

STATE OF CONNECTICUT  
DEPARTMENT OF HEALTH SERVICES  
BUREAU OF HEALTH SYSTEM REGULATION  
DIVISION OF MEDICAL QUALITY ASSURANCE

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In re:

Richard Messer, D.V.M.

Petition No. 851003-47-011

CONSENT ORDER

WHEREAS, Richard Messer, D.V.M., 19 Anderson Street, New Haven, Connecticut, has been issued license number 1148 to practice veterinary medicine by the Department of Health Services pursuant to Chapter 384 of the General Statutes of Connecticut, as amended; and

WHEREAS, Richard Messer, D.V.M. hereby admits and acknowledges that:

1. On or about September 14, 1985 he maintained a practice of veterinary medicine in the town of Hamden;
2. At that time he was contemplating the imminent sale of his practice;
3. On said date he commenced treating a dog, "Gretsky" who had been brought in to his office anorectic, lethargic and vomiting for over three days;
4. He failed to inform his owner of the pending sale of the practice and provide them an opportunity to engage a veterinarian who would provide continuous treatment during the period of time "Gretsky" was afflicted with the illness or condition;
5. By his actions described in (4) above he has violated the provisions of §20-114 of the General Statutes of Connecticut by failing to conform to the accepted standards of the practice of veterinary medicine.

NOW THEREFORE, pursuant to §20-202 of the General Statutes of Connecticut, as amended, Richard Messer, D.V.M., hereby stipulates and agrees to the following:

1. That he waives the right to a hearing on the merits of this matter.
2. That he is hereby reprimanded.
3. That he understands that notice of this Consent Order is a matter of public record.
4. That he understands that this Consent Order may be considered as evidence of the above admitted violations in any proceeding before the Department of Health Services (1) in which his compliance with this same order is at issue, or (2) in which his compliance with §20-202 of the General Statutes of Connecticut, as amended, is at issue.
5. That this Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, that said order is not subject to appeal or review under the provisions of Chapter 54 or 368a of the General Statutes of Connecticut, as amended, provided that this stipulation shall not deprive him of any other rights that he may have under the laws of the State of Connecticut or of the United States.
6. That he has the right to consult with an attorney prior to signing this document.

I, Richard Messer, D.V.M., hereby affix my signature, agreeing and admitting to the above, and declare this agreement to be an act performed of my own free will.

*Richard Messer*  
Richard Messer, D.V.M.

Subscribed and sworn to before me this 2<sup>nd</sup> day of July 1986.

*Veronica M. Fallon*  
Notary Public or person authorized by law to administer an oath or affirmation  
My Commission Expires March 31, 1989

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Health Services on the 5<sup>th</sup> day of August 1986, it is hereby accepted.

*Stanley K. Peck*  
Stanley K. Peck, Director  
Division of Medical Quality Assurance

The above Consent Order having been presented to the duly authorized agent of the Connecticut Board of Veterinary Registration and Examination on the 13<sup>th</sup> day of August 1986, it is hereby ordered and accepted.

CONNECTICUT BOARD OF VETERINARY REGISTRATION AND EXAMINATION

BY: *David B. Beeder*  
For the Connecticut Board of Veterinary Registration and Examination

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