

IN THE MATTER OF

*

BEFORE THE

KASHINA WALKER

*

MARYLAND STATE

Respondent

*

BOARD OF PHYSICIANS

Unlicensed

*

Case Number: 2220-0283B

* * * * *

CEASE AND DESIST ORDER

Pursuant to the authority granted to Disciplinary Panel B (“Panel B”) of the Maryland State Board of Physicians (the “Board”) under Md. Code Ann., Health Occ. (“Health Occ.”) § 14-206(e)(1) and (2)(i) (2014 Repl. Vol. & 2020 Supp.), Panel B hereby orders **KASHINA WALKER** (the “Respondent”), an unlicensed individual, to immediately **CEASE AND DESIST** from all activities associated with the practice of medicine in the State of Maryland, as defined in Health Occ. § 14-101(o), and from representing to the public that she is authorized to practice medicine and practice as a Physician Assistant in the State of Maryland.

The pertinent provisions of the Maryland Medical Practice Act (the “Act”), Health Occ. §§ 14-101 *et seq.*, under which Panel B issues this Order provide the following:

§ 14-101. Definitions.

- (o) *Practice medicine.* – (1) “Practice medicine” means to engage, with or without compensation, in medical:
 - (i) Diagnosis;
 - (ii) Healing;
 - (iii) Treatment;
 - (iv) Surgery.
- (2) “Practice medicine” includes doing, undertaking, professing to do, and attempting any of the following:

- (i) Diagnosing, healing, treating, preventing, prescribing for, or removing any physical, mental, or emotional ailment or supposed ailment of an individual:
 - 1. By physical, mental, emotional, or other process that is exercised or invoked by the practitioner, the patient, or both; or
 - 2. By appliance, test, drug, operation, or treatment[.]

§ 14-206. Judicial Powers.

...

- (e) *Cease and desist orders; injunctions.* – A disciplinary panel may issue a cease and desist order or obtain injunctive relief against an individual for:
 - (1) Practicing a profession regulated under this title or Title 15 of this article without a license;
 - (2) Representing to the public, by title, description of services, methods, procedures, or otherwise, that the individual is authorized to practice:
 - (i) Medicine in this State, in violation of § 14-602 of this title
- * * *
- (viii) As a physician assistant in this State, in violation of § 15-402 of this article[.]

§ 14-601. Practicing without license.

Except as otherwise provided in this title, a person may not practice, attempt to practice, or offer to practice medicine in this State unless licensed by the Board.

§ 14-602. Misrepresentation as a practitioner of medicine.

- (a) *In general.* -- Unless authorized to practice medicine under this title, a person may not represent to the public, by description of services, methods, or procedures, or otherwise, that the person is authorized to practice medicine in this State.
- (b) *Certain representations prohibited.* -- Except as otherwise provided in this article, a person may not use the words or terms “Dr.,” “doctor,” “physician,” “D.O.,” or “M.D.” with the intent to represent that the person practices medicine, unless the person is:

- (1) Licensed to practice medicine under this title;
- (2) A physician licensed by and residing in another jurisdiction, while engaging in consultation with a physician licensed in this State;
- (3) A physician employed by the federal government while performing duties incident to that employment;
- (4) A physician who resides in and is licensed to practice medicine by any state adjoining this State and whose practice extends into this State; or
- (5) An individual in a postgraduate medical program that is accredited by an accrediting organization recognized by the Board in regulations while the individual is practicing medicine in the program.

§ 15-401. Unauthorized practice.

- (a) *Prohibited.* -- Except as otherwise provided in this title, a person may not practice, attempt to practice, or offer to practice as a physician assistant in the State unless the person has a license issued by the Board.

§ 15-402. Unauthorized use of title.

- (b) *Use of terms "physician assistant," etc.* -- Unless licensed to practice as a physician assistant under this title, a person may not use the words or terms "physician assistant", "licensed physician assistant", or "P.A."

INVESTIGATIVE FINDINGS¹

Based on the investigatory information received by, made known to, and available to Panel B, there is reason to believe that the following facts are true:

I. BACKGROUND AND COMPLAINT

1. The Respondent has never been licensed to practice medicine in the State of Maryland. She has never been licensed or certified by any health occupations licensing board in Maryland.

¹ The statements regarding the Board's investigative findings are intended to provide the Respondent with reasonable notice of the basis of the Board's action. They are not intended as, and do not necessarily represent, a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in connection with this matter.

