

BEFORE THE WEST VIRGINIA BOARD OF VETERINARY MEDICINE

**WEST VIRGINIA BOARD OF
VETERINARY MEDICINE,
Complainant,**

v.

Case No. 0325A

**CYNTHIA LINNER, D.V.M.,
Veterinarian License Number: 8808
Respondent.**

CONSENT AGREEMENT AND ORDER

After due investigation of a written complaint, the West Virginia Board of Veterinary Medicine (“Board”) determined that there was probable cause to believe that Cynthia Linner, D.V.M. (“Respondent”) has exhibited unprofessional conduct in the practice of veterinary medicine, in violation of the provisions of W. Va. Code § 30-10-1 *et seq.* and the Rules of the Board at W. Va. Code R. § 26-1-1 *et seq.* The Respondent was provided with written notice of the allegations against her pursuant to the rules of the Board and the laws of this State.

WHEREAS, Respondent acknowledges that the Board may file a formal Statement of Charges pursuant to W. Va. Code §§ 30-10-1 *et seq.* and W. Va. Code R. §§ 26-1-1 *et seq.*; however, Respondent waives the filing of a formal Statement of Charges.

WHEREAS, in lieu of hearing, the parties have reached an agreement for the resolution of Case Number 0325A, and the parties agree to entry of the following Findings of Fact, Conclusions of Law, and Order in disposition of this matter.

FINDINGS OF FACT

The Board adopts the following findings in this matter:

1. That Cynthia Linner is a licensee of the Board with license number 8808 and is subject to the license requirements of said Board. Moreover, that all times relevant to this Complaint that the Respondent held an active license issued by this Board.
2. The Board is a regulatory board created for the purpose of regulating the practice of veterinary medicine. W. Va. Code § 30-10-1 *et seq.*
3. In order to carry out its regulatory duties, the Board is empowered to suspend, revoke or otherwise discipline an individual's veterinary medicine license because of authority granted to it by W. Va. Code §§ 30-10-5 and 30-10-19.
4. That on March 10, 2025, the Board received a complaint against the Respondent for the care of a cat named "Lily."
5. That the Respondent at all times relative to this Complaint practiced veterinary medicine at Audubon Animal Clinic located in Bridgeport, West Virginia.
6. That the Respondent filed a timely response to this Complaint denying all allegations.
7. Per the Complainant, Lily presented on December 3, 2024, at the Audubon Animal Clinic for lethargy.
8. It was determined that her blood glucose was extremely high at over 686, and Respondent admitted her for overnight observation and treatment with insulin and IV saline solution.

9. Complainant states that the next day on December 4, 2024, Respondent discharged Lily due to Respondent's difficulty in feeding Lily.

10. Complainant stated that she was instructed to feed Lily and bring her back the next day for a retesting of Lily's blood glucose. However, Lily died prior to the next day.

11. Respondent stated that Lily was brought to her clinic on December 2, 2024, and not December 3, 2024.

12. Lily had no history with her clinic.

12. Respondent stated that Complainant told her that Lily had urinated on herself and was lethargic.

13. Respondent stated that Lily presented as dehydrated and lethargic.

14. Bloodwork was conducted, which indicated a high blood glucose of over 686.

15. Respondent decided to begin Lily on insulin and an IV saline solution to treat her dehydration. Lily began to respond positively to the treatments and Respondent decided to do another round of insulin. Lily remained overnight at the Respondent's facility.

16. Respondent stated on December 3, not December 4, 2025, Lily was alert and responsive. Moreover, Respondent stated that Lily was aggressive and "full attack mode."

17. Respondent discharged Lily this day due to her alertness and inability of staff to feed Lily or treat her at that time. Respondent determined that Lily would be less stressed in her home environment and could be fed there as well. Further, Respondent had no information on Lily's vaccination history.

18. Lily's blood glucose level at 3:30pm that day was 48.

19. Respondent instructed Complainant to return the next day for a blood glucose check.

20. Respondent stated that Complainant did not return the next day on December 4, 2024, to have her blood glucose checked, and on December 6, 2025, Respondent was told Lily died on December 5, 2025.

21. That upon recommendation of the Complaint Committee, after reviewing the complaint and accompanying documents, the Board, by majority vote, at its Board meeting on May 2, 2025, determined there was sufficient evidence to warrant further proceedings and that further action should be taken against the licensee, Cynthia Linner, D.V.M.

