

**REBECCA J. FARROW, D.R.T.
226 Woodland Avenue
Daytona Beach, Florida 32118**

Arthur C. Jee, D.M.D.
Board President
Maryland State Board of Dental Examiners
55 Wade Avenue/Tulip Drive
Catonsville, Maryland 21613

RE: Permanent Surrender of Certificate
Certificate Number: 15463
Case Numbers: 2014-190 & 2010-187

Dear Dr. Jee and Members of the Board:

Please be advised that I have decided to **PERMANENTLY SURRENDER** my certificate to practice dental radiation technology in the State of Maryland, Certificate Number 15463, effective upon the execution of this letter by the Board President. I understand that I upon the Board's acceptance of this permanent letter of surrender, I may not represent myself to the public by title, by description of services, methods, procedures, or otherwise that I am a certified dental radiation technologist in Maryland. Moreover, I may not practice dental radiation technology, as it is defined in the Maryland Code of Regulations ("COMAR") 10.44.19.01.

I understand that upon the Board's acceptance, this Permanent Letter of Surrender becomes a **FINAL ORDER** of the Board. I understand that the permanent surrender of my certificate means that I am in the same position as an uncertified individual.

My decision to permanently surrender my certificate to practice dental radiation technology in Maryland was prompted by the Maryland State Board of Dental Examiners' (the "Board's") investigation of my certificate and its subsequent issuance of a *Notice of Intent to Revoke Certificate* (the "Notice"), dated August 2, 2017. The Board based its Notice on my violation of: the terms and conditions of the Consent Agreement, dated September 26, 2014; and the Pre-Charge Consent Order, dated April 17, 2015. The Board's Notice further charged me with: fraudulently or deceptively obtaining or attempting to obtain a certificate, in violation of COMAR 10.44.19.11A(3); willfully making or filing a false report or record in the practice of dental radiation technology, in violation of COMAR 10.44.19.11A(9); failing to comply with a Board order, in violation of COMAR 10.44.19.11A(12); and behaving dishonorably or unprofessionally, in violation of COMAR 10.44.19.11A(15). **A copy of the Notice is attached hereto and incorporated herein.**

The Board's investigation found that I failed to comply with a Consent Agreement, dated September 26, 2014, when I failed to complete 10 hours of pro bono community services, and a Consent Order, dated April 17, 2015, when I failed to comply with my Monitoring and Advocacy Agreement with the Maryland Dentist Well-Being Committee, including regularly contacting my clinical coordinator to report my recovery progress. The Board investigation further determined that I failed to disclose in my 2017 Renewal Application about my Consent Order with the Board.

I have decided to permanently surrender my certificate to avoid prosecution of these disciplinary charges. I acknowledge that if the Board were to proceed with an evidentiary hearing in this matter, the State would be able to prove by a preponderance of the evidence that I violated the terms and conditions of Consent Agreement and the Consent Order, and the foregoing provisions of COMAR. I acknowledge for all purposes relevant to my licensure, that the allegations of fact contained in the Notice against me will be treated as proven.

I wish to state clearly that I have voluntarily, knowingly, and freely chosen to submit this Permanent Letter of Surrender. I understand that, by the execution of this Permanent Letter of Surrender, I am waiving the right to contest the Notice in a formal evidentiary hearing at which I would have the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf and to all other substantive and procedural protections provided by law, including the right to appeal.

I acknowledge that upon the execution of this Permanent Letter of Surrender, I shall surrender to the Board my Maryland dental radiation technology certificate, number 15463, including any wall certificate, renewal certificates and wallet-sized renewal cards in my possession. I understand that the Board will advise the National Practitioner Data Bank of this Permanent Letter of Surrender, and in any response to inquiry, that I have surrendered my certificate in lieu of disciplinary action under the Act as resolution of the matters pending against me. I also understand that in the event I would apply for licensure or certification in any form in any other state or jurisdiction, that this Permanent Letter of Surrender, and all underlying documents, may be released or published by the Board to the same extent as a final order that would result from disciplinary action pursuant to Md. Code Ann., General Prov. §§ 4-101 *et seq.* (2014).

I further recognize and agree that by submitting this Permanent Letter of Surrender, my dental radiation technology certificate in Maryland will remain permanently surrendered. In other words, I agree that I have no right to reapply for a certificate to practice dental radiation technology in the State of Maryland. I further agree that the Board is not obligated to consider any application for certification that I might file at a future date and that I waive any hearing rights that I might possess regarding any such application.