2. On or about January 23, 2020, the Board received a complaint from a human resources representative (the "Complainant") of a State government agency (the "Agency") stating that an employee ("Employee A") of the Agency submitted a possible fraudulent doctor's note to the Agency clearing him to return to work from a "Dr. Kashina Walker, Pain management specialist" at "Maryland Medical REHAB." The Complainant stated that she contacted the Respondent, who stated that Employee A was a recurring patient she last saw on December 17, 2019. The Complainant questioned the authenticity of the doctor's note and filed the complaint with the Board to inquire as to whether the Respondent was a licensed physician in Maryland.

3. After receiving the complaint, the Board initiated an investigation of the Respondent.

II. BOARD INVESTIGATION

4. As part of its investigation, the Board obtained additional information from the Agency that included nine additional doctor's notes clearing Employee A for returning to work from "Dr. Kashina Walker," "Kashina Walker, MD" and "Kashina Walker, Physician Assistant" at "Maryland Medical REHAB." When the Agency requested Employee A to provide additional documents to show that the Respondent saw him on the dates specified in the doctor's notes, he refused.

5. While searching the internet for information regarding the Respondent, Board staff discovered the Respondent's LinkedIn page in which she represented herself as "Physician Assistant/pain management - Sports Med." Under the heading of "Experience", the Respondent listed "Resident - University of Maryland Aug 2008 - Present 12 years 5 months Baltimore, Maryland Area" and "Johns Hopkins University

School of Education Master of Science (MSc) - Medicine.” The Respondent further listed “Loyola University Maryland.”

6. The Board subpoenaed the University of Maryland, Johns Hopkins University and Loyola University Maryland for documents relating to the Respondent. The University of Maryland and Johns Hopkins University each responded that they had no record of the Respondent having ever enrolled in their schools. Loyola University Maryland responded with a document showing that the Respondent took two early childhood education courses there.

7. On December 9, 2020, Board staff conducted a telephone interview of the Respondent. During the interview, the Respondent admitted that she had a LinkedIn page “some time ago” but refused to provide any additional information, including her address.

CONCLUSIONS OF LAW

Based on the foregoing Investigative Findings, Panel B concludes as a matter of law that the Respondent: practiced, attempted to practice, or offered to practice medicine without a license in violation of Health Occ. § 14-601; used the terms “Dr.” and “M.D.” intending to represent that she practiced medicine, in violation of Health Occ. § 14-602(b); practiced, attempted to practice, or offered to practice as a physician assistant without a license, in violation of Health Occ. § 15-401(a); represented or implied to the public by use of the title “licensed physician assistant,” by other title, or by description of services, methods, or procedures that she was licensed to practice as a physician assistant in violation of Health Occ. § 15-402(b).

ORDER

Based on the foregoing Investigative Findings and Conclusions of Law, it is, by a majority of the quorum of Panel B, hereby:

ORDERED that pursuant to the authority under the Maryland Medical Practice Act, Health Occ. § 14-206(e)(1), (2)(i), and (2)(vii), the Respondent, Kashina Walker, shall **IMMEDIATELY CEASE AND DESIST** from the practice of medicine and representing to the public that she is authorized to practice medicine and practice as a Physician Assistant in the State of Maryland; and it is further


ORDERED that this order is **EFFECTIVE IMMEDIATELY** pursuant to Md. Code Regs. 10.32.02.11E(1)(b), and it is further

ORDERED that this is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* and Md. Code Regs. 10.32.02.11E(1)(a).

Signature on File

05/20/2021

Date

Christine A. Farrelly 
Executive Director
Maryland State Board of Physicians

NOTICE OF OPPORTUNITY FOR A HEARING

The Respondent may challenge the factual or legal basis of this initial order by filing a written opposition, which may include a request for a hearing, within 30 days of its issuance. The written opposition shall be made to:

Christine A. Farrelly
Executive Director
Maryland State Board of Physicians
4201 Patterson Avenue, 4th Floor
Baltimore, Maryland 21215

A copy shall also be mailed to:

K. F. Michael Kao
Assistant Attorney General
Maryland Office of the Attorney General
Health Occupations Prosecution and Litigation Division
300 West Preston Street, Suite 201
Baltimore, Maryland 21201

If the Respondent files a written opposition and a request for a hearing, the Board shall consider that opposition and provide a hearing if requested. If the Respondent does not file a timely written opposition, the Respondent will lose the right to challenge this Initial Order to Cease and Desist and this Order will remain in effect.