

**STATE OF MINNESOTA**  
**BOARD OF VETERINARY MEDICINE**

In the Matter of  
Donna den Boer, D.V.M.  
License No. C2461 (suspended)

**CEASE AND DESIST ORDER AND  
NOTICE OF RIGHT TO HEARING**

TO: Donna den Boer, D.V.M. ("Respondent"), den Boer Veterinary Clinic, 2424 Lyndale Avenue South, Minneapolis, Minnesota 55405.

1. Respondent was licensed to practice veterinary medicine in the State of Minnesota on July 12, 1961.

2. On May 5, 2009, the Minnesota Board of Veterinary Medicine ("Board") issued a Stipulation and Order suspending Respondent's license to practice veterinary medicine.

3. During the week of June 29, 2009, the Board received information that Respondent may be practicing veterinary medicine.

4. On July 8, 2009, John King, D.V.M, Executive Director, arrived at Respondent's practice located at 2424 Lyndale Avenue South, Minneapolis, MN 55405.

5. Upon arrival, Dr. King observed that the neon "Veterinary Clinic" light was illuminated in the front window and an OPEN sign was posted by the door. Dr. King also observed clutter on several surfaces, a strong animal odor, five cats loose in the clinic, three cats in the kennel room, and two cats in the surgery room. The surgery room appeared to have been used, and there was considerable clutter on the surgery table and counter.

6. Respondent admitted that she had continued to practice veterinary medicine after her veterinary license was suspended.

7. As Dr. King was leaving Respondent's practice, an individual entered with her dog and stated she was there for a veterinary appointment.

8. Minnesota law prohibits any person from practicing veterinary medicine without having first secured a veterinary license or temporary permit, as provided in Minnesota Statutes chapter 156, unless the person is exempt from such licensing requirements.

9. Minnesota Statutes section 156.12, subdivision 1, defines the practice of veterinary medicine as follows:

The practice of veterinary medicine . . . shall mean the diagnosis, treatment, correction, relief, or prevention of animal disease, deformity, defect, injury, or other physical or mental conditions; the performance of obstetrical procedures for animals, including determination of pregnancy and correction of sterility or infertility; and the rendering of advice or recommendations with regard to any of the above. The practice of veterinary medicine shall include but not be limited to the prescription or administration of any drug, medicine, biologic, apparatus, application, anesthetic, or other therapeutic or diagnostic substance or technique.

Pursuant to the above-referenced statutes, the Board, by its Complaint Review Committee ("Committee"), has determined as follows:

a. Respondent's license to practice veterinary medicine was suspended on May 5, 2009. Respondent is not currently authorized to practice veterinary medicine in the State of Minnesota and is not otherwise exempt from the licensure requirements set forth in Minnesota Statutes chapter 156.

b. In June 2009, the Board received information that Respondent was practicing veterinary medicine.

c. On July 8, 2009, several indicia of the practice of veterinary medicine were observed and Respondent admitted practicing while her license was suspended.

d. Respondent, by the conduct described above, has engaged in or threatened to engage in the practice of veterinary medicine in Minnesota without a valid license, in violation

of Minnesota Statutes section 156.10, is violating an order of suspension that the Board is authorized to enforce, and should therefore be ordered to cease and desist from violating this statute.

**ORDER**

**NOW, THEREFORE, IT IS HEREBY ORDERED**, pursuant to Minnesota Statutes section 156.15, that Respondent shall cease and desist from engaging in any act or practice in Minnesota that constitutes the practice of veterinary medicine as defined in Minnesota Statutes section 156.12, subdivision 1.

**IT IS FURTHER ORDERED**, pursuant to Minnesota Statutes section 156.15, subdivisions 1 and 3, that Respondent may request a hearing in this matter. Such request shall be made in writing and delivered to the Complaint Review Committee of the Minnesota Board of Veterinary Medicine, 2829 University Avenue SE, Suite 540, Minneapolis, MN 55414, whereupon the Committee shall set a date for hearing within 30 days after its receipt of the request unless Respondent and the Committee by agreement waive the 30-day time period. Pursuant to Minnesota Statutes section 156.15, subdivision 4, if no hearing is requested by Respondent within 30 days of service of this Order, this Order will become final and will remain in effect until it is modified or vacated by the Board.

**IT IS FURTHER ORDERED** that if a hearing is requested, this Order will remain in effect until it is modified or vacated or made permanent by further order of the Board pursuant to Minnesota Statutes section 156.15, subdivision 4.

**IT IS FURTHER ORDERED** that in the event a hearing is requested in this matter, it will be held before an administrative law judge to be appointed by the chief administrative law judge for the State of Minnesota, Office of Administrative Hearings, 600 North Robert Street,

P.O. Box 64620, St. Paul, Minnesota 55164-0620, telephone (651) 361-7900. All parties have the right to represent themselves or to be represented throughout the proceedings herein by legal counsel or a person of their choice if not otherwise prohibited as the unauthorized practice of law. The hearing will be conducted pursuant to the contested case procedures as prescribed in Minnesota Statutes sections 14.57 to 14.69 and the Rules of the Office of Administrative Hearings, Minnesota Rules 1400.5100 to 1400.8400. Failure to attend a hearing in this matter after being duly notified may result in the allegations of this Order being taken as true. Questions concerning the issues raised in this Order, informal disposition of this proceeding, or discovery may be directed to Daphne A. Lundstrom, Assistant Attorney General, 445 Minnesota Street, Suite 1400, St. Paul, Minnesota 55101-2131, telephone (651) 296-9418.

Dated: 13 July 09

**BOARD OF VETERINARY MEDICINE  
Complaint Review Committee**

By: 

MIKE MURPHY, D.V.M.  
Committee Member

2829 University Avenue SE, Suite 540  
Minneapolis, MN 55414

AG: #2472562-v1