

IN THE MATTER OF * **BEFORE THE**
JENNIFER ADU-FRIMPONG, M.D. * **MARYLAND STATE**
Respondent * **BOARD OF PHYSICIANS**
License Number: D69764 * **Case Numbers: 2222-0144A**

CONSENT ORDER

On October 11, 2022, Disciplinary Panel A (“Panel A”) of the Maryland State Board of Physicians (the “Board”) charged **JENNIFER ADU-FRIMPONG, M.D.** (the “Respondent”), License Number D69764, under the Maryland Medical Practice Act (the “Act”), Md. Code Ann., Health Occ. (“Health Occ.”) §§ 14-101 *et seq.* (2021 Repl. Vol.). Specifically, Disciplinary Panel A charged the Respondent with violating the following provisions of the Act:

§ 14-404. Denials, reprimands, probations, suspensions, and revocations – Grounds.

(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/or

...

(28) Fails to comply with the provisions of § 12-102 of this article[.]

On December 7, 2022, Panel A was convened as a Disciplinary Committee for Case Resolution (“DCCR”) in this matter. Based on 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

Disciplinary Panel A finds:

1. At all relevant times, the Respondent was and is licensed to practice medicine in the State of Maryland. The Board initially issued the Respondent a license to practice medicine in Maryland on September 14, 2009, under License Number D69764. Her license is scheduled to expire on September 30, 2024.
2. The Respondent is board certified in Pediatrics and Pediatric Emergency Medicine and at all relevant times practiced at an urgent care center with offices in Bel Air and Westminster, Maryland.
3. On October 30, 2020, the Board issued a permit to the Respondent to dispense prescription drugs under Permit #4191.
4. The Board sent notices to the Respondent regarding the Annual Report for Physician’s Permit to Dispense Prescription Drugs¹ on the following dates: September 9,

¹ Doctors who hold a permit to dispense prescription medication in Maryland are required to annually report to the respective board of licensure whether the physician has personally prepared and dispensed prescription drugs within the previous year. *See*: Health Occupations § 12-102(c)(2)(ii)(4)(L).

2021, October 7, 2021, and October 28, 2021. The Respondent failed to respond to the Board's correspondence.

5. On November 21, 2021, the Respondent's permit expired.

Board Investigation

6. On April 5, 2022, the Board notified the Respondent that it had opened an investigation of her after receiving information that the Respondent or her physician assistant(s) had continued to dispense medications after the expiration of the Respondent's license. The Board also issued a subpoena to the Respondent requesting a complete copy of the Respondent's logs for medication dispensed and/or delegated during the period of November 22, 2021 through April 5, 2022.

7. The Board received the dispensing logs requested from the Respondent which indicated that the Respondent and/or her delegates had dispensed a series of pediatric medications after the expiration of her permit in November 2021 through April 2022.

Respondent's Written Response

8. On June 13, 2022, the Respondent, through counsel, submitted a written response to the allegations. The Respondent stated that she became aware that her permit had expired in December 2021 and that she never received the notices from the Board. She made attempts to contact the Board after she realized her permit had expired but did not receive a response from the Board until April 2022 due to a technology incident involving the Board's system. The Respondent was granted a new permit on May 6, 2022.

CONCLUSIONS OF LAW

Based on the foregoing findings of fact, Disciplinary Panel A 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 failing to comply with the provisions of § 12-102 of this article, in violation of Health Occ. § 14-404(a)(28).

ORDER

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

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

ORDERED that within **ONE (1) YEAR** of the effective date of this Consent Order, the Respondent shall pay a civil fine of **FIFTEEN HUNDRED DOLLARS (\$1, 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 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).

Signature on File

01/09/2023
Date

Christine A. Farrelly, Executive Director
Maryland State Board of Physicians

CONSENT

I, Jennifer Adu-Frimpong, M.D., acknowledge that I have consulted with counsel before signing this document.

By the 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.

12/22/2022
Date

Signature on File

Jennifer Adu-Frimpong, M.D.
Respondent

NOTARY

STATE OF Maryland

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 22nd day of December 2022, before me, a Notary Public of the foregoing State and City/County, personally appeared Jennifer Adu-Frimpong, M.D., 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.

Susan A. Leder
Notary Public

My Commission expires: _____
SUSAN A. LEDER
Notary Public
Baltimore County
Maryland
My Commission Expires October 5, 2023