interviews with Respondent and Respondent's staff. Staff advised the inspector that they had witnessed Respondent injecting herself with a syringe. When she was interviewed, Respondent admitted she had been injecting Morphine and Dilaudid from February 2012 to May 2012 while working at The Purrfect Cat Clinic. Respondent described shooting up four to five cc's of these controlled substances three to four times a day. Staff advised the inspector that in April or May 2012, Respondent began slurring her words and falling asleep in front of clients. One staff member advised the inspector that the patient records revealed that Respondent had administered double doses of medication to patients. Respondent advised the inspector that on June 4, 2012, she called the Betty Ford Center, and enrolled in their intensive outpatient program. She assured the investigator that she had not used any drugs since May 2012, and was submitting urine samples for weekly testing, and seeing a psychiatrist and a psychologist who specialized in addiction recovery. Respondent voluntarily submitted to a drug test, which tested negative for all substances.
- 17. On May 3, 2013, the United States Department of Justice, Drug Enforcement Administration (DEA), served an Administrative Inspection Warrant on Respondent. During the

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inspection, Respondent admitted to using Morphine from her practice for personal use. The investigation revealed that Respondent violated Title 21 of the United States Code section 841(a)(1), by distributing hydromorphone ordered under her DEA registration to herself for personal use. Respondent stated that she received treatment at the Betty Ford Center from June 2012 to August 2012. After completing the program, Respondent stated that she enrolled in a voluntary drug monitoring program, Southworth Associates, where she submitted to urine testing on a regular basis. On May 31, 2013, Respondent tested positive for Hydromorphone. On June 7, 2013, Respondent tested positive for Hydromorphone. A review of the California Prescription Monitoring Program (CURES) did not show any prescription for Hydromorphone filled by Respondent. During the review of the drug disposition records copied during the inspection, it was noted that two 20 ml bottles of Hydromorphone 2mg/ml were received by Respondent on February 19, 2013. The record on May 3, 2013 noted 15.58ml of Hydromorphone 2mg/ml in inventory. However the physical inventory during the inspection for Hydromorphone was zero.

- 18. On May 3, 2013, during the DEA Administrative Inspection, Respondent argued she was prescribed hydrocodone for an injury, and that the positive test was the result of the hydrocodone metabolism to Hydromorphone. However, the test results determined that the levels of Hydromorphone found was consistent with ingestion rather than metabolism from hydrocodone. Respondent also failed to provide any prescription for hydrocodone.
- 19. On December 31, 2013 Respondent signed a Memorandum of Agreement with the DEA. Under the terms and conditions of DEA Memorandum of Agreement, Respondent agreed to abide by all Federal, State and local laws and regulations pertaining to controlled substances; to submit to unannounced DEA inspections of her veterinary practice; to conduct a physical inventory of all controlled substances on a quarterly basis for two years; to continue to submit to random drug testing by Southworth Associates for three years and that any positive test result would be considered a material violation of the Agreement upon which Respondent agreed to surrender her DEA registration immediately; and to surrender Schedule II and II N from her DEA registration, restricting it to schedule III-V controlled substances for two years.

- 20. On January 20, 2014, Respondent missed a drug/alcohol test, and failed to submit documentation regarding her attendance at 12 step meetings for January 2014.
  - 21. On February 17, 2014, Respondent missed a drug/alcohol test.
- 22. In April 2014, Respondent failed to turn in documentation of the proof of attendance at 12-step meeting for April.
- 23. On May 13, 2014, Respondent had a negative drug/alcohol test, however, the urine was unusually dilute, indicating that Respondent drank an increased amount of fluid in the hours prior to testing.<sup>1</sup> Respondent also failed to turn in documentation of her proof of attendance at the 12-step meetings for May.
- 24. In June 2014, Respondent failed to submit proof of her attendance at the 12-step meetings for June.
- 25. In September 2014, Respondent tested positive for Midazolam. Respondent reported that she was going through a rough time, and took Midazolam from her premise supply. The positive test was reported to the DEA.
- 26. On October 15, 2014, Respondent tested negative, however, her creatinine level was extraordinarily low.<sup>2</sup> The test facility recommended that Respondent be required to submit observed samples for testing. Respondent submitted a sample without the requested observation.
  - 27. On November 17, 2014, Respondent missed her scheduled drug/alcohol testing.
- 28. On November 24, 2014, Respondent missed her scheduled drug/alcohol testing. Respondent further requested that all drug/alcohol testing be placed on hold.
- 29. On November 30, 2014, Respondent signed a voluntary surrender of her DEA permit.

