IN THE MATTER OF

* BEFORE THE

KEANNA N. DILLARD

* MARYLAND STATE

Respondent

* BOARD OF PHYSICIANS

License Number: R13234

* Case Number: 2222-0099A

* * * * * * * * * * * *

CONSENT ORDER

On January 31, 2023, Disciplinary Panel A ("Panel A") of the Maryland State Board of Physicians (the "Board") charged **KEANNA N. DILLARD** (the "Respondent") under the Maryland Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Act (the "Act"), codified at Health Occ. § 14-5B-01 *et seq.* (2021 Repl. Vol. and 2022 Supp.).

Specifically, Panel A charged the Respondent with violating Health Occ. § 14-5B-17(c):

Health Occ. § 14-5B-17. Unauthorized practice prohibited.

(c) Radiography. – Except as otherwise provided in this subtitle, a person may not practice, attempt to practice, or offer to practice radiography in this State unless licensed to practice radiography by the Board.

On April 12, 2023, 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 Facts, Conclusions of Law, Order, and Consent.

FINDINGS OF FACT

Panel A makes the following factual findings:

I. Background Information

- 1. At all times relevant to the events giving rise to these charges, the Respondent was not licensed to practice radiography in the State of Maryland. The Respondent did not obtain her license to practice radiography in Maryland until August 11, 2021.
- 2. At all times relevant, the Respondent was employed as a radiography/medical assistant at a medical practice (the "Practice"), 1 which provided mainly urgent care with some primary and pediatric care. The Practice has three active locations in Columbia, Oxon Hill, and Lusby, Maryland. The Practice was partly owned by a physician ("Physician A"), who was licensed to practice medicine in Maryland.
- 3. On or about September 24, 2021, the Board received an anonymous complaint alleging that Physician A was employing unlicensed individuals to operate x-ray machines at his Practice.
- 4. Based on the complaint, the Board initiated an investigation of the Respondent and the Practice.

II. Board Investigation

5. The Board's investigation revealed that from on or about August 26, 2020, to early January 2021, the Respondent took radiographs of patients and practiced radiography at the Practice's Oxon Hill location without a license.

The Respondent

¹ To ensure confidentiality and privacy, the names of individuals, hospitals and healthcare facilities involved in this case are not disclosed in this document.

- 6. On or about July 8, 2022, Board investigators interviewed the Respondent under-oath. During the interview, the Respondent stated that Physician A hired her as a radiographic technician on or about August 26, 2020, for the Practice's newly opened location in Oxon Hill. At the time, the Respondent had a radiographer's license in Virginia but not in Maryland. The Respondent stated that Physician A personally interviewed her and told her that she would be able to practice radiography in Maryland as long as she was certified by ARRT, which the Respondent was.
- 7. The Respondent stated that she was the Practice's sole radiographer at the Oxon Hill location from approximately August 2020 to January 2021 when Physician A terminated her employment. The Respondent stated that during that period she took approximately 20 to 30 radiographs per day, six days per week.
- 8. The Respondent stated that she became licensed to practice radiography in Maryland on or about August 11, 2021. She stated that Physician A later rehired her in November 2021 to take radiographs at his newly opened location in Lusby. The Respondent worked as a radiographer at the Practice's Lusby location until in or around March 2022 when she resigned.

Physician A

9. On or about July 6, 2022, and September 7, 2022, Board investigators interviewed Physician A under-oath. During the interview, Physician A admitted that he initially hired the Respondent for the purpose of taking radiographs at the Practice's Oxon Hill location. Physician A stated that the Respondent took radiographs of patients and

practiced radiography at the Practice's Oxon Hill location from approximately August 2020 to January 2021 without being licensed in Maryland.

CONCLUSION OF LAW

Based upon the findings of fact set forth above, Panel A concludes that the Respondent practiced radiography in Maryland without being licensed by the Board to practice radiography in Maryland, in violation of Health Occ. § 14-5B-17(c).

ORDER

It is thus by Panel A hereby

ORDERED that, within **ONE YEAR**, the Respondent shall pay a civil fine of \$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 this Consent Order goes into effect on 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 Panel A; and it is further

ORDERED that this is a public document.

05/11/2023 Date Signature On File

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

CONSENT

I, Keanna N. Dillard, acknowledge that I have consulted with counsel before signing this document.

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 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.

5 4 73 Date Signature On File

Keanna N. Dillard Respondent

NOTARY

STATE OF Virginia								
CITY/COUNTY OF <u>Fairfay</u>								
I	HEREBY	CERTIFY	that	on	this	Lfth	day	of
	May		, 2023, t	efore 1	ne, a No	otary Public of the	he forego	oing
State and City/County, did personally appear Keanna N. Dillard and made oath in due								
form of law that signing the foregoing Consent Order was her voluntary act and deed.								
AS WITNESSTH my hand and seal.								

Notary Public

My commission expires: 5p. 30,2026