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**BEFORE THE
BOARD OF BEHAVIORAL SCIENCES
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:
CAMERON EARL ASHBY
1770 Green Valley Parkway, Apt. #3913
Henderson, NV 89074
Marriage and Family Therapist License No.
MFC 32574

Respondent.

Case No. MF-2010-1012

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about April 7, 2011, Complainant Kim Madsen, in her official capacity as the Executive Officer of the Board of Behavioral Sciences, Department of Consumer Affairs, filed Accusation No. MF-2010-1012 against Cameron Earl Ashby (Respondent), before the Board of Behavioral Sciences. (Accusation attached as Exhibit A.)
2. On or about June 20, 1995, the Board of Behavioral Sciences (Board) issued Marriage and Family Therapist License No. MFC 32574 to Respondent. The Marriage and Family Therapist License expired on October 31, 2008, and has not been renewed.
3. On or about April 13, 2011, Respondent was served by Certified and First Class Mail copies of Accusation No. MF-2010-1012, the Statement to Respondent, Notice of Defense, Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code section 136, is required to be reported and maintained with the Board, which was and is:

1 1770 Green Valley Parkway, Apt. #3913
2 Henderson, NV 89074

3 4. Service of the Accusation was effective as a matter of law under the provisions of
4 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
5 124. None of the aforementioned documents which were served on Respondent at his address of
6 record were returned to this office.

7 5. The aforementioned documents were also served on Mr. Ashby at the following
8 address: 16055 Ventura Blvd., Suite 728, Encino CA 91435. On or about April 18, 2011, the
9 aforementioned documents, which were served on Mr. Ashby at the Encino address by First Class
10 Mail, were returned by the U.S. Postal Service, marked "Unable to Forward." On or about April
11 19, 2011, the documents served on Mr. Ashby at the Encino address by Certified Mail were also
12 returned by the U.S. Postal service, marked "Unable to Forward".

13 6. Government Code section 11506 states, in pertinent part:

14 (c) The respondent shall be entitled to a hearing on the merits if the respondent
15 files a notice of defense, and the notice shall be deemed a specific denial of all parts
16 of the accusation not expressly admitted. Failure to file a notice of defense shall
17 constitute a waiver of respondent's right to a hearing, but the agency in its discretion
18 may nevertheless grant a hearing.

19 7. Respondent failed to file a Notice of Defense within 15 days after service upon him
20 of the Accusation, and therefore waived his right to a hearing on the merits of Accusation No.
21 MF-2010-1012.

22 8. California Government Code section 11520 states, in pertinent part:

23 (a) If the respondent either fails to file a notice of defense or to appear at the
24 hearing, the agency may take action based upon the respondent's express admissions
25 or upon other evidence and affidavits may be used as evidence without any notice to
26 respondent.

27 9. Pursuant to its authority under Government Code section 11520, the Board finds
28 Respondent is in default. The Board will take action without further hearing and, based on the
relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
taking official notice of all the investigatory reports, exhibits and statements contained therein on

1 file at the Board's offices regarding the allegations contained in Accusation No. MF-2010-1012,
2 finds that the charges and allegations in Accusation No. MF-2010-1012, are separately and
3 severally, found to be true and correct by clear and convincing evidence.

4 10. Taking official notice of its own internal records, pursuant to Business and
5 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
6 and Enforcement are \$2,185.00, as of May 22, 2011.

7 DETERMINATION OF ISSUES

8 1. Based on the foregoing findings of fact, Respondent Cameron Earl Ashby has
9 subjected his Marriage and Family Therapist License No. MFC 32574 to discipline.

10 2. The agency has jurisdiction to adjudicate this case by default.