1 By consumption of excess water (or other fluids) over a short period of time, the uring quickly becomes diluted, thereby significantly lowering the concentration of any detectable drugs and/or drug metabolites eliminated in the urine. This may allow a drug user to escape detecting by reducing the concentration of any drugs/metabolites present in the specimen to levels below the screening assay detection levels.

<sup>&</sup>lt;sup>2</sup> Low creatinine levels are consistent with dilute urine; possibly due to dilution of a urine sample or to water loading to produce dilute urine and avoid a positive drug screen.

30. On February 5, 2015, at the Board's request, a follow-up investigation was performed concerning Respondent's veterinary practice that included interviews with Respondent and her staff. During the investigation, Respondent reported that she had hired a new veterinarian who was not aware of her abuse of controlled substances, or that Respondent was under investigation for diversion. Additional documentation regarding Respondent's treatment and drug/alcohol testing was received from Respondent's attorney on February 20, 2015. The investigation revealed that Respondent was admitted into the Betty Ford Center Intensive Outpatient Program for chemical dependency, from June 11, 2012 through February 18, 2015. On August 30, 2012, Respondent tested positive for Morphine, Tramadol, and Midazolam metabolite. On September 4, 2012 and September 10, 2012, Respondent tested positive for Tramadol. On March 21, 2013, Respondent tested positive for alcohol, and admitted to drinking wine. On April 17, 2013, Respondent tested positive for Midazolam Metabolite. On May 31, 2013 and June 6, 2013, Respondent tested positive for Hydromorphone.

#### FIRST CAUSE FOR DISCIPLINE

### (Unprofessional Conduct – Using, Self-Prescribing or Administering Controlled Substances to Herself)

31. Respondent is subject to disciplinary action for unprofessional conduct under section 4883, subdivision (g)(2)(A) in that she used or prescribed or administered controlled substances to herself, as set forth in paragraphs 15 through 30, which are incorporated herein by reference.

#### SECOND CAUSE FOR DISCIPLINE

#### (Unprofessional Conduct - Dangerous Use of Drugs and Alcohol)

32. Respondent is subject to disciplinary action under section 4883, subdivision (g	;)(2)(B)
in that she used controlled substances in a manner so as to be dangerous or injurious to her	self or
others, or to the extent that the use impaired her ability to conduct veterinary medicine safe	ly as
set forth in paragraphs 15 through 30, which are incorporated herein by reference.	<b>S</b> .

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#### THIRD CAUSE FOR DISCIPLINE

## (Unprofessional Conduct – Discipline by the United States Department of Justice, Drug Enforcement Administration)

33. Respondent is subject to disciplinary action under section 4883, subdivision (n), in that she was found to be in violation of title 21 of the United States Code, section 841(a)(1), by the United States Department of Justice, Drug Enforcement Administration, for distributing Hydromorphone ordered under her DEA registration to herself for personal use, and received disciplinary action as set forth in paragraphs 15 to 30, which are incorporated herein by reference.

#### **PRAYER**

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

- Revoking or suspending Veterinarian License Number VET 13706 issued to Rebecca
   Lynn Diaz;
- 2. Revoking or suspending Veterinary Premises Permit No. 6946 issued to The Purrfect Cat Clinic, Inc., aka The Cat Clinic;
- 3 Assessing a fine against Rebecca Lynn Diaz not in excess of \$5,000 for any of the causes specified in Business and Professions Code section 4883.
- 4 Ordering Rebecca Lynn Diaz to pay the Veterinary Medical Board the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and
  - Taking such other and further action as deemed necessary and proper.

DATED: Townber 5, 2015

ANNEMARIE DEL MUGNAIO

Executive Officer

Veterinary Medical Board

Department of Consumer A

Department of Consumer Affairs State of California

State of California Complainant

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## EXHIBIT 6

# DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Petition to Revoke Probation Against:

REBECCA LYNN DIAZ 67870 Vista Chino, Suite 102 Cathedral City, CA 92234

Veterinarian License No. VET 13706

Respondent.