I acknowledge that I may not rescind this Permanent Letter of Surrender in part or in its entirety for any reason whatsoever. I understand the nature and effect of both

the Board's actions and this Permanent Letter of Surrender fully. I acknowledge that I understand the language, meaning, terms, and effect of this Letter of Surrender. I acknowledge that I had the opportunity to consult with an attorney but chose not to seek counsel before signing this Permanent Letter of Surrender, and I make this decision knowingly, voluntarily and without any duress.

Sincerely yours,

3/21/18
Date


Rebecca J. Farrow

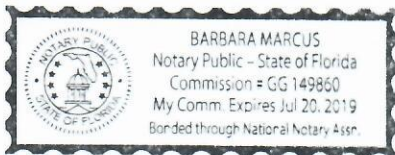
NOTARY PUBLIC


STATE OF Florida

CITY/COUNTY OF Volusia

I HEREBY CERTIFY that on this 21 day of MARCH, 2018, before me, a Notary Public of the State and City/County aforesaid, personally appear Rebecca J. Farrow, and declared and affirmed under the penalties of perjury that signing the foregoing Permanent Letter of Surrender was her voluntary act and deed.

AS WITNESS my hand and Notarial seal.




Notary Public

My Commission expires: July 20, 2019

ACCEPTANCE

On this 4th day of April, 2018, I, Arthur C. Jee, D.M.D., on behalf of the Maryland State Board of Dental Examiners, accept Rebecca J.

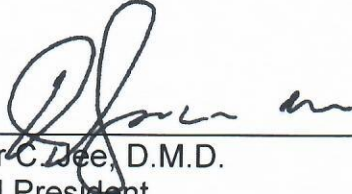
Permanent Letter of Surrender

Rebecca J. Farrow, D.R.T.

License No.: 15463, Case Nos.: 2014-190 & 2010-187

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Farrow's **PUBLIC PERMANENT SURRENDER** of her certificate to practice dental radiation technology in the State of Maryland.



Arthur C. Dee, D.M.D.

Board President

Maryland State Board of Dental Examiners

IN THE MATTER OF	*	BEFORE THE MARYLAND
REBECCA J. FARROW, D.R.T.	*	STATE BOARD OF
Respondent	*	DENTAL EXAMINERS
Certificate Number: 15463	*	Case Numbers: 2014-190 2010-187

* * * * *

NOTICE OF INTENT TO REVOKE CERTIFICATE

The Maryland State Board of Dental Examiners (the "Board") hereby notifies **REBECCA J. FARROW, D.R.T.** (Dental Radiation Technologist) (the "Respondent"), Certificate Number 15463, of its intent to revoke her certificate to practice as a DRT in the State of Maryland based on her violation of the terms and conditions of the Consent Agreement (the "Consent Agreement"), dated September 26, 2014, the Pre-Charge Consent Order (the "Consent Order"), dated April 17, 2015, and the Maryland Dentistry Act (the "Act"), codified at Md. Code Ann., Health Occ. I ("Health Occ. I") §§ 4-101 *et seq.* (2014 Repl. Vol.).

Specifically, the Board bases its action on the Respondent's violation of the following terms and conditions of the Consent Agreement and the Consent Order:

The Consent Agreement

- 3) By October 10, 2014, I will have completed 10 hours of Board approved pro bono community service or 10 hours of Board approved pro bono dental services, which I may lawfully perform.
- 4) By October 20, 2014, I submit proof to the Board that I have completed 10 hours of Board approved pro bono community service or 10 hours of Board approved pro bono dental services, which I may lawfully perform.

The Consent Order

ORDERED that within thirty (30) days from the date of this Pre-Charge Consent Order, the Respondent shall enter into a contract with the Maryland Dentist Well Being Committee (the "DWBC"). Said contract shall be 2 years in duration and shall include a urine/toxicology monitoring component. A violation of the DWBC contract, including but not limited to a positive result on a urine/toxicology screening and/or any other requirements that the DWBC deems appropriate, will be deemed a violation of this Pre-Charge Consent Order resulting in immediate suspension of the Respondent's Maryland certificate to practice dental radiation technology without either prior notice or opportunity to be heard, provided that the Respondent be given the opportunity for a show cause hearing before the Board at its next regularly scheduled meeting to show cause why her dental radiation technology certificate should not be suspended; and it is further

ORDERED that the Respondent shall at all times cooperate with the Board, any of its agents or employees, and with the DWBC; and it is further

The Board further bases its action on the Respondent's violation of the following provisions of the Act and Md. Code Regs. ("COMAR") 10.44.19 *et seq.*:

Health Occ. I § 4-505. Certification of dental radiation technologists.

