

IN THE MATTER OF
SHANNON L. WEST, M.D.

Respondent

License Number: D57448

* BEFORE THE
* MARYLAND STATE
* BOARD OF PHYSICIANS
* Case Number: 2224-0128 A

* * * * *

CONSENT ORDER

On May 16, 2024, Disciplinary Panel A of the Maryland State Board of Physicians (the "Board") charged **SHANNON L. WEST, M.D.** (the "Respondent"), License Number D57448, under the Maryland Medical Practice Act (the "Act"), codified at Md. Code Ann., Health Occ. ("Health Occ.") §§ 14-101 *et seq.* (2021 Repl. Vol. & 2023 Supp.).

Specifically, Disciplinary Panel A charged the Respondent with violating the following provision of the Act under Health Occ. § 14-404:

- (a) *In general.* -- Subject to the hearing provisions of § 14-405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

....

- (3) Is guilty of:

- (ii) Unprofessional conduct in the practice of medicine;
[and]

....

- (33) Fails to cooperate with a lawful investigation conducted by the Board or a disciplinary panel[.]

On August 14, 2024, Panel A was convened as a Disciplinary Committee for Case Resolution ("DCCR") in this matter. Based on the negotiations occurring as a result of this

DCCR, the Respondent agreed to enter into this Consent Order, consisting of Findings of Fact, Conclusions of Law, Order, and Consent.

FINDINGS OF FACT

Panel A finds:

1. At all times relevant hereto, the Respondent was and is licensed to practice medicine in the State of Maryland. The Respondent initially was licensed to practice medicine in Maryland on April 24, 2001, under License Number D57448. The Respondent's license expires on September 30, 2025, subject to renewal.

2. At all times relevant hereto, the Respondent has a private medical practice in Owings Mills, Maryland.

3. On or about October 17, 2023, the Board received a complaint (the "Complaint") from a physician ("Physician A") in Maryland alleging that over the past six months he had been trying to obtain the medical record without success of a patient who was previously treated by the Respondent. Physician A sought the Board's help in obtaining the patient's medical record from the Respondent.

4. By letter dated November 13, 2023, mailed to the Respondent's address of record with the Board, the Board requested the Respondent provide a written response to the Complaint no later than ten business days from the date of the letter, which would be November 27, 2023. The Respondent failed to provide a written response to the Complaint by November 27, 2023.

5. On or about December 29, 2023, Board staff emailed the Respondent the Board's Letter dated November 13, 2023, to the Respondent's email address of record with

the Board and requested that the Respondent provide her written response to the Complaint by January 4, 2024. The Respondent failed to provide a written response to the Board by January 4, 2024.

6. On or about January 5, 2024, Board staff had a telephone conversation with the Respondent during which the Respondent promised to provide a written response by the coming weekend, which would be January 6 or 7, 2024. The Respondent failed to provide a written response to the Complaint to the Board on or before January 7, 2024.

7. By email dated January 10, 2024, the Respondent finally provided a written response to the Board but failed to address the allegations contained in the Complaint. Board staff sent a follow-up email to the Respondent on February 7, 2024, requesting that the Respondent address the allegations in the Complaint. The Respondent did not respond to Board staff's February 7, 2024, email.

8. On or about February 12, 2024, the Board issued a subpoena directing that the Respondent provide a written response to the Complaint by February 23, 2024. The Board's subpoena was mailed to the Respondent's address of record with the Board by certified mail and emailed to the Respondent's email address of record with the Board. Tracking information for the certified mail showed that the Board's subpoena was delivered and left with an individual at the Respondent's address. The Respondent failed to provide to the Board a written response to the Complaint by February 23, 2024, or as of the date of the charges issued on May 16, 2024.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Disciplinary Panel A of the Board

concludes as a matter of law that the Respondent: Is guilty of: Unprofessional conduct in the practice of medicine, in violation of Health Occ. § 14-404(a)(3)(ii); and Failed to cooperate with a lawful investigation conducted by the Board or a disciplinary panel, in violation of Health Occ. § 14-404(a)(33).