Case No. 46020170000634

OAH No. 2017040301

#### **DECISION AND ORDER**

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

This Decision shall become effective on

It is so ORDERED

OCT 1 9 2017

DEPARTMENT OF CONSUMER AFFAIRS

1	XAVIER BECERRA				
2	Attorney General of California ANTOINETTE B. CINCOTTA				
3	Supervising Deputy Attorney General NICOLE R. TRAMA				
4	Deputy Attorney General State Bar No. 263607				
5	600 West Broadway, Suite 1800 San Diego, CA 92101				
6	P.O. Box 85266 San Diego, CA 92186-5266				
7	Telephone: (619) 738-9441 Facsimile: (619) 645-2061				
8	Attorneys for Complainant				
9	BEFORE THE VETERINARY MEDICAL BOARD				
10	DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA				
11	STATE OF CALIFORNIA				
	In the Matter of the Petition to Revoke  Case No. 46020170000634				
12	Probation Against: OAH No. 2017040301				
13 14	REBECCA LYNN DIAZ 67870 Vista Chino, Suite 102 Cathedral City, CA 92234 STIPULATED SURRENDER OF LICENSE AND ORDER				
15	Veterinarian License No. VET 13706				
16	Respondent.				
17					
18	IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-				
19	entitled proceedings that the following matters are true:				
20	<u>PARTIES</u>				
21	1. Annemarie Del Mugnaio (Complainant) is the Executive Officer of the Veterinary				
22	Medical Board (Board). She brought this action solely in her official capacity and is represented				
23	in this matter by Xavier Becerra, Attorney General of the State of California, by Nicole R. Trama				
24	Deputy Attorney General.				
25	2. Rebecca Lynn Diaz (Respondent) is represented in this proceeding by attorney				
26	Bonnie L. Lutz, Esq., whose address is 5 Hutton Centre Drive, Ste. 1000, Santa Ana, CA 92707.				
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Stipulated Surrender of License (Case No. 46020170000634)

3. On or about June 22, 1999, the Board issued Veterinarian License No. VET 13706 to Respondent. The Veterinarian License was in full force and effect at all times relevant to the charges brought in the Petition to Revoke Probation, and will expire on July 31, 2018, unless renewed.

#### JURISDICTION

4. Petition to Revoke Probation No. 46020170000634 was filed before the Board, and is currently pending against Respondent. The Petition to Revoke Probation and all other statutorily required documents were properly served on Respondent on March 20, 2017. Respondent timely filed her Notice of Defense contesting the Petition to Revoke Probation. A copy of Petition to Revoke Probation No. 46020170000634 is attached as Exhibit A, and incorporated by reference.

#### ADVISEMENT AND WAIVERS

- 5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Petition to Revoke Probation No. 46020170000634. Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.
- 6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Petition to Revoke Probation; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

#### **CULPABILITY**

8. Respondent admits the truth of each and every charge and allegation in Petition to Revoke Probation No. 46020170000634, agrees that cause exists for discipline and hereby surrenders her Veterinarian License No. VET 13706 for the Board's formal acceptance.

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9. Respondent understands that by signing this stipulation she enables the Board to issue an order accepting the surrender of her Veterinarian License without further process.

#### CONTINGENCY

- This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.
- 11. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.
- This Stipulated Surrender of License and Order is intended by the parties to be an 12. integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.
- 13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

#### **ORDER**

IT IS HEREBY ORDERED that Veterinarian License No. VET 13706, issued to Respondent Rebecca Lynn Diaz, is surrendered and accepted by the Veterinary Medical Board.

The surrender of Respondent's Veterinarian License and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Veterinary Medical Board.

- 2. Respondent shall lose all rights and privileges as a veterinarian in California as of the effective date of the Board's Decision and Order.
- 3. Respondent shall cause to be delivered to the Board her pocket license and, if one was issued, her wall certificate on or before the effective date of the Decision and Order.
- 4. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all of the charges and allegations contained in Petition to Revoke Probation, No. 46020170000634 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.
- 5. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Petition to Revoke Probation, No. 46020170000634 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.
- 6. Respondent shall pay to the Board the balance owed in the amount of \$9,385.00 for its costs of investigation and enforcement under the Decision and Order in Case No. BV 2015 38, prior to the reinstatement or reissuance of her license.
- 7. Respondent shall not apply for licensure or petition for reinstatement for three (3) years from the effective date of the Board's Decision and Order.

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#### **ACCEPTANCE**

I have carefully read the above Stipulated Surrender of License and Order and have fully discussed it with my attorney, Bonnie L. Lutz, Esq. I understand the stipulation and the effect it will have on my Veterinarian License. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Veterinary Medical Board.

DATED:	8/10/17	Rebecco	Der
		REBECCA LYNN DIAZ Respondent	

I have read and fully discussed with Respondent Rebecca Lynn Diaz the terms and conditions and other matters contained in this Stipulated Surrender of License and Order. I approve its form and content.

DATED: 8/8/17

BONNIE L. LUTZ, ESQ.

Attorney for Respondent

#### **ENDORSEMENT**

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Veterinary Medical Board of the Department of Consumer Affairs.

