

IN THE MATTER OF \* BEFORE THE MARYLAND  
RICARDO JONATHAN FOX \* BOARD OF NURSING  
CERTIFICATE NOS.: MT0092146 \*  
A00131168 \*

\* \* \* \* \*

**FINAL ORDER OF SUSPENSION OF MEDICATION TECHNICIAN CERTIFICATE  
AND CERTIFIED NURSING ASSISTANT CERTIFICATE FOR DELINQUENT CHILD  
SUPPORT**

**CHILD SUPPORT ADMINISTRATION CASE NUMBER: 60026884**

On or about June 26, 2022, the Maryland Board of Nursing (the “Board”) received a written request from the Maryland Department of Human Resources, Child Support Enforcement Administration (the “Administration”) to suspend the certificates (hereinafter “certificates”) of **RICARDO JONATHAN FOX** (the “Respondent”), Certificate Numbers **MT0092146** and **A00131168**, to practice as a Certified Medication Technician and Certified Nursing Assistant in the State of Maryland for delinquent child support for CASE NUMBER **60026884**, in accordance with Md. Code Ann., Fam. Law § 10-119.3 (2014 Repl. Vol.), which provides in pertinent part:

(e)(2) Except as provided in paragraph (3) of this subsection, upon notification by the Administration under this section, a licensing authority<sup>1]</sup> shall:

(i) suspend an individual’s license;<sup>2]</sup> or

(ii) deny the license of an individual who is an applicant for a license from the licensing authority.

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<sup>1</sup> The Board of Nursing is a unit within the Maryland Department of Health. Md. Code Ann., Health-Gen. §§ 2-101 and 2-106(a)(13) (2014 Repl. Vol.). It is also a “licensing authority” within the meaning of § 10-119.3(a)(3)(i)-(ii)(2) of the Family Law Article (“‘Licensing authority’ means a department, unit of a department, commission, board, office, or court of this State.” “‘Licensing authority’ includes: . . . the Department of Health.”).

<sup>2</sup> “‘License’ means any *license, certificate, registration, permit, or other authorization*” that is issued by the Board of Nursing. Fam. Law § 119.3(a)(2) (emphasis added).

**FOX, Ricardo Jonathan [MT0092146; A00135664]**  
**Final Order of Suspension of Medication Technician Certificate and Certified Nursing Assistant Certificate**

(h)(1) Except as provided in paragraph (2) of this subsection, prior to the suspension or suspension of a license under subsection (e) of this section, a licensing authority shall send written notice of the proposed action to the individual whose license is subject to suspension or suspension, including notice of an individual's right to contest the identity of the individual whose license or application is to be suspended or denied.

...

(i)(1)(i) Except as provided in paragraph (2) of this subsection, an individual may appeal a decision of a licensing authority to suspend or deny the individual's license in accordance with Title 10, Subtitle 2 of the State Government Article.

(ii) At a hearing under this paragraph, the issue shall be limited to whether the Administration has mistaken the identity of the individual whose license has been suspended or denied.

...

(k) A licensing authority shall immediately reinstate any license suspended, or process an application for any license denied, under this section if:

- (1) notified by the Administration that the license should be reinstated; and
- (2) the individual otherwise qualifies for the license.

On July 29, 2022, the Board sent an unexecuted copy of this Final Order of Suspension of Medication Technician Certificate and Certified Nursing Assistant Certificate for Delinquent Child Support to the Respondent at the address provided by the Administration. Accompanying the unexecuted Order was a cover letter giving the Respondent written notice of the Respondent's right to contest in writing within thirty (30) days of the date of the letter, the Respondent's identity, that is, to contest that the Respondent was the **RICARDO JONATHAN FOX**, Certificate Numbers **MT0092146** and **A00135664**, named by the Administration as the individual whose certificates should be suspended for delinquent child support. In addition, the letter also gave the Respondent written notice that if the Respondent did not submit to the Board a written contest of mistaken identity on or before **September 1, 2022**, the Board would execute this Order as written.

**FOX, Ricardo Jonathan [MT0092146; A00135664]  
Final Order of Suspension of Medication Technician Certificate and Certified Nursing  
Assistant Certificate**

The Respondent did not submit a written contest regarding mistaken identity to the Board by September 1, 2022.

**FINDINGS OF FACT**

1. The Board issued a certificate to practice as a Certified Medication Technician to the Respondent on August 22, 2014. The Respondent's certificate is currently active and will expire on November 28, 2023.

2. The Board issued a certificate to practice as a Certified Nursing Assistant to the Respondent on April 17, 2013. The Respondent's certificate is currently non-renewed and expired on November 28, 2016.

