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RECEIVED and FILED by the  
NEW JERSEY STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS  
on this date of: 7-27-2005

**CERTIFIED TRUE COPY**

By: Olga E. Bradford  
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STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF VETERINARY MEDICAL EXAMINERS

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IN THE MATTER OF THE LICENSE OF	:	
	:	Administrative Action
<b>MAURO M. MANUEL, D.V.M.</b>	:	
<b>License No: VI00423100</b>	:	
	:	CONSENT ORDER
TO PRACTICE VETERINARY MEDICINE	:	
IN THE STATE OF NEW JERSEY	:	

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This matter was opened to the New Jersey State Board of Veterinary Medical Examiners (hereinafter the "Board") upon receipt of information suggesting that Mauro M. Manuel, D.V.M., (hereinafter "Dr. Manuel" or the "Respondent"), has violated or failed to comply with the provisions of the Veterinary Medical Practice Act, codified at N.J.S.A. 45:16-1 et seq., and its accompanying regulations, which are administered by the Board,

contrary to the mandates of N.J.S.A. 45:1-21(h) and that the respondent has engaged in professional misconduct, in violation of N.J.S.A. 45:1-21(e), in the performance of his professional duties at a veterinary clinic held at a business named Mama's & Papa's, 982 River Road, Edgewater, New Jersey 07020.

On June 4, 2003, an inspection was conducted of a veterinary clinic at Mama's & Papa's ("M & P store") at which the respondent, Dr. Manuel, was the attending veterinarian. The inspection revealed that veterinary clinics are held at the M & P store each Wednesday from 4:00 p.m. to 7:00 p.m. and that Dr. Manuel was the attending veterinarian at these clinics. The inspection further revealed that the respondent had not applied for or received a branch license to practice at the M & P store as was required, at the time of the inspection, by N.J.S.A. 45:16-9.4.

Additionally, the inspection revealed that Dr. Manuel had failed to advise owners, whose animals had been treated at the clinics, where they could obtain emergency care and/or treatment in the event the animals encountered any adverse reactions to the vaccines or medicines administered to them by the respondent. Moreover, the respondent had failed to make arrangements with any nearby animal clinic or hospital to provide emergency medical treatment for the animals treated at the M & P clinics.

Finally, the inspection alleged that neither Dr. Manuel, the M & P store nor the veterinary clinic had registered as

generators of medical waste with the Department of Environmental Protection and that the medical waste generated by the clinics, mainly used syringes and needles, were gathered and collected by a veterinarian unlicensed in the State of New Jersey who subsequently transported the waste to New York for disposal by the medical waste disposal company that services his veterinary hospital.

It appearing that Dr. Manuel desires to resolve this matter without recourse to formal proceedings and the Board finding that the disposition of the matter as set forth herein is adequately protective of the public health, safety and welfare, and other good cause appearing:

IT IS, therefore, ON THIS 27<sup>TH</sup> day of *July* 2005,

**HEREBY ORDERED AND AGREED THAT:**

1. The respondent, Mauro M. Manuel, D.V.M., is hereby reprimanded for his conduct as described above, in violation of N.J.S.A. 45:1-21(e) and (h).

2. Dr. Manuel is hereby assessed civil penalties, pursuant to N.J.S.A. 45:1-22, in the aggregate amount of \$4,000.00 for: 1) engaging in professional misconduct by failing to provide or arrange for emergency care for the animals treated at the clinics; failing to register as a generator of medical waste and properly dispose of said waste; and 2) violating and failing to comply with the statutes administered by the Board by securing a branch license for the M & P store clinics.

This penalty shall be due and owing no later than ten (10) days from the entry of this Consent Order. Payment for the penalties shall be submitted by certified check or money order made payable to the State of New Jersey and shall be forwarded to Leslie G. Aronson, Executive Director, Board of Veterinary Medical Examiners at 124 Halsey Street, Post Office Box 45020, Newark, New Jersey 07101.

3. The respondent is hereby assessed a portion of the Board's costs in this matter in the amount of \$2, 838.09. Payment for costs shall be submitted by certified check or money order made payable to the State of New Jersey and submitted to the Board no later than fifteen (15) days from the entry of this Consent Order. Payment shall be sent to Leslie G. Aronson, Executive Director of the Board, at the address set forth in Paragraph 2 above.

4. Dr. Manuel shall register the veterinary clinics being conducted at M & P store with the Department of Environmental Protection as generators of medical waste. Thereafter, the respondent shall enter into a contract with a medical waste disposal company to properly dispose of all medical waste as required by the applicable statutes and regulations. The respondent shall begin to make these corrective measures within ten (10) days of the entry of this Order and complete corrections no later than thirty (30) days of the entry of this Order.

NEW JERSEY STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS

By: Mark W. Logan VMD  
MARK W. LOGAN, V.M.D.  
President

I have read and understood  
the within Order and agree  
to be bound by its terms.  
Consent is hereby given to  
the Board to enter this Order.

Mauro M. Manuel  
MAURO M. MANUEL, D.V.M.