

IN THE MATTER OF	*	BEFORE THE MARYLAND
JAMAL YOUSEFI, M.D.	*	STATE BOARD OF
Respondent	*	PHYSICIANS
License Number: D56390	*	Case Number: 2223-0096B
* * * * *		

CONSENT ORDER

PROCEDURAL BACKGROUND

The Maryland Board of Physicians (the “Maryland Board”) received information that Jamal Yousefi, M.D., (the “Respondent”) License Number D56390, was disciplined by the Virginia Board of Medicine (the “Virginia Board”). In an Order dated February 27, 2023, the Virginia Board disciplined the Respondent by reprimand and assessment of a monetary penalty.

Based on the above referenced Virginia Board sanction, the Maryland Board has grounds to charge the Respondent with violating the following provisions of the Maryland Medical Practice Act (the “Act”), under H. O. § 14-404(a):

- (a) 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:
 - (21) Is disciplined by a licensing or disciplinary authority or convicted or disciplined by a court of any state or country or disciplined by any branch of the United States uniformed services or the Veteran’s Administration for an act that would be grounds for disciplinary action under this section,

Disciplinary Panel B (“Panel B”) has determined that the acts for which the Respondent was disciplined in Virginia would be grounds for disciplinary action under

H.O. § 14-404(a). The grounds for disciplinary action under H.O. § 14-404(a) are as follows:

(3) Is guilty of:

(ii) Unprofessional conduct in the practice of medicine;

(18) Practices medicine with an unauthorized person or aids an unauthorized person in the practice of medicine[.]

Based on the action taken by the Virginia Board, the Respondent agrees to enter into this Consent Order with Panel B, consisting of Procedural Background, Findings of Fact, Conclusions of Law, Order and Consent.

FINDINGS OF FACT

Panel B makes the following findings of fact:

1. At all times relevant hereto, the Respondent was a physician licensed to practice medicine in the State of Maryland. The Respondent was initially licensed in Maryland on or about August 10, 2000.

2. The Virginia Board found in its February 27, 2023 Order that the Respondent aided and abetted a subordinate to provide care outside of the subordinate's scope of practice, and that he prescribed controlled substances to persons with whom the Respondent had no bona fide practitioner-patient relationship.

3. By Order dated February 27, 2023, the Virginia Board disciplined the Respondent by reprimand and assessment of a \$5,000.00 monetary penalty. A copy of the Virginia Order is attached hereto.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Panel B concludes as a matter of law that the Respondent is subject to discipline under Health Occ. § 14-404(a)(21) for the

disciplinary action taken by the Virginia Board against the Respondent for an act or acts that would be grounds for disciplinary action under Health Occ. §14-404(a)(3ii) and (18).

ORDER

It is, thus, by Panel B, hereby:

ORDERED that the Respondent is hereby **REPRIMANDED**; 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 or her designee 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 this Consent Order is a public document. *See* Health Occ. §§1-607, 14-411.1(b)(2) and Gen. Prov. §4-333(b)(6).

Signature On File

04/17/2023
Date

Christine A. Farrelly
Executive Director
Maryland Board of Physicians

CONSENT

I, Jamal Yousefi, M.D., acknowledge that I am aware of my right to consult with and be represented by counsel in considering this Consent Order. 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

4/11/2023
Date

Jamal Yousefi, MD
Respondent

NOTARY

STATE OF Virginia
CITY/COUNTY OF Fairfax

I HEREBY CERTIFY that on this 11 day of April, 2023, before me, a Notary Public of the State and City/County aforesaid, personally Jamal Yousefi, MD, and made oath in due form of law that the foregoing Consent Order was his voluntary act and deed.

AS WITNESS my hand and notarial seal.

[Signature]
Notary Public

Lauren Dalakuras
Notary Public for the Commonwealth of Virginia
Commission # 8041573
Commission Exp. 12/31/2027

My Commission expires: 12-31-27

Attachment 1

BEFORE THE VIRGINIA BOARD OF MEDICINE

IN RE: JAMAL YOUSEFI, M.D.
License Number: 0101-055390
Case Number: 209448

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Medicine (“Board”) and Jamal Yousefi, M.D., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Dr. Yousefi’s license to practice medicine in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Jamal Yousefi, M.D., was issued License Number 0101-055390 to practice medicine on February 4, 1997, which is scheduled to expire on December 31, 2024.
2. By Consent Order entered January 10, 2019, the Board issued Dr. Yousefi a reprimand and subjected his practice to an unannounced inspection within twelve months. This action was based on findings that Dr. Yousefi failed to properly document and appropriately safeguard fentanyl (C-II) that was ordered for and received by his cosmetic surgery practice.
3. Dr. Yousefi violated Virginia Code § 54.1-2915(A)(11), (12), (13), (16), and (18), and 18 VAC 85-20-29(A)(1) in that he aided or abetted a subordinate to provide care outside of the subordinate’s scope of practice.
 - a. Dr. Yousefi is the Medical Director at Thistle Medical Skincare Studio (“Thistle”) in Stafford, Virginia. Between February 2018 and continuing through July 2020, Dr. Yousefi was responsible for supervising Aubry Blais, L.P.N., R.N.
 - b. Between February 2018 and continuing through July 2020, Ms. Blais independently evaluated and treated patients seeking Botox (botulinum toxin, C-VI) and other dermal filler injections,

