

IN THE MATTER OF

\*

BEFORE THE MARYLAND

ASTRIX TECHNOLOGY

\*

STATE BOARD OF

Respondent

\*

PHYSICIANS

\*

Case Number: 2225-0061 A

\* \* \* \* \*

**CONSENT ORDER**

On October 7, 2024, Disciplinary Panel A (“Panel A”) of the Maryland State Board of Physicians (the “Board”) charged **ASTRIX TECHNOLOGY** (the “Respondent”), under the Maryland Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Act (the “Act”), Md. Code Ann., Health Occ. (“Health Occ.”) §§ 14-5B-01 *et seq.* (2021 Repl. Vol. & 2023 Supp.).

Panel A charged the Respondent under the following provisions of the Act:

**§ 14-5B-18.1. Employment or supervision of individuals practicing radiation technology, nuclear medicine, radiation oncology/therapy technology**

....

- (b) *Hospitals, related institutions, or alternative health system* – Except as otherwise provided in this subtitle, a hospital, related institution, alternative health system, or employer may not employ an individual practicing radiation therapy, radiography, nuclear medicine technology, or radiology assistance without a license.
- (c) A disciplinary panel may impose a civil penalty of up to \$1000 for employing an individual without a license under this section.

**Health Occ. § 14-5B-01. Definitions.**

.....

(h) “Licensed radiation therapist” means a radiation therapist who is licensed by the Board to practice radiation therapy.

.....

(n) “Practice radiation therapy” means to perform tumor localization radiography and apply therapeutic doses of radiation for the treatment of disease or injury.

The Respondent is entering into this Consent Order, consisting of Findings of Fact, Conclusions of Law, Order, and Consent.

**FINDINGS OF FACT**

Panel A finds the following:

**I. Background**

1. The Respondent is a staffing company with headquarters in New Jersey that provides contractors to federal, state, and local government agencies throughout the United States.

2. The Respondent hired an individual (the “Employee”)<sup>1</sup> as a radiation therapist in June 2020. On July 1, 2020, the Respondent placed the Employee on assignment with an agency within the federal government (the “Agency”) in Maryland.

3. At all times relevant to these charges, the Employee maintained employment with the Respondent.

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<sup>1</sup> To ensure confidentiality and privacy, the names of individuals, patients and institutions involved in this case are not disclosed in this Consent Order.

## **II. The Investigation**

4. On April 26, 2024, the Board received a Radiation Therapist Reinstatement Application filed by the Employee.

5. After reviewing the Employee's application, the Board initiated an investigation.

6. As part of its investigation, the Board subpoenaed and received records from the Respondent which listed the Employee's job requirements to include "Licensure as RTT [Radiation Therapy Technology] in Maryland."

7. On August 19, 2024, the Respondent, at the Board's request, provided a response to the Board's investigation which stated that the Employee "has been working as a Radiation Therapist for the [Agency] for over four years, including from May 1, 2023, to May 23, 2024."

8. The Employee's license to practice radiation therapy in Maryland expired on April 30, 2023, and was not reinstated until May 23, 2024.

9. The Board's investigation determined that between May 1, 2023 and May 22, 2024, the Respondent employed the Employee who practiced radiation therapy without a license in Maryland.

### **CONCLUSIONS OF LAW**

Based on the foregoing Findings of Fact, Panel A concludes as a matter of law that the Respondent is guilty of employing an individual practicing radiation therapy without a license in violation of Health Occ. § 14-5B-18.1(b).

**ORDER**

It is thus by a majority of a quorum of Disciplinary Panel A of the Board hereby:

**ORDERED** that within **THIRTY BUSINESS DAYS** of the effective date of this Consent Order, the Respondent, **ASTRIX TECHNOLOGY**, shall pay a civil fine of **ONE THOUSAND DOLLARS (\$1,000)**. 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; 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 the 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***

11/12/2024  
Date

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

**CONSENT**

I, Michele Beccarelli, as agent for **ASTRIX TECHNOLOGY** assert that the company is aware of their 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. Astrix Technology acknowledges that it has consulted with counsel before signing this document.

By this Consent, Astrix Technology agrees 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.

Astrix Technology asserts that it is aware of its right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 15-315 and Md. Code Ann., State Gov't §§ 10-

201 *et seq.* concerning the pending charges. Astrix Technology waives this right and has elected to sign this Consent Order instead.

Astrix Technology acknowledges the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which it would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on its behalf, and to all other substantive and procedural protections as provided by law. Astrix Technology waives those procedural and substantive protections. It acknowledges the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order.

Astrix Technology voluntarily enters into and agrees to comply with the terms and conditions set forth in the Consent Order as a resolution of the pending charges. Astrix Technology waives any right to contest the Findings of Fact and Conclusions of Law and Order set out in the Consent Order. Astrix Technology waives all rights to appeal this Consent Order.

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

11/7/2024  
Date

***Signature On File***

\_\_\_\_\_  
Agent for Astrix Technology  
(Printed Name)

***Signature On File***

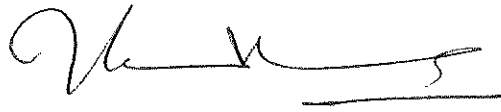
\_\_\_\_\_  
Agent for Astrix Technology  
(Signature)

**NOTARY**

STATE OF ~~MARYLAND~~ *New Jersey*  
CITY/COUNTY OF *Monmouth*

I HEREBY CERTIFY that on this *7<sup>th</sup>* day of *November*, 2024,  
before me, a Notary Public of the foregoing State and City/County personally appeared  
*Michele Beccarelli*, agent for **ASTRIX TECHNOLOGY**, and made an  
oath in due form of law that signing the foregoing Consent Order was her voluntary act  
and deed.

AS WITNESSETH my hand and notary seal.



\_\_\_\_\_  
Notary Public

My commission expires: **VINCENT THOMAS  
NOTARY PUBLIC, NEW JERSEY  
COMM# 2307172  
COMMISSION EXPIRES ON 10/29/2028**