January 20, 2022

Dear Dr. Callahan and Members of the Board,

Please be advised that I have retired from the practice of veterinary medicine effective November 17, 2020. After my retirement, I did not renew my Maryland registration, which expired on June 30, 2021. As of November 17, 2020, I also closed the veterinary hospital I own and at which I served as responsible veterinarian, namely Antietam Valley Animal Hospital (former License No. 21-001), located at 15610 National Pike, Hagerstown, MD 21740. I have informed my patients that they will need to find other veterinary care for their animals after my hospital closed and have not practiced veterinary medicine since November 17, 2020. All drugs that were in the hospital inventory have been disposed of and all signage at the hospital has been taken down.

This letter affirms my intention to surrender my veterinary license, License No. 1424 effective immediately. I understand that once my license is surrendered, I may not give veterinary medical advice or treatment to any animal, with or without compensation, and cannot prescribe medications or otherwise engage in the practice of veterinary medicine as it is defined in the Maryland Veterinary Practice Act ("Veterinary Practice Act"), Agriculture Article, §§ 2-301, *et seq.*, Annotated Code of Maryland (2016 Repl. Vol.) and related COMAR regulations. In other words, if the Board accepts this surrender, I am no longer licensed or registered as a veterinarian and will be in the same position as an unlicensed individual in this State.

I understand that this Letter of Surrender will be a **PUBLIC DOCUMENT**, and upon acceptance by the Board of Veterinary Medical Examiners ("the Board"), becomes a part of a **FINAL ORDER** of the Board.

I understand that a complaint was filed with the Board on April 30, 2020 and assigned Docket No. 20-13. A second complaint, assigned Docket No. 20-78, was filed on August 21, 2020. Both complaints alleged violations of the Maryland Veterinary Practice Act arising from treatment of an animal. To date, the Board has not finalized action on either complaint, and therefore, has not made any findings of facts or conclusions of law regarding the allegations contained in the complaints.

I have agreed to surrender my license and registration in the manner acceptable to the Board without need for the Board to conduct further proceedings in Docket No. 20-13 or 20-78, including filing formal charges and conducting a hearing.

I acknowledge that I have had the opportunity to consult with an attorney before signing this letter surrendering my license to practice veterinary medicine. I understand that by submitting this letter, I have no right to any further due process with respect to the surrender/revocation of my license, including a right to a hearing or an appeal.

I further acknowledge and agree that I will not seek to have my license reinstated or reapply for a new license to practice veterinary medicine in Maryland for the next two years.

I further understand that if more than 2 years have elapsed from the Board's acceptance of my letter to surrender, I may obtain a license only by compliance with the same requirements that are imposed by Agriculture Article, Sections 2-301 *et seq.*, Maryland Annotated Code, on other license applicants.

I understand that for the Board to reinstate my license or to grant me a new license, I must apply and appear before the Board with satisfactory evidence of my current fitness to practice veterinary medicine and that I bear the burden of demonstrating to the Board that I am competent to practice veterinary medicine in this State. I understand and agree that as part of the application process, if ordered by the Board to do so, I will consent to and report for mental or physical examination in accordance with Agriculture Article, § 2-307-1, Maryland Annotated Code, to demonstrate my current fitness to practice veterinary medicine.

By agreeing to this condition, I understand that the Board is not required to order a mental or physical examination and is not precluded from denying my application for licensure based upon other grounds, including, but not limited to, the facts giving rise to the complaints in Docket No. 20-13 and 20-78. I also understand that the Board may consider the information obtained in this/these or any other investigations of my veterinary practice which may arise in the interim, when making a decision on any future application.

I understand that the Board will advise the American Association of Veterinary State Boards and the National Board of Veterinary Medical Examiners of this Letter of Surrender and any associated Order.

I agree that I shall send by certified mail, return receipt required, my Drug Enforcement Administration Registration card to: Division Supervisor, Drug Enforcement Administration, 200 St. Paul Place, 22nd Floor, Baltimore, Maryland 21202.

I acknowledge that the Board will send a copy of this Letter of Surrender and/or any final order reflecting the surrender entered by the Board to both the State of Maryland Division of Drug Control and the United States Drug Enforcement Administration (DEA), attesting that I am surrendering my privilege to prescribe controlled dangerous substances in the State of Maryland. I agree that I will not reapply for certifications for use in the State of Maryland with the United States DEA or the State of Maryland Division of Drug Control unless and until the Board reinstates my license to practice veterinary medicine.

I agree to surrender all active licenses to practice veterinary medicine that I have in any other states, and I agree not to apply for licensure or reactivation of any inactive license in any other state until such time as the Maryland Board reinstates my license to practice veterinary medicine.

I understand language, meaning, terms, and effect of this letter, as well as the consequences of the Board's acceptance of my surrender or its issuance of a Consent Order revoking my license.

Sincerely,

Franklin S. Wagner VMD

Franklin Wagner, VMD

ORDER ACCEPTING SURRENDER

On behalf of the State Board of Veterinary Medical Examiners this 27th day of January, 2022, I accept the Public Letter of Surrender of the license of Franklin Wagner, VMD.

Karena Joung / NEB

Karena Joung, VMD
Vice-President