22. That the Respondent's actions constitute, practices or acts in violation of W. Va. Code R. § 26-4-5.1.a.

CONCLUSIONS OF LAW

1. That the Board has jurisdiction to take disciplinary action against Respondent.
2. That based upon the allegations of unprofessional or unethical conduct set out above in the *Findings of Fact* section, the Board is authorized to suspend, revoke or otherwise restrict the license of the Respondent to practice veterinary medicine, pursuant to W. Va. Code § 30-10-19.
3. That the Board has defined unprofessional conduct by adopting the standards of practice at 26 C.S.R. § 4-1 *et seq.* and violations of these standards of practice may be grounds for disciplinary action by the Board pursuant to W. Va. Code § 30-10-19(g)(3).

4. That Respondent violated the standard care by failing to take appropriate treatment action for a cat with extremely elevated glucose levels and extreme dehydration and discharging the cat without further monitoring.

5. That Respondent's actions constitute, practices or acts in violation of W. Va. Code R. §§ 26-4-5.1.a.

6. That the Board served a *Complaint* upon the Respondent pursuant to the laws and regulations of West Virginia.

CONSENT OF LICENSEE

I, Cynthia Linner, by affixing my signature hereto, acknowledge the following:

1. That I have had the opportunity to consult with counsel and execute this Consent Agreement voluntarily, freely, without compulsion or duress and mindful that it has legal consequences.

2. That no person or entity has made any promise or given any inducement whatsoever to encourage me to make this settlement other than as set forth herein.

3. That I acknowledge that I am aware that I may pursue this matter through appropriate administrative and/or court proceedings, and I am aware of my legal rights regarding this matter, but intelligently, knowingly and voluntarily waive such rights.

4. That I waive any defenses including, but not limited to, laches, statute of limitations, and estoppel, that I may have otherwise claimed as a condition of this agreement.

5. That I admit that my actions were unprofessional and in violation of the governing statute and rules of the Board.

The Respondent, Cynthia Linner, by affixing her signature hereon, agrees to the following:

ORDER

On the basis of the foregoing, the Board does hereby ORDER and DECREE that:

1. Respondent is hereby REPRIMANDED for his actions in this matter.
2. Within three (3) months from the date of the entry of this *Order*, Respondent shall complete three (3) hours of board-approved continuing education on the subject of diabetic care, three (3) hours of board-approved continuing education on emergency care and three (3) hours of board-approved continuing education on fluid therapy, These continuing education hours do not count toward the required eighteen (18) hours of continuing education that is required of all board licensees.
3. Within three (3) months from the date of the entry date of this *Order*, Respondent shall reimburse the Board for the costs of these proceedings, including but not limited to, the administrative and legal expenses incurred by the Board in the investigation and disposition of this case.
4. Any violation of this *Consent Agreement and Order*, or failure to adhere to its terms may result in additional disciplinary action, up to and including the suspension or revocation of the Respondent's license to practice veterinary medicine in the state of West Virginia.
5. The Board is bound by agreement and by law to report the results of all disciplinary actions, including the instant matter, for posting in the AAVSB Veterinary Practitioners Disciplinary Database.
6. That this document is a public record as defined in W. Va. Code § 29B-1-2(4).

7. This *Consent Agreement and Order* constitutes the entire agreement between the parties.


In recognition of this *Consent Agreement and Order* and these terms, we hereby affix our signatures.

WEST VIRGINIA BOARD OF
VETERINARY MEDICINE

By: 
~~Dr. Keith Berkeley~~ Donna Piercy
Board Chair

Entered: 9/19/25
DATE

Reviewed and agreed to by:

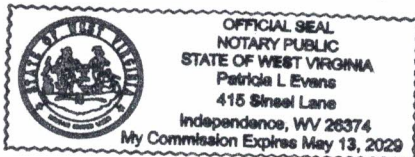

Cynthia Linner, DVM, Respondent

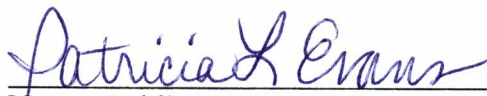
9/8/25
DATE

This day personally appeared before me, Cynthia Linner, whose name is signed to the foregoing document and who is known to me, having acknowledged before me that the statements in the foregoing document are complete, true and correct, to the best of her knowledge, information, and belief, and executed the document voluntarily on the date shown above.

Given under my hand and seal on this the 8th day of September, 2025.

My Commission expires: 5/13/29




Notary Public