- (a) *"Dental radiation technologists" and "practice dental radiation technology" defined; rules and regulations; competency requirements.* – The Board of Dental Examiners shall:
- (2) Adopt rules and regulations concerning qualifications, training, certification, monitoring of, and enforcement requirements for a dental radiation technologist[.]

COMAR 10.44.19.11. Penalties for Violations of These Regulations.

- A. Subject to the hearing provisions of this chapter, the Board may deny a certificate to practice dental radiation technology, reprimand any certified dental radiation technologist, place any certified dental radiation technologist on probation, or suspend or revoke the certificate of any certified dental radiation technologist, if the holder of the certificate:

- (3) Fraudulently or deceptively obtains or attempts to obtain a certificate for the applicant or for another;
- (9) Willfully makes or files a false report or record or fails to file a report or record in the practice of dental radiation technology or willfully induces another to file a false report;
- (12) Fails to comply with a Board order; [and]
- (15) Behaves dishonorably or unprofessionally[.]

ALLEGATIONS OF FACT¹

The Board bases its action on the following facts that the Board has reason to believe are true:

I. BACKGROUND

1. The Respondent was initially certified to practice dental radiation technology in the State of Maryland on or about June 15, 2009, under Certificate Number 15463. The Respondent did not file a renewal of her DRT certificate in 2017. As a result, her DRT certificate expired, effective March 1, 2017.²

II. BOARD INVESTIGATIONS

A. Case Number 2010-187

2. On or about April 17, 2015, the Respondent entered into the Consent Order with the Board. In the Consent Order, the Board found that based on the circumstances surrounding the Respondent's participation with the DWBC since 2009 and her plea of guilty to and conviction for driving a vehicle while under the influence of

¹ The allegations set forth in this document are intended to provide the Respondent with notice 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 these charges.

² The Respondent filed a *Dental Radiation Technologist Odd-Numbered Certificate Renewal* with the Board on or about March 21, 2017. The Respondent's renewal application was part of the Board's investigation under Case Number 2014-190.

alcohol in the District Court of Maryland for Howard County on or about August 22, 2014, the Respondent's guilty plea and conviction constituted a crime involving moral turpitude, which warranted Board sanction.

3. Specifically, on or about April 29, 2009, the Respondent filed an application for certification as a DRT with the Board in which she disclosed that she was arrested for alcohol-related driving offenses on December 26, 2006.

4. After reviewing the Respondent application, the Board issued a DRT certificate to the Respondent on June 15, 2009, on the condition that she be required to participate in the Maryland State Dental Association sponsored rehabilitation programs, including the DWBC.

5. On or about August 28, 2012, the DWBC notified the Board that the Respondent failed to keep an appointment with her counselor and failed to respond to the DWBC's inquiry. The Respondent later met her counselor and responded to the DWBC.

6. During a routine criminal background check of certificate holders, the Board discovered that on or about December 1, 2012, the Respondent was charged with possession of marijuana and alcohol-related driving offenses in the District Court of Maryland for Howard County.

7. On or about August 22, 2014, the Respondent pleaded guilty to driving a vehicle while under the influence of alcohol per se, in violation of Md. Code Ann., Transp. § 21-902(a)(2). The Court sentenced the Respondent to incarceration for one year with all but five days suspended followed by one year of supervised probation.

8. In lieu of facing disciplinary charges, the Respondent entered into the Consent Order on April 17, 2015, in which the Board ordered her to: enter into a contract with the DWBC for a minimum of two years; comply with all requirements the DWBC deems appropriate; and cooperate with the DWBC at all times.

9. The Respondent's Monitoring and Advocacy Agreement with the DWBC required that she call her clinical director at the DWBC to report progress of her recovery activities at least once per month.

10. The Respondent violated her Monitoring and Advocacy Agreement and DWBC requirements when she failed to call her clinical director to report her progress in November 2016, December 2016, March 2017 and May 2017.

B. Case Number 2014-190

11. In early 2013, the Respondent did not file a renewal of her DRT certificate, which expired, effective March 1, 2013.

12. On or about January 13, 2014, the Board received an *Application for Reinstatement of Expired 2013 Dental Radiation Technologist Certificate* (the "2014 Reinstatement Application") from the Respondent. Attached to the 2014 Reinstatement Application was a notarized statement from the Respondent stating that she had practiced dental radiation technology after her certificate had expired.

13. In lieu of a denial of her 2014 Reinstatement Application, the Respondent entered into the Consent Agreement with the Board on or about September 26, 2014, in which she agreed to complete 10 hours of Board-approved *pro bono* community service or dental services by October 10, 2014. The Respondent further agreed to provide proof of her completion of condition by October 20, 2014.