3. On or about July 26, 2022, the Board received a written request from the Maryland Department of Human Resources, Child Support Enforcement Administration, entitled "Request to Suspend or Deny License for Delinquent Child Support" (hereinafter "Request to Suspend"), which requested that the Board suspend the Respondent's certificates to practice as a Certified Medication Technician and Certified Nursing Assistant for delinquent child support under the authority of § 10-119.3 of the Family Law Article. According to the Request to Suspend, the Respondent had an arrearage in Administration Case Number 60026884, totaling \$3,865.54.

4. Sections 10-119.3(e)(2) and (h)(1) of the Family Law Article require that the Board suspend the license and/or certificate of a person upon notification by the Administration and after sending written notice to that person of the proposed suspension of the person's licensure and/or certification and notice of the person's right "to contest the identity of the individual whose licensure and/or certification is proposed to be denied."

**FOX, Ricardo Jonathan [MT0092146; A00135664]  
Final Order of Suspension of Medication Technician Certificate and Certified Nursing  
Assistant Certificate**

5. On July 29, 2022, the Board sent an unexecuted copy of this Final Order of Suspension of Medication Technician Certificate and Certified Nursing Assistant Certificate for Delinquent Child Support to the Respondent at the address provided by the Administration. Included with the unexecuted Final Order was a letter giving the Respondent written notice of the Respondent's right to contest, in writing to the Board within thirty days of the date of the letter, the Respondent's identity, that is, to contest that the Respondent was the **RICARDO JONATHAN FOX**, Certificate Numbers **MT0092146** and **A00135664**, named by the Administration as the individual whose certificates should be suspended for delinquent child support. In addition, the letter also gave the Respondent written notice that if the Respondent did not submit to the Board a written contest of mistaken identity on or before November 4, 2019, the Board would execute this Order as written.

6. The Respondent did not submit to the Board a written contest regarding mistaken identity by **September 1, 2022**.

7. Having given the Respondent the statutorily required written notice of the Board's intent to suspend the Respondent's certificates and of the Respondent's right to contest identity pursuant to § 10-119.3(h)(1) of the Family Law Article and receiving no written response or contest from the Respondent regarding mistaken identity, the Board is statutorily required by § 10-119.3(e)(2) of the Family Law Article to suspend the Respondent's certificates to practice as a Medication Technician and Certified Nursing Assistant.

**FOX, Ricardo Jonathan [MT0092146; A00135664]  
Final Order of Suspension of Medication Technician Certificate and Certified Nursing  
Assistant Certificate**

**CONCLUSIONS OF LAW**

Based on the foregoing findings of fact, the Board concludes that it is statutorily required, pursuant to § 10-119.3(e)(2)(i) of the Family Law Article, to suspend the Respondent's certificates to practice as a Medication Technician and Certified Nursing Assistant until the Board receives notification from the Administration that the Respondent's certificates should be reinstated and the Respondent is otherwise qualified to be certified pursuant to § 10-119.3(k)(1)-(2) of the Family Law Article.

**ORDER**

It is this hereby:

**ORDERED** that the certificate of the Respondent, **RICARDO JONATHAN FOX**, Certificate Number MT0092146, to practice as a Certified Medication Technician in the State of Maryland is hereby **SUSPENDED**; and it is further

**ORDERED** that the certificate of the Respondent, **RICARDO JONATHAN FOX**, Certificate Number A00131168, to practice as a Certified Nursing Assistant in the State of Maryland is hereby **SUSPENDED**; and it is further

**ORDERED** that the Respondent's certificates shall remain suspended until the Board receives notification for Child Support Enforcement Administration Case Number 60026884 from the Maryland Department of Human Resources, Child Support Enforcement Administration, that the Respondent's certificates should be reinstated pursuant to § 10-119.3(k)(1)-(2) of the Family Law Article.

**FOX, Ricardo Jonathan [MT0092146; A00135664]  
Final Order of Suspension of Medication Technician Certificate and Certified Nursing  
Assistant Certificate**

**ORDERED** that this is a Final Decision and Order of the Board and, as such, is a **PUBLIC RECORD** pursuant to Md. Code Ann., Gen. Prov. § 4-101 *et seq.* (2014).

9/1/2022  
Date

Karen E. B. Evans MSN, RN-BC  
The Executive Director's Signature  
Appears on the Original Document

**NOTICE OF APPEAL RIGHTS**

The Respondent has a right to appeal this final decision of the Board pursuant to § 10-119.3(i) of the Family Law Article, which provides as follows:

- (i)(1)(i) Except as provided in paragraph (2) of this subsection, an individual may appeal a decision of a licensing authority to suspend or deny the individual's license in accordance with Title 10, Subtitle 2 of the State Government Article.
- (ii) At a hearing under this paragraph, the issue shall be limited to whether the Administration has mistaken the identity of the individual whose license has been suspended or denied.