

STATE OF MARYLAND



DHMH Board of Physicians

Maryland Department of Health and Mental Hygiene

4201 Patterson Avenue • Baltimore, Maryland 21215-2299

Martin O'Malley, Governor – Anthony G. Brown, Lt. Governor – John M. Colmers, Secretary

November 19, 2009

Gerard Dauer, R.T.
8111 Kylemore Way
Ellicott City, Maryland 21043

Case No.: 2008-0760
License No.: R0002847
Respondent: Gerard Dauer, R.T.

Dear Mr. Dauer

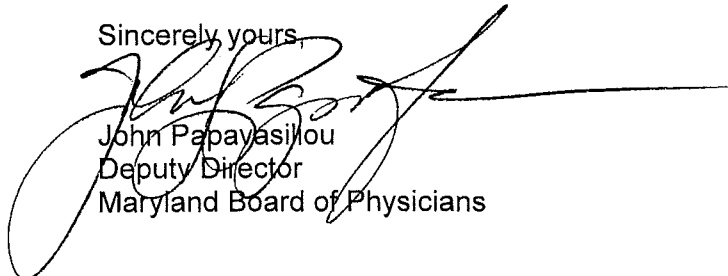
On October 27, 2009, the Board issued an **ORDER FOR SUMMARY SUSPENSION OF LICENSE TO PRACTICE RADIATION TECHNOLOGY** in this case. Mr. Dauer was given an opportunity to attend a hearing on that issue on November 18, 2009. Mr. Dauer attended the hearing on that date together with his counsel, Mervyn Schwedt, Esq. The State was represented by Victoria H. Pepper, Esq., Administrative Prosecutor.

After considering the presentations at the hearing, the Board determined that it would not lift the summary suspension first imposed on October 27, 2009. The Board concluded that the arguments submitted and the responses to the Board's questions did not significantly change the Board's findings or conclusions regarding the danger to the public which would be posed by Mr. Dauer practicing radiation technology at this time. The Board advised Mr. Dauer of this decision orally on the hearing date.

Under the Board regulations, you have the right to request a full evidentiary hearing before an Administrative Law Judge. This request will be granted if you make it within ten days of the date of this letter. Any request for a hearing should be made to Barbara Vona, Esq., Chief of Compliance Administration at the above address. If you request such a hearing, the regulations require that an Administrative Law Judge set the hearing to begin within 30 days of your request.

This letter constitutes an order of the Board resulting from formal disciplinary action and is therefore a public document.

Sincerely yours,



John Papayasiou
Deputy Director
Maryland Board of Physicians

cc: Mervyn Schwedt, Esq.
Victoria H. Pepper, Esq.

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