

IN THE MATTER OF
DIEGO ESCOBOSA, M.D.

Respondent

Licensed Number: D43930

*** BEFORE THE**
*** MARYLAND STATE**
*** BOARD OF PHYSICIANS**
*** Case Number: 7724-0054**

* * * * *

TERMINATION OF CDS PROHIBITION

On November 30, 2022, Disciplinary Panel A (the “Panel”) of the Maryland State Board of Physicians (the “Board”) and Diego Escobosa, M.D. (the “Respondent”) entered into a Consent Order wherein the Panel concluded, as a matter of law, that the Respondent was guilty of unprofessional conduct in the practice of medicine, failed to meet appropriate standards as determined by appropriate peer review for the delivery of quality medical and surgical care, failed to cooperate with a lawful investigation conducted by the Board or a disciplinary panel, and failed to keep adequate medical records as determined by appropriate panel review.

Under the terms of the Consent Order, the Panel reprimanded the Respondent, suspended his Maryland medical license for a minimum period of thirty (30) calendar days¹, and required him to comply with certain conditions, including, that he enroll in and comply with the Maryland Professional Rehabilitation Program (“MPRP”), and provide the Panel with the name, pertinent professional background information of a supervisor who is board certified to supervise him for the duration of his probationary period. The Consent Order further ordered that the Respondent may submit a written petition for termination of suspension, and upon termination, the Respondent is placed on probation for a minimum period of two years with probationary terms and conditions.

¹ The Consent Order ordered that the Respondent’s suspension will not be terminated until a supervisor has been approved by the Panel.

On January 18, 2024, after consideration of the Respondent's petition to terminate his suspension, the Panel issued an Order Terminating Suspension and Imposing Probation,² wherein the Panel terminated the suspension imposed by the November 30, 2022 Consent Order, ordered that the reprimand remain in effect and ordered the Respondent be placed on probation for a minimum period of two (2) years with certain terms and conditions, including remaining enrolled in MPRP, successfully completing two courses, (1) a course in prescribing of controlled dangerous substances that deals, at least in part, with prescribing stimulants such as Adderall and Vyvanse; and (2) professional ethics, pay a civil fine of \$10,000 within six (6) months,³ and be subject to supervision for a minimum of two (2) years (eight quarterly reports) by a disciplinary panel approved supervisor. Further, the Order Terminating Suspension and Imposing Probation prohibited the Respondent from prescribing and dispensing controlled dangerous substance medications until he successfully completes the courses. The Respondent has completed the required two (2) courses. It is thus hereby

ORDERED that the prohibition on the Respondent's ability to prescribe and dispense controlled dangerous substance medications is **TERMINATED**; and it is further

ORDERED that the reprimand imposed in the November 30, 2022 Consent Order remains in effect; and it further

ORDERED that the **PROBATION**⁴ and the terms and conditions imposed by the January 18, 2024 Order Termination Suspension and Imposing Probation remain in effect; and it is further

² A copy of the Consent Order and Order Terminating Suspension and Imposing Probation are incorporated by reference and available upon request.

³ On June 12, 2024, the Panel granted the Respondent until July 18, 2025 to pay the civil fine in full.

⁴ If the Respondent ceases to practice medicine or if his license expires during the probationary period, the probation, and condition (4) outlined in the Order Terminating Suspension and