ORDER

It is, thus, on the affirmative vote of a majority of the quorum of Panel A, hereby:

ORDERED that the Respondent is **REPRIMANDED**; and it is further

ORDERED that within **TEN (10) DAYS** of the effective date of this Consent Order, the Respondent shall provide acceptable written proof, satisfactory to Disciplinary Panel A, confirming that she has produced the medical record of the patient she previously treated to Physician A, as requested by Physician A. The proof required may be in the form of: (1) a written response from Physician A confirming the physician's receipt of the medical record; or (2) trackable mailing service; and it is further

ORDERED that if the Respondent fails to provide to Disciplinary Panel A the satisfactory proof required, the Respondent's medical license in Maryland shall be automatically suspended from the 11th day of the effective date of this Consent Order and will remain suspended until she is in full compliance with the requirement to produce the patient's medical record to Physician A, as set forth above. If the suspension is imposed, upon the Respondent's compliance and production of the medical record, the suspension shall be administratively terminated through an order of the disciplinary panel; and it is further

ORDERED that the Respondent's failure to provide satisfactory proof of her production of the patient's medical record to Physician A constitutes a violation of the Consent Order; and it is further

ORDERED that within **ONE (1) YEAR** from the effective date of this Consent Order, the Respondent shall pay a civil fine of **TWENTY- FIVE HUNDRED DOLLARS (\$2,500.00)**. The Payment shall be by money order or bank certified check made payable to the Maryland Board of Physicians and mailed to P.O. Box 37217, Baltimore, Maryland 21297. The Board will not renew or reinstate the Respondent's license if the Respondent fails to timely pay the fine to the Board; and it is further

ORDERED that the effective date of the Consent Order is the date the Consent Order is signed by the Executive Director of the Board or her designee. The Executive Director signs the Consent Order on behalf of the disciplinary panel which has imposed the terms and conditions of this Consent Order, and it is further

ORDERED that the Respondent is responsible for all costs incurred in fulfilling the terms and conditions of this Consent Order; and it is further

ORDERED that, if the Respondent allegedly fails to comply with any term or condition imposed by this Consent Order, the Respondent shall be given notice and an opportunity for a hearing. If there is a genuine dispute as to a material fact, the hearing shall be before an Administrative Law Judge of the Office of Administrative Hearings followed by an exceptions process before a disciplinary panel; and if there is no genuine dispute as to a material fact, the Respondent shall be given a show cause hearing before a disciplinary panel; and it is further

ORDERED that, after the appropriate hearing, if the disciplinary panel determines that the Respondent has failed to comply with any term or condition imposed by this Consent Order, the disciplinary panel may reprimand the Respondent, place the Respondent on probation with appropriate terms and conditions, or suspend or revoke the Respondent's license to practice medicine in Maryland. The disciplinary panel may, in addition to one or more of the sanctions set forth above, impose a civil monetary fine on the Respondent; and it is further

ORDERED that this Consent Order is a public document. *See* Md. Code Ann., Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Prov. § 4-333(b)(6).

09/16/2024
Date

Signature On File

Christine A. Farrelly
Executive Director
Maryland State Board of Physicians

CONSENT

I, Shannon L. West, M. D., assert that I am aware of my right to consult with and be represented by counsel in considering this Consent Order and in any proceedings that would otherwise result from the charges currently pending. I have chosen to proceed without counsel and I acknowledge that the decision to proceed without counsel is freely and voluntarily made.

By this Consent, I agree to be bound by this Consent Order and all its terms and conditions and understand that the disciplinary panel will not entertain any request for amendments or modifications to any condition.

I assert that I am aware of my right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 14-405 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* concerning the pending charges. I waive this right and have elected to sign this Consent Order instead.

I acknowledge the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my behalf, and to all other substantive and procedural protections as provided by law. I waive those procedural and substantive protections. I acknowledge the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order. I voluntarily enter into and agree to comply with the terms and conditions set forth in the Consent Order as a resolution of the charges. I waive any right to contest the Findings of Fact and Conclusions of Law and Order set out in the Consent Order. I waive all rights to appeal this Consent Order.

I sign this Consent Order, without reservation, and fully understand the language and meaning of its terms.

Signature On File

9/12/24
Date

Shannon L. West, M.D.
Respondent

NOTARY

STATE OF Maryland

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 12 day of September 2024, before me, a Notary Public of the foregoing State and City/County, **Shannon L. West, M.D.** personally appeared and made oath in due form of law that signing the foregoing Consent Order was her voluntary act and deed.

AS WITNESSETH my hand and notarial seal.

TAJI BAHAR
NOTARY PUBLIC
BALTIMORE COUNTY, MARYLAND
COMM. EXPIRES 02/16/2027

Taji Bahar
Notary Public

My commission expires: 02/16/2027