

IN THE MATTER OF

*

BEFORE THE MARYLAND

KERRY MCWILLIAMS-SHEK

*

BOARD OF CHIROPRACTIC

LICENSE NO. M01953

*

EXAMINERS

* * * * *

PRE-CHARGE CONSENT ORDER

Background

On July 12, 2007, the Maryland Board of Chiropractic Examiners (the "Board") received a complaint against Kerry McWilliams-Shek, CMT, License No. M01953 (the "Respondent") regarding allegedly practicing after her licensed had expired. The respondent's license expired on October 31, 2006. As a result of the Board's investigation into the matter, the Board had reason to believe that the Respondent did indeed practice massage therapy on close to 180 patients between November 1, 2006 and July 31, 2007. During this period, the respondent did not have a license to practice massage therapy.

In lieu of issuing Charges against the Respondent for violation of the Maryland Physical Therapy Act, Md. Code Ann., Health Occ. § 13-101 *et seq.*, the Board has voted to enter into this Pre-Charge Consent Order with the Respondent as a resolution of this matter.

FINDINGS OF FACT

1. The respondent's license expired on October 31, 2006.
2. As a result of the Board's investigation into the matter, the Board had reason to believe that the Respondent did indeed practice massage therapy on close to 180 patients between November 1, 2006 and July 31, 2007. During this period, the respondent did not have a license to practice massage therapy.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent has violated Md. Code Ann., Health Occ. §§3-5A--09(11) and 3-5A--11(a).

ORDER

Based on an affirmative vote of a quorum of the Board, it is this 14th day of February, 2008, hereby:

ORDERED that the Respondent's license to practice massage therapy be REPRIMANDED; and be it further

ORDERED that within 60 days of the date this order is executed, the Respondent shall pay a fine of \$500.00 to the Board.

ORDERED that the Respondent shall practice in accordance with the laws and regulations governing the practice of Massage Therapy in Maryland; and be it further

ORDERED that the Respondent shall at all times cooperate with the Board and all treatment providers in the monitoring, supervision, and investigation of the Respondent's compliance with the terms and conditions of this Consent Order; and be it further,

ORDERED that the Respondent shall be responsible for all costs associated with this Consent Order; and be it further,

ORDERED that this is a formal order of the Maryland Board of Chiropractic Examiners and as such is a public document pursuant to the Maryland Annotated Code, State Government Article, Section 10-617(h).

2/14/2008
Date

Duane R. Sadula, D.C.
Duane R. Sadula
President,, Board of Chiropractic Examiners

CONSENT

BY: _____

MAR 03 2008

1. By signing this Consent, I submit to the foregoing Consent Order as a resolution of this matter in lieu of formal charges, which process would have afforded me the right to a full evidentiary hearing. I consent and submit to the foregoing Findings of Fact, Conclusions of Law, and Order as if made after a full evidentiary hearing in 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.
2. I understand and agree that my failure to abide by the terms of this Consent Order in whole or in part may result in this matter being referred for formal charges and a full evidentiary hearing.
3. By signing this Consent, I waive any rights I may have had to contest the findings and determinations contained in this Consent Order.
4. I acknowledge the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.

RECEIVED

MAR 03 2008

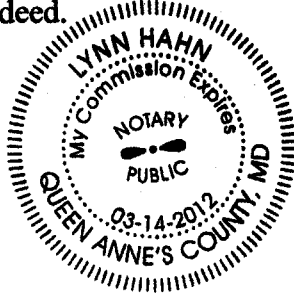
BY: _____ I sign this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

February 29, 2008
Date

Kerry McWilliams-Shek
Kerry McWilliams-Shek, CMT

STATE OF MARYLAND
COUNTY/CITY OF Queen Anne's:

I hereby certify that on this 29 day of February 2008, before me, a Notary Public of the State of Maryland and County/City aforesaid, personally appeared Kerry McWilliams-Shek and made an oath in due form that the foregoing Consent was her voluntary act and deed.



Lynn Hahn
Notary Public
My commission expires: 3/14/12