such as Restylane and Juvederm, based on “standing orders” or “standing protocols” developed and/or authorized by Dr. Yousefi.

c. Ms. Blais’ independent evaluation, diagnosis and treatment of patients, as described herein, exceeded her scope of practice as a nurse. In July 2020, Ms. Blais entered into two Consent Orders with the Virginia Board of Nursing, one related to her L.P.N. license and the other related to her R.N. license, in which the Board of Nursing found that she had provided patient care outside of her scope of practice in violation of Virginia law and regulations of the Board.

4. Dr. Yousefi violated Virginia Code § 54.1-2915(A)(13), (16), (17), and § 54.1-3303(B) in that he prescribed controlled substances to persons with whom he had no bona fide practitioner-patient relationship.

a. Dr. Yousefi ordered controlled substances (i.e. Botox, Restylane, Juvederm etc.), for Thistle. Even though it was beyond her scope of practice, Ms. Blais and not Dr. Yousefi was the one who would examine the patients and develop the treatment plan. In the Consent Orders, Ms. Blais agreed that in some instances she failed to perform any examination and/or failed to perform an appropriate examination. Since Dr. Yousefi did not personally examine the patients and failed to cause an appropriate examination to be performed, no bona fide practitioner-patient relationship existed.

b. According to Dr. Yousefi, he reviewed patient charts on a monthly basis and, after the fact, signed off on the controlled substances Ms. Blais had already independently prescribed and administered.

5. Dr. Yousefi stated to the investigator that following Ms. Blais’ reprimands, changes were made to the standing protocols so that they would comply with Virginia law. Dr. Yousefi indicated that two nurse practitioners had been hired and that they were present daily and present during all procedures, physicals, evaluations and histories. Dr. Yousefi stated that he is not involved in prescribing, but he

continues to provide the practice with medications. The nurse practitioners “take care” of the prescriptions and he orders the medication from the manufacturer. Dr. Yousefi also indicated that he has collaborative agreements in place with each nurse practitioner and supervises them in addition to Ms. Blais.

CONSENT

Jamal Yousefi, M.D., by affixing his signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document and I am not represented by counsel;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Board; and the right to representation by counsel;
4. I waive my right to an informal conference;
5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;
6. I consent to the entry of the following Order affecting my license to practice medicine in the Commonwealth of Virginia.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Medicine hereby ORDERS as follows:

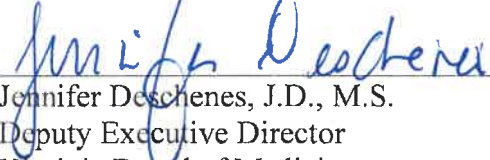
1. Jamal Yousefi, M.D., is REPRIMANDED.
2. Jamal Yousefi, M.D., is assessed a MONETARY PENALTY of \$5,000.00. This penalty shall be paid to the Board by certified check or money order made payable to the Treasurer of Virginia

within six (6) months from the date of entry of this Order. Failure to pay the full monetary penalty by the due date may cause the matter to be sent for collection and constitutes grounds for an administrative proceeding and further discipline.

3. Any violation of this Order or any statute or regulation governing the practice of medicine shall constitute grounds for further disciplinary action.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

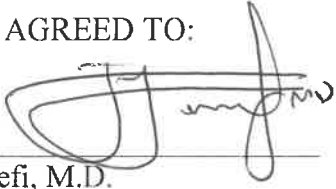
FOR THE BOARD



Jennifer Deschenes, J.D., M.S.
Deputy Executive Director
Virginia Board of Medicine

ENTERED: 2/27/2023

SEEN AND AGREED TO:

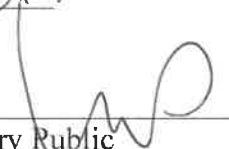


Jamal Yousefi, M.D.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF FAIRFAX, TO WIT:

Subscribed and sworn to before me, a notary public in and for the Commonwealth of Virginia at large, on

this 14th day of February, 2023.



Notary Public

My commission expires:

12-31-27

Registration No.:

8041573