

**STATE OF NEW HAMPSHIRE
OFFICE OF PROFESSIONAL
LICENSURE AND CERTIFICATION**

BOARD OF VETERINARY MEDICINE

**In Re: Andrew Krause, DVM
Lic. # 1517**

Docket No.: 2023-VET-001

**ORDER ON EMERGENCY
SUSPENSION – 02/15/23**

I. CASE SUMMARY/PROCEDURAL HISTORY:

The Office of Professional Licensure and Certification, Division of Enforcement (“OPLC Enforcement”), acting on behalf of the Board of Veterinary Medicine (“Board”), has received a complaint against Andrew Krause (“Licensee”) alleging violations of RSA 332-B:14, II (c), (e), (p) and/or Vet 501.01, 501.02 when the Licensee, allegedly committed misconduct sufficient to support disciplinary proceedings by diverting controlled substances from his place of work for personal use. On 02/15/23, the Board voted to suspend the Licensee’s license on an emergency basis pursuant RSA 541-A:30(III), RSA 310-A:1-m, 332-B:15-a, N.H. Code Admin. R., Title Vet 201.07 ("Rules"), and/or N.H. Code Admin. R., Title Plc 206.07 (“Plc”). This Order of Emergency Suspension follows.

II. LEGAL STANDARD:

“The board may immediately suspend a veterinarian's license if the board determines that the public health, safety, or welfare requires emergency action. If the board suspends a license under this section, the licensee shall be provided a hearing within 10 days of the effective date of suspension. A suspension shall remain in effect during the pendency of the hearing, which shall not be unreasonably delayed by the board.” RSA 332-B:15-a. “When the board possesses facts that public health, safety, or

welfare is at risk, the board shall take emergency action under RSA 332-B:15-a or schedule a disciplinary hearing under RSA 332-B:15 without further investigation. The licensee shall be notified immediately, in writing, of the suspension and shall be provided a hearing within 10 days of the effective date of suspension.” Vet 201.08.

II. EVIDENCE PRESENTED AND FINDINGS OF FACT:

A. Evidence Presented

The Board was presented with and/or considered the following evidence: 1) testimony from Michael Porter, Investigation Bureau Chief for OPLC Enforcement. The Board also relied on its medical and professional expertise and knowledge of the field of veterinary medicine. A review of the credible evidence presented, and the reasonable inferences taken therefrom, allows the Board to make the following findings of fact.

B. Findings of Fact

The Licensee is actively licensed in New Hampshire as a veterinarian with license number 1517. On or about January 16, 2023, the Licensee reported to his physician that he has been diverting controlled substances, including Ketamine, from his place of work for personal use.

IV. DISCUSSION AND CONCLUSIONS OF LAW:

The Board finds there is a reasonable basis to suspend the Licensee’s New Hampshire veterinarian license on an emergency basis. There is sufficient evidence to find the Licensee, in diverting controlled substances from his place of work for personal use, demonstrates that he is a risk to public health, safety, and welfare. The Licensee's conduct, on its face, therefore, warrants immediate emergency suspension of his license pursuant to RSA 541-A:30(III) and RSA 332-B:15-a, pending a follow-up emergency suspension hearing.

IV. ORDERS:

Pursuant to RSA 541-A:30(III), RSA 310-A:1-m, and RSA 332-B:15-a, the Board hereby orders the immediate emergency suspension of Andrew Krause's license as a veterinarian, pending an emergency hearing in this matter. A Notice of Emergency Hearing with an appropriate date/time shall follow.

DATED: 2/15/2023

/s/ Shane D. Goulet, Esq.
Hearings Examiner
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