Dated: 8/9/90/7 Respectfully submitted,

XAVIER BECERRA
Attorney General of California
ANTOINETTE B. CINCOTTA
Supervising Deputy Attorney General

NICOLE R. TRAMA
Deputy Attorney General
Attorneys for Complainant

Deputy Attorney General
Attorneys for Complainant

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Stipulated Surrender of License (Case No. 46020170000634)

FILED - STATE OF CALIFORNIA Veterinary Medical Board Sacramento, CA on March 20, 2017 By:

1 XAVIER BECERRA Attorney General of California 2 ANTOINETTE B. CINCOTTA Supervising Deputy Attorney General 3 NICOLE R. TRAMA Deputy Attorney General 4 State Bar No. 263607 600 West Broadway, Suite 1800 San Diego, CA 92101 P.O. Box 85266 San Diego, CA 92186-5266 Telephone: (619) 738-9441 6 Facsimile: (619) 645-2061 Attorneys for Complainant

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

In the Matter of the Petition to Revoke Probation Against:

REBECCA LYNN DIAZ 67870 Vista Chino, Suite 102 Cathedral City, CA 92234

Veterinarian License No. VET 13706

Respondent.

Case No. 46020170000634

PETITION TO REVOKE PROBATION

Complainant alleges:

#### **PARTIES**

- 1. Annemarie Del Mugnaio (Complainant) brings this Petition to Revoke Probation solely in her official capacity as the Executive Officer of the Veterinary Medical Board (Board), Department of Consumer Affairs.
- 2. On or about June 22, 1999, the Veterinary Medical Board issued Veterinarian License Number VET 13706 to Rebecca Lynn Diaz (Respondent). The Veterinary License was in effect at all times relevant to the charges brought herein and will expire on July 31, 2018, unless renewed.

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PETITION TO REVOKE PROBATION

- 3. From October 15, 2011 to October 21, 2016, Respondent was associated as managing licensee of The Purrfect Cat Clinic, Inc., premises license number HSP 6946, located in Cathedral City, California.
- 4. In a disciplinary action entitled "In the Matter of Accusation Against Rebecca Lynn Diaz," Case No. BV 2015 38, the Board issued a decision effective May 1, 2016, in which Respondent's Veterinarian License was revoked. However, the revocation was stayed and Respondent's Veterinarian License was placed on probation for a period of four (4) years with certain terms and conditions. A copy of that decision is attached as Exhibit A and is incorporated by reference.

#### JURISDICTION

- 5. This Petition to Revoke Probation is brought before the Board under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.
- 6. Section 4875 of the Code provides, in pertinent part, that the Board may revoke or suspend the license of any licensee to practice, or any branch thereof, in this state for any causes provided in the Veterinary Medicine Practice Act (*Bus. & Prof. Code*, §4800, *et seq.*). In addition, the Board has the authority to assess a fine not in excess of \$5,000 against a licensee for any of the causes specified in section 4883 of that code. Such fine may be assessed in lieu of, or in addition to, a suspension or revocation
  - 7. At all times after the effective date of Respondent's probation, Condition 9 stated:

#### **Violation of Probation**

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

#### FIRST CAUSE TO REVOKE PROBATION

#### (No Management or Administration)

8. At all times after the effective date of Respondent's probation, Condition 17 stated:

#### No Management or Administration

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

9. Respondent's probation is subject to revocation because she failed to comply with Probation Condition 17, referenced above by managing the Purrfect Cat Clinic, Inc. from May 1, 2016 through October 21, 2016, even though term 17 states that Respondent shall not manage or be the administrator of any veterinary hospital.

#### SECOND CAUSE TO REVOKE PROBATION

#### (Rehabilitation Program - Alcohol or Drug)

10. At all times after the effective date of Respondent's probation, Condition 21 stated:

#### Rehabilitation Program - Alcohol or Drug

Within thirty (30) days of the effective date of this decision, Respondent shall sign up with and complete all required paperwork and prerequisite actions for enrolling in the Board's designated alcohol and drug diversion program, MAXIMUS Inc., and begin treatment in this program, in which Respondent shall participate for the duration of the program until its completion. In the quarterly written reports to the Board, Respondent shall provide documentary evidence of continuing satisfactory participation in this program. All costs shall be borne by Respondent.

11. Respondent's probation is subject to revocation because she failed to comply with Probation Condition 21, referenced above, by failing to complete the MAXIMUS program. Respondent was terminated from the Diversion Program on December 16, 2016 and deemed a "public risk" due to positive test results for midazolam on July 19, 2016 and December 9, 2016.

#### THIRD CAUSE TO REVOKE PROBATION

#### (Abstain from Controlled Substances)

12. At all times after the effective date of Respondent's probation, Condition 23 stated:

#### Abstain from Controlled Substances

Respondent shall completely abstain from the personal use or possession of controlled substances, as defined in the California Uniform Controlled Substances Act, and dangerous drugs as defined in Section 4211 of the Business and Professions

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PETITION TO REVOKE PROBATION