

**IN THE MATTER OF**

**\* BEFORE THE STATE**

**KEOSHA P. BUIE**

**\* STATE BOARD OF**

**Certificate Number: 17845**

**\* DENTAL EXAMINERS**

**\* Case Number: 2010-150**

**\* \* \* \* \***

**CONSENT ORDER**

Upon initial review, the Maryland State Board of Dental Examiners (the "Board") notified Keosha P. Buie ("the Applicant"), (DOB: 09/30/1983) its Intent to Deny her Application for Dental Radiation Technologist Certification under the Maryland Dentistry Act (the "Act"). See Md. Health Occ. Code Ann. ("H.O.") §§ 4-101 et seq. (2005 and 2009 Repl. Vols.) and Code of Maryland Regulations tit. 10, §§ 44.19 et seq. The pertinent provisions state:

**H.O. § 4-505 Certification of dental radiation technologists.**

(d) After July 1, 1988, an individual may not practice dental radiation technology unless certified by the Board.

**Code of Md. Regs tit. 10, § 44.19.03 Qualifications.**

A. Except as otherwise provided in these regulations; to qualify to be certified as a dental radiation technologist, an applicant shall be an individual who:

(2) Is of good moral character:

**Code of Md. Regs tit. 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:

(7) Is convicted of or pleads guilty or nolo contendere to a felony or a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside.

In November 2012, the Applicant entered into discussions with Board Counsel. As a result of these discussions, the Board agreed to grant and the Applicant accepted a Probationary Certification and entered into this Consent Order.

### **FINDINGS OF FACT**

The Board makes the following findings of facts:

1. On or about September 2, 2009, the Board received the Applicant's Application for Dental Radiation Technologist Certification ("Application").
2. The Applicant identified herself as having been a former Baltimore City Police Officer. She stated that she was discharged from her duties in 2007 as a result of a theft conviction.
3. In Section III of the Application, under the header "Character and Fitness," the Applicant answered "YES" to Question F, which states as follows:

F. Have you pled guilty, nolo contendere, had a conviction or receipt of probation before judgment or other diversionary disposition of any criminal act, excluding minor traffic violations?
4. The Applicant provided the Board with a written explanation dated August 31, 2009, in which she claimed that her uncle set fire to her vehicle in April 2006, without her knowledge and that she "had nothing to do with it all". She also stated that, "[s]he figured that if [she] told the truth then he would go to jail for a criminal act". The Applicant implied that she was a victim of circumstance and that her alibis, her sister and a colleague were wrongly accused of "lying for [her]".

5. The Board's investigation revealed a criminal history that the Applicant failed to disclose on her application.
6. On May 17, 2006, the Applicant called the Baltimore County Police Department to report that her 2002 Ford Taurus had been stolen from outside of her residence. Eleven (11) minutes earlier, fire and police units had responded to a reported vehicle fire near 100 McPhail Street, Baltimore City. Upon their arrival, officers discovered that the subject vehicle was a 2002 Ford Taurus, registered to the Applicant. The Baltimore City Fire Investigation Bureau conducted an investigation which revealed that the cause of the fire was "an open flame (match or lighter) applied to ordinary combustibles".
7. The following day, on May 18, 2006, the Applicant filed an insurance claim with the Maryland Automobile Insurance Fund ("MAIF"), alleging that her vehicle had been stolen. She was later notified by the police that her vehicle was being held at a city impoundment lot and that she should contact Detective "A" from the Baltimore City Arson Unit.
8. One week later, on May 25, 2006, the Applicant met with a MAIF claims adjuster and signed a written affidavit reporting that her 2002 Ford Taurus had been stolen.
9. On June 5, 2006, Detective "A" from the Baltimore County Police Department spoke with the Applicant, telephonically and learned that the Applicant was an active Baltimore City Police Officer.
10. On June 20, 2006, the Applicant gave a statement, under oath, to a MAIF investigator, claiming that she knew nothing about the circumstances surrounding the theft of her vehicle. Based upon the Applicant's sworn statement, MAIF estimated the value of the stolen vehicle at \$8,000.

11. On June 22, 2006, Detective "A" interviewed the Applicant at Baltimore City Police Headquarters. During that interview, the Applicant gave several conflicting reports of the vehicle theft and later admitted that she had filed a false police report and a false insurance claim in order to avoid her lease payment obligations. She revealed the following facts:

- a. that her remaining lease payments on the 2002 Ford Taurus exceeded the value of the car on "trade in";
- b. that her uncle convinced her to allow him to create the illusion of a theft in order to collect insurance proceeds;
- c. that her uncle advised her to purchase an extra key which would be broken off in the ignition in order to perpetuate the illusion of a theft;
- d. that she had a duplicate key made and programmed for the vehicle by a local Ford dealership;
- e. that the Applicant delivered the vehicle to her uncle's "shop" on May 17, 2006 and was driven home by her sister;
- f. that after the insurance proceeds were paid (in approximately 30 days), her uncle agreed to randomly place the vehicle on a public street so that the police could recover it;
- g. that her uncle told her "not to worry" because "he does this all the time"; and that she did not know that her uncle intended on setting the car on fire but that he was "known to burn cars".