11 3. The Board of Behavioral Sciences is authorized to revoke Respondent's Marriage and
12 Family Therapist License based upon the following violations alleged in the Accusation which
13 are supported by the evidence contained in the Default Decision Evidence Packet in this case:

14 a. Business & Professions Code sections 4980, subdivision (b), 4980.43, subdivision
15 (b), and 4982, subdivisions (e), (r) and (u), and California Code of Regulations, title 16, Section
16 1833.1, subdivision (a)(7), for unprofessional conduct, in that from on or about October 31, 2008
17 until on or about January of 2010, Respondent provided clinical supervision of trainees at a
18 university, provided therapy and counseling to patients, and supervised interns in private practice,
19 without a valid, unexpired license. Respondent also violated Section 4982, subdivision (e) and
20 California Code of Regulations, title 16, Section 1804, by failing to notify the Board within 30
21 days of a change of his address.

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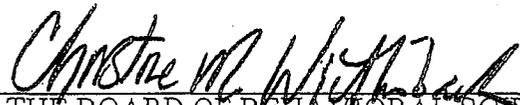
ORDER

IT IS SO ORDERED that Marriage and Family Therapist License No. MFC 32574, heretofore issued to Respondent Cameron Earl Ashby, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on August 26, 2011.

It is so ORDERED July 27, 2011



FOR THE BOARD OF BEHAVIORAL SCIENCES
DEPARTMENT OF CONSUMER AFFAIRS

60631083.DOC
DOJ Matter ID:LA2011500834

Attachment: Exhibit A: Accusation

Exhibit A

Accusation

1 KAMALA D. HARRIS
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 HELENE E. SWANSON
Deputy Attorney General
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5 Los Angeles, CA 90013
Telephone: (213) 620-3005
6 Facsimile: (213) 897-2804
Attorneys for Complainant
7

8 **BEFORE THE**
9 **BOARD OF BEHAVIORAL SCIENCES**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. MF-2010-1012

12 **CAMERON EARL ASHBY**
13 **16055 Ventura Blvd, Ste. 728**
Encino, CA 91435

A C C U S A T I O N

14 **Marriage and Family Therapist License No.**
15 **MFC 32574**

16 Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Kim Madsen (Complainant) brings this Accusation solely in her official capacity as
20 the Executive Officer of the Board of Behavioral Sciences, Department of Consumer Affairs.

21 2. On or about June 20, 1995, the Board of Behavioral Sciences issued Marriage and
22 Family Therapist License Number MFC 32574 to Cameron Earl Ashby (Respondent). The
23 Marriage and Family Therapist License expired on October 31, 2008, due to non-payment of
24 renewal fees, and has not been renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board of Behavioral Sciences (Board),
27 Department of Consumer Affairs, under the authority of the following laws. All section
28 references are to the Business and Professions Code unless otherwise indicated.

1 REGULATORY PROVISIONS

2 8. California Code of Regulations, title 16, Section 1804, provides that: "Each person or
3 professional corporation regulated by the board shall maintain a current mailing address with the
4 board and shall notify the board within thirty (30) days concerning any change of address giving
5 both the old and new addresses."

6 9. California Code of Regulations, title 16, Section 1833.1, subdivision (a)(7), states:

7 "Any person supervising a trainee or an intern (hereinafter "supervisor")
8 within California shall comply with the requirements set forth below.

9 (a) Prior to the commencement of any counseling or supervision, the
10 supervisor shall sign under penalty of perjury the "Responsibility Statement for
11 Supervisors of a Marriage and Family Therapist Trainee or Intern" (revised 08/07,
12 form #1800 37A-523) requiring that:

13 *****

14 (7) The supervisor knows and understands the laws and regulations
15 pertaining to both the supervision of trainees and interns and the experience required
16 for licensure as a marriage and family therapist."

17 COST RECOVERY

18 10. Section 125.3 provides, in pertinent part, that the Board may request the
19 administrative law judge to direct a licentiate found to have committed a violation or violations of
20 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
21 enforcement of the case.

22 FACTUAL SUMMARY

23 11. From on or about October 31, 2008 until on or about January of 2010, Respondent
24 provided clinical supervision of trainees at the Community Counseling and Parent Child Study
25 Center at California Lutheran University (the university), and also provided counseling and
26 therapeutic services to clients and supervised interns in private practice, with an expired, invalid
27 license.

