STATE OF MARYLAND
DEPARTMENT OF AGRICULTURE
BEFORE THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

IN THE MATTER OF:	*	
TREVOR ASHLEY, DVM LICENSE NO. 5273	*	DOCKET NO. 21-81
LAKE SHORE PET HOSPITAL HOSPITAL LICENSE NO. 02-090	*	

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CIVIL PENALTY FINAL ORDER

This Civil Penalty Final Order ("Order"), dated this 8th day of September 2021, is issued by the Maryland State Board of Veterinary Medical Examiners ("Board" or "SBVME") against Trevor Ashley, DVM ("Dr. Ashley"), License No. 5273. This Order confirms the intention of Dr. Ashley to resolve Docket No. 21-81 without issuance of formal charges. By correspondence with Board counsel on August 29, 2021, Dr. Ashley agreed to the terms and conditions set forth in this Civil Penalty Final Order, including the findings that he violated the Maryland Veterinary Practice Act, Md. Code Ann., Agric. §§ 2-301 - 2-316, Annotated Code of Maryland, ("Veterinary Practice Act") and related Code of Maryland Regulations ("COMAR") 15.14.01 – 15.14.17.

Under State law, the Board is the licensing authority responsible for regulating the practice of veterinary medicine in this State, which includes filing disciplinary actions against veterinarians charged with violating provisions of the Veterinary Practice Act and related COMAR regulations. As part of its authority, the Board "may refuse, suspend, or revoke any application or license, and censure or place on probation any licensee . . . if the veterinarian or veterinary practitioner . . . [f]ails to comply with Board rules and regulations after receiving a license[.]" Md. Code Ann., Agric. § 2-310(8). In addition, the Board may impose a civil penalty of not more than $5,000 for a first offense, or $10,000 for a second or subsequent offense in lieu of or in addition to suspending or revoking a veterinarian's license, respectively. Agric§ 2-310.1. In setting the amount of a civil penalty, the Board shall consider the severity of the violation, the good faith of the violator, and the history of prior violations as well

as the Board's regulatory civil penalty standards. Md. Code Ann., State Gov't Art., § 10-1001(b); COMAR 15.14.11 (Civil Penalty Standards for Veterinarians).

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Trevor Ashley, DVM, License No. 5273, after having the opportunity to seek advice of legal counsel and having been informed of his due process rights, including the right to a hearing in this matter, has agreed to resolve this case voluntarily without the issuance of formal charges and agreed to pay the civil penalty proposed. In so doing, Dr. Ashley acknowledges that the Board has sufficient evidence to find, as fact, and conclude as a matter of law that he violated Md. Code Ann., Agric. § 2-310(8), and COMAR 15.14.01.12-3C, as follows:

1. At all times relevant to this charge, Trevor Ashley, DVM ("Dr. Ashley") was a veterinarian licensed to practice in Maryland since 2001. Dr. Ashley is the responsible veterinarian at a veterinary hospital known as Lake Shore Pet Hospital ("Hospital") located at 4193 Mountain Road, Pasadena, MD 21122 (License No. 02-090).

2. On May 24, 2021 during an annual inspection of the Hospital, Board Inspector, Pegeen Morgan ("Inspector Morgan"), found 48 expired medications in the Hospital's working stock of medications. Of these, 38 were expired injectable medications. The oldest of the expired medications included two containers of 500 Albon tablets (125 mg) that expired in October of 2020.

3. The Veterinary Hospital Inspection Report, attached as Exhibit A, reflects Inspector Morgan's findings on May 24, 2021. Inspector Morgan also issued a COMAR Violation Sheet reflecting the violations found.

4. COMAR 15.14.01.12-3A prohibits veterinarians from administering expired medications to an animal and COMAR 15.14.01.12-3C requires that expired medications be packaged and kept separate and apart from unexpired medications until disposal of such medications. Although there is no evidence that expired medications were used on any patient, Dr. Ashley violated this regulation by having expired medications in his Hospital's working stock during a Board inspection.

Taking all the facts and circumstances into consideration, including the nature of the violation, the veterinarian's lack of disciplinary history with the Board, and the veterinarian's good faith effort to resolve this

matter promptly, the Board concluded that the most reasonable and appropriate resolution in this matter was a civil penalty only.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 8th day of September 2021, by the Maryland State Board of Veterinary Medical Examiners, **ORDERED** that for the violation of Md. Code Ann., Agric. § 2-310(8) and COMAR 15.14.01.12-3C, Trevor Ashley, DVM is assessed a civil penalty in the amount of $300. The Board acknowledges that the civil penalty was paid in full by check received on September 7, 2021.

STATE BOARD OF VETERINARY
MEDICAL EXAMINERS



Elizabeth Callahan, DVM
President