12. Following the Applicant's admission, MAIF was notified and a joint investigation by Baltimore City and County Police was initiated.

13. On or about June 30, 2006, the Applicant was charged in the District Court of

- Maryland for Baltimore County, Case # 002C00246997, with one (1) count of Attempted theft: over \$500 and one (1) count of False/misleading information/fraud. These charges pertained to the Applicant's filing of a false police report and insurance claim, alleging that her vehicle was stolen.
14. The Applicant entered a plea of not guilty to these charges and elected a jury trial in the Baltimore County Circuit Court.
  15. On March 1, 2007, the Applicant was convicted and sentenced to one (1) year imprisonment, sentence suspended; 180 days home confinement; 100 hours of community service; and two (2) years of supervised probation.
  16. On July 28, 2006, the Applicant was charged in the District Court of Maryland for Baltimore City, Case # 003B01799801 with one (1) count of Arson-2nd Degree; one (1) count of Malicious Burning- 1<sup>st</sup> degree; one (1) count of Malicious Burn/Fraud; one (1) count of Con-Arson- 2<sup>nd</sup> Degree; and one (1) count of Accessory after the statute. These charges pertained to the Applicant's scheme to have her vehicle "stolen", which ultimately resulted in the destruction of her vehicle by arson.
  17. On September 26, 2006, the Ms. Buie entered a plea of not guilty to these charges and requested a jury trial.
  18. On March 27, 2007, the Applicant was convicted in the Circuit Court for Baltimore City, Case # 106240042, of one (1) count of conspiracy to set fire and burn property, with intent to defraud.
  19. The Applicant was sentenced to eighteen months (18) incarceration, one hundred and seventy four (174) days suspended; six (6) days served and eighteen (18) months of supervised probation.
  20. On or about March 23, 2008, the Applicant was arrested and charged in the District

Court of Maryland for Baltimore City, Case # 3B01935587, with one (1) count Assault-2nd degree. The charges were filed by a former boyfriend who alleged that the Applicant had physically assaulted him.

21. On or about March 24, 2008, the Applicant was required to pay a bail bond in the amount of \$38,000.00 in order to secure her pre-trial release.
22. On or about May 7, 2008, the State entered a nolle prosequi plea in this case.
23. In the Applicant's written explanation to the Board dated August 31, 2009, she stated:  
"I was charged and convicted with a felony, attempted theft over \$500: I had 2 years probation, 180 days of home confinement and 100 hours community service. Since this all has been completed haven't been in any trouble, nor before the hiring of the Baltimore City Police Department."
24. The Applicant failed to disclose to the Board that she conspired with her uncle to have her car stolen and/or destroyed and that she submitted a fraudulent claim to MAIF in order to benefit from the insurance proceeds.
25. Her representation that she had "nothing to do" with her uncle setting her car on fire, was both deceptive and misleading. She may not have known the specific means by which her uncle would dispose of her vehicle but by her own admission, she certainly knew and intended for her vehicle to be "stolen". She had a duplicate key "cut and programmed" for that specific purpose but repeatedly denied this fact to the police until she was confronted with an invoice from the Ford dealership that had made the key at her request. The fact that her 2002 Taurus was set on fire versus some other method of destruction or disposal is irrelevant.
26. The Applicant failed to provide the Board with any specific details regarding her multiple arrests arising not only from the vehicle fire and subsequent fraud charges but

also her 2008 assault charge and arrest. To the contrary, the Applicant states in her explanation to the Board, that she had no prior or subsequent record.

27. The Applicant, a former Baltimore City Police Officer, hired to protect the public and uphold the law, betrayed the trust of the citizens of Maryland by conspiring to commit criminal fraud. She misled fellow officers and wasted the resources of the police department.

28. The Applicant's actions, as described above, constitute, in whole or in part, a lack of good moral character.

The Applicant's lack of moral character constitutes a ground for denial of her Application under Code of Md. Regs tit. 10, § 44.19.03A(2).

### **CONCLUSIONS OF LAW**

Based on the foregoing Findings of Fact, the Board concludes that the Applicant's conduct as set forth in the findings of fact is a violation of Code of Md. Regs tit. 10, § 44.19.11A(7).

### **ORDER**

Based on the foregoing Findings of Fact and Conclusions of Law, on this 6<sup>th</sup> day of December 2012, the Board, by a majority of the quorum of the Board, hereby:

**ORDERED** that the Applicant shall be granted a certificate to practice dental radiation technology; and it is further

**ORDERED** that once the Applicant is issued a certificate to practice radiation technology, the Applicant shall be placed on **PROBATION** for a period of two (2) years

commencing on the effective date of this Order, and, subject to the following terms and conditions:

1. The Applicant shall provide the Board with the name and address of her employer within three (3) days of her employment as a dental assistant or Dental Radiation Technologist.