14. The Respondent failed to complete 10 hours of Board-approved *pro bono* community service or dental services by October 10, 2014.

15. A Board staff member contacted the Respondent and issued a letter, dated March 6, 2015, to her assigning her to perform *pro bono* community service with a specified organization.

16. On or about October 26, 2016, the Respondent contacted a Board staff member by telephone to advise that she was moving to Virginia and then to Florida. When the Board staff member asked the Respondent whether she had completed the *pro bono* community service, the Respondent stated, "Oops, I forgot."

17. On or about March 21, 2017, the Board received a *Dental Radiation Technologist Odd-Numbered Certificate Renewal* (the "2017 Renewal Application") from the Respondent.

18. Under "Section III - Character and Fitness," which is applicable for the period between March 1, 2015, and March 1, 2017, the Respondent checked "NO" to the following questions:

- a. Has any licensing or disciplinary board of any jurisdiction, including Maryland, or any federal entity denied your application for licensure, reinstatement, or renewal, or taken any action against your license, including but not limited to reprimand, suspension, revocation, a fine, or non-judicial punishment? If you are under a Board order or were ever under a Board order in a state other than Maryland you must enclose a certified legible copy of the entire Order with this Application.

19. The Respondent willfully failed to disclose that she entered into the Consent Order with the Board on or about April 17, 2015.

III. GROUNDS FOR DISCIPLINE

20. The Respondent's failure to call her clinical coordinator at the DWBC in November 2016, December 2016, March 2017 and May 2017 to report her progress in recovery activities in accordance with her Monitoring and Advocacy Agreement and the Consent Order constitutes, in whole or in part: Failing to comply with a Board order, in violation of Health Occ. I § 4-505 and COMAR 10.44.19.11A(12); behaving dishonorably or unprofessionally, in violation of § Health Occ. I § 4-505 and COMAR 10.44.19.11A(15); and a violation of the Consent Order, which ordered that she comply with all requirement the DWBC deems appropriate and cooperate with the DWBC.

21. The Respondent's failure to complete 10 hours of Board-approved pro bono community service or dental services by October 10, 2014, or any time thereafter, and her failure to submit proof of her completion by October 20, 2014, or any time thereafter, constitute, in whole or in part: behaving dishonorably or unprofessionally, in violation of Health Occ. I § 4-505 and COMAR 10.44.19.11A(15).

22. The Respondent's willful failure to disclose in her 2017 Renewal Application that she had entered into the Consent Order with Board on or about April 17, 2015, constitutes: fraudulently or deceptively obtaining or attempting to obtain a certificate, in violation of Health Occ. I § 4-505 and COMAR 10.44.19.11A(3); willfully making or filing a false report or record in the practice of dental radiation technology, in violation of Health Occ. I § 4-505 and COMAR 10.44.19.11A(9); and behaving dishonorably or unprofessionally, in violation of § Health Occ. I § 4-505 and COMAR 10.44.19.11A(15).

NOTICE OF POSSIBLE SANCTIONS

If, after a hearing, the Board finds that the Respondent has violated Health Occ. I § 4-505 and COMAR 10.44.19.11A(3), (9), (12) and/or (15), and/or the terms and conditions of the Consent Order and/or the Consent Agreement, the Board may impose disciplinary sanctions against the Respondent's certificate in accordance with the Board's regulations under COMAR 10.42.09 *et seq.*, including revocation, suspension, or reprimand, and may place the Respondent on probation, and/or may impose an administrative monetary penalty not exceeding \$5,000.

NOTICE OF AN OPPORTUNITY FOR A HEARING

In accordance with the Administrative Procedure Act, Md. Code Ann., State Gov't. II §§ 10-201 *et seq.* (2014 Repl. Vol.), the Board hereby notifies the Respondent of her opportunity for a hearing before the Board makes a final decision in this case. The Respondent must request a hearing **WITHIN THIRTY (30) DAYS** of service of this notice. The request for a hearing must be made in writing to:

Tony W. Torain, J.D.
Executive Director
Maryland State Board of Dental Examiners
SPRING GROVE HOSPITAL CENTER
Benjamin Rush Building
55 Wade Ave/Tulip Dr
Catonsville, Maryland 21228
Phone: (410) 402-8500
Fax: (410) 402-8523

If a request for a hearing is made, the Board will schedule a Case Resolution Conference and a hearing, and the Respondent will be notified of the scheduled dates.

If the Board does not receive a written request for a hearing within **thirty (30) days** of service of this notice, the Board will sign the attached Final Order.

08/02/2017

Date



Ali Behnia, D.M.D.

Board Vice President

Maryland State Board of Dental Examiners