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

IN THE MATTER OF:	*	
RICHARD P. STREETT, III, DVM LICENSE NO. 5186	*	DOCKET NO. 22-36
	*	
GREENBRIER VETERINARY CLINIC HOSPITAL LICENSE NO. 12-023	*	

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CIVIL PENALTY FINAL ORDER

This Civil Penalty Final Order ("Order"), dated this 11th day of January, 2022, is issued by the Maryland State Board of Veterinary Medical Examiners ("Board" or "SBVME") against Richard P. Streett, III, DVM ("Dr. Streett"), License No. 5186, the responsible veterinarian at Greenbrier Veterinary Clinic ("Hospital"), License No. 12-023, located at 223A Brierhill Drive, Bel Air, MD 21014.

This Order confirms Dr. Streett's agreement to resolve Docket No. 22-36 without the issuance of formal charges. By paying the civil penalty by check received on January 10, 2022, Dr. Streett accepted the terms and conditions of this Order, including the findings that he violated the Maryland Veterinary Practice Act, Md. Code Ann., Agric. §§ 2-301 - 2-316, ("Veterinary Practice Act") and related Code of Maryland Regulations ("COMAR") 15.14.01 – 15.14.17. Before agreeing to this Order, Dr. Streett was advised in writing regarding his due process rights, including the right to receive formal notice of charges, request a hearing, retain legal counsel, and all other rights under Agric. § 2-311.

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 these violations, the good faith of the violator, and the history of prior violations, as well as the Board's 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

Dr. Streett, after having the opportunity to seek the advice of legal counsel, voluntarily waived his right to formal charges and a hearing and agreed to pay the civil penalty of $300. In so doing, Dr. Streett acknowledges that the Board has sufficient evidence to find, as fact, and conclude as a matter of law that he violated COMAR 15.14.01.12C (Expired Medications) as follows:

1. Dr. Streett is a veterinarian who has been licensed to practice in Maryland since 2000. Dr. Streett is the responsible veterinarian at the Hospital. He has no disciplinary history with the Board.

2. On August 27, 2021, during an annual inspection of the Hospital, Board Inspector Ellen James ("Inspector James") found at least six (6) expired medications in the Hospital's working stock of drugs in the treatment and surgery rooms. These included Lidoject, which expired in February of 2021, and Lidocaine ointment, which expired in March of 2021.

3. Inspector James prepared a Veterinary Hospital Inspection Report, reflecting her findings on August 23, 2021, and issued a COMAR Violation Sheet reflecting the expired medications 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. Dr. Streett violated this regulation by allowing expired medications to be stored with non-expired medications in the working stock of the Hospital at which he serves as the responsible veterinarian.

Taking all the facts and circumstances into consideration, including the nature of the violation, the veterinarian's lack of prior discipline, 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 11th day of January, 2022, by the Maryland State Board of Veterinary Medical Examiners, **ORDERED:**

(a) That for the violation of Md. Code Ann., Agric. § 2-310(8) and COMAR 15.14.01.12-3C, Richard P. Streett, DVM, the responsible veterinarian at Greenbrier Veterinary Clinic (License No. 12-023), is assessed a civil penalty of $300; and

(b) The Board acknowledges full payment of the civil penalty by check received on January 11, 2022.

STATE BOARD OF VETERINARY
MEDICAL EXAMINERS



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