2. The Applicant shall provide her employer with a copy of this Order.

The Applicant's employer supervisor shall submit a semi-annual written report to the Board that summarizes the Applicant's practice and addresses any other concerns.

3. The Applicant shall ensure that the Board receives the first report no later than six months from the effective date of this Order and every six (6) months thereafter. An unsatisfactory report will be considered a violation of this Consent Order.

4. The Applicant shall provide the Board with written notification of any change in her employment within three (3) days of such change.

5. The Applicant shall submit a semi-annual written report that describes her progress during her probationary period. The Board shall receive the first report no later than six months from the effective date of this Order and every six (6) months thereafter.

6. If the Applicant moves either permanently or temporarily, the Applicant shall provide the Board with written notification of her new address and telephone number within three (3) days of the move.

**ORDERED** that at the end of Applicant's probationary period, Applicant shall file a written petition to the Board for termination of the probationary status and the removal of any conditions or restrictions that resulted from this disciplinary action, provided that Applicant (1) has satisfactorily fulfilled all the terms and conditions set forth herein, (2) is not in violation of this Consent Order, and (3) there are no outstanding complaints



against the Applicant and (4) the Applicant has not received any unsatisfactory reports;  
and it is further

**ORDERED** that if the Applicant fails to make any such petition, then the probationary  
period status shall continue indefinitely, subject to the conditions set forth in this Consent  
Order; and it is further

**ORDERED** that if the Applicant violates any of the terms of this Consent Order, after  
notice and a hearing, and a determination of violation, the Board may it-lipase any other  
disciplinary sanctions it deems appropriate, said violation being proved by a  
preponderance of evidence. The resulting order shall be public and this Consent Order  
incorporated therein; and it is further


**ORDERED** that the Applicant shall be responsible for all costs incurred under this  
Consent Order; and it is further

**ORDERED** that the effective date of this Consent Order is the date that this consent  
Order is signed by the Board; and it is further

**ORDERED** that for purposes of public disclosure and as permitted by Md. State Govt.  
Code Ann. § 10-601et seq. (2009 Repl. Vol. & 2011 Supp.), this document consists of  
the contents of the foregoing Findings of Fact, Conclusions of Law, and Order, and is  
reportable to any entity to whom the Board is obligated to report; and be it further

**ORDERED** that this Order is a public document pursuant to Md. State Govt. Code Ann.  
§§ 10-601 et seq. (2009 Repl. Vol. & 2011 Supp.).

12/06/12  
Date

  
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Ngoc Q. Chu D.D.S., President  
Maryland Board of Dental Examiners

## CONSENT OF KEOSHA BUIE

I, KEOSHA BUIE, by affixing my signature hereto, acknowledge that:


1. I chose not to be represented an attorney.
  
2. I am aware that I am entitled to a formal evidentiary hearing before the Board, pursuant to Md. Health Occ. Code Ann. § 4-318 (Repl. Vol. 2009) and Md. State Govt. Code Ann. §§ 10-201 *et seq.* (Rep'. Vol. 2009).
  
3. I acknowledge the validity and enforceability of this Consent Order as if entered after 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 own behalf, and to all other substantive and procedural protections provided by law. I am waiving those procedural and substantive protections.
  
4. I voluntarily enter into and consent to the foregoing findings of fact, conclusions of law, and order and agree to abide by the terms and conditions set forth in this Consent Order, as a resolution of the Board's case, based on the findings set forth herein.
  
5. I waive my right to contest the findings of fact and conclusions of law, and I waive my right to a full evidentiary hearing, and any right to appeal this Consent

Order as set forth in Md. Health Occ. Code Ann. § 4-319 (Rep. Vol. 2009) and Md. State Govt. Code Ann. §§ 10-201 *et seq.* (Rep. Vol. 2009),

6. I acknowledge that by failing to abide by the terms and conditions set forth in this Consent Order, and, following proper procedures, I may be subject to disciplinary action, which may include revocation of my certification to practice as dental radiation technologist in the State of Maryland.

7. I sign this consent order, without reservation, as my voluntary act and deed. I acknowledge that I fully understand and comprehend the language, meaning, and terms of this order.

12.6.12  
Date

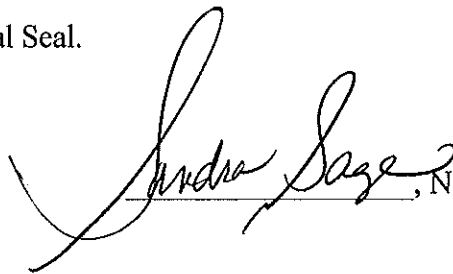
  
Keosha Buie

STATE OF Maryland  
CITY/COUNTY OF Baltimore

I hereby certify that on this 6<sup>th</sup> day of December, 2012, before me, a Notary Public for the State of Maryland and the City/County aforesaid, personally appeared KEOSHA BUIE and made oath in due form of law that the foregoing Consent Order was her voluntary act and deed.

My Commission Expires: 10/10/15

AS WITNESS my hand and Notarial Seal.

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