28 12. On or about January of 2010, when the university learned that Respondent's license
had expired, it terminated his employment with the university.

13. On or about January 29, 2010, the Board received an anonymous on-line complaint
and a consumer complaint from C.C., the Director of Community Counseling and Parent Child

1 Study Center at the university, stating the Respondent had been providing clinical supervision to
2 students without a valid license.

3 14. On or about November 7, 2010, the Board received an on-line complaint from
4 Marriage and Family Therapist M., which indicates that Respondent practiced psychotherapy in
5 private practice and as a supervisor at the university, without a valid license, from November 8,
6 2008 to January 2010. M.'s complaint further states that in January of 2010, Respondent abruptly
7 and inappropriately terminated his treatment of two patients, both of whom he had been treating
8 for more than 10 years, without making appropriate referrals to another therapist, causing them to
9 both suffer harm in the form of emotional distress.

10 **FIRST CAUSE FOR DISCIPLINE**

11 **(Practicing as a Marriage and Family Therapist Without a Valid, Unexpired License)**

12 15. Respondent is subject to disciplinary action under Sections 4980, subdivision (b) and
13 4982, subdivision (e) for unprofessional conduct, in that, from on or about October 31, 2008 until
14 on or about January of 2010, Respondent provided clinical supervision of trainees, and also
15 provided counseling and therapeutic services to clients and supervised interns in private practice,
16 with an expired, invalid license. Complainant refers to, and by this reference incorporates, the
17 allegations set forth above in Paragraphs 11-14, as though set forth fully.

18 **SECOND CAUSE FOR DISCIPLINE**

19 **(Supervising Trainees and Interns Without a Valid, Unexpired License)**

20 16. Respondent is subject to disciplinary action for unprofessional conduct, in that he
21 violated Sections 4980, subdivision (b), 4980.43, subdivision (b), 4982, subdivisions (e), (r) and
22 (u), and California Code of Regulations, title 16, Section 1833.1, subdivision (a)(7), in that
23 Respondent supervised trainees at the university and interns in private practice without a valid,
24 unexpired license. Complainant refers to, and by this reference incorporates, the allegations set
25 forth above in Paragraphs 11-15, as though set forth fully.

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1 THIRD CAUSE FOR DISCIPLINE

2 (Failure to Notify Board of Address Change Within 30 Days)

3 17. Respondent is subject to disciplinary action under Section 4982, subdivision (e) and
4 California Code of Regulations, title 16, Section 1804 for unprofessional conduct, in that he failed
5 to notify the Board within 30 days of a change of his address, thereby failing to maintain a current
6 address of record with the Board. Complainant refers to, and by this reference incorporates, the
7 allegations set forth above in Paragraphs 11-16, as though set forth fully.

8 PRIOR ENFORCEMENT ACTION

9 18. On or about June 8, 2007, the Board issued a citation and fine to Respondent, related
10 to Board Complaint No. MF-2007-1156. Respondent was issued a citation and fine after he failed
11 a continuing education audit. Respondent was fined \$1,200.00, but he did not make any
12 payments, according to the Board's records.

13 PRAYER

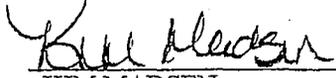
14 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
15 and that following the hearing, the Board of Behavioral Sciences issue a decision:

16 1. Revoking or suspending Marriage and Family Therapist License Number MFC
17 32574, issued to Cameron Earl Ashby;

18 2. Ordering Cameron Earl Ashby to pay the Board of Behavioral Sciences the
19 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
20 Professions Code section 125.3; and

21 3. Taking such other and further action as deemed necessary and proper.
22
23

24 DATED: April 7, 2011


KIM MADSEN
Executive Officer
Board of Behavioral Sciences
Department of Consumer Affairs
State of California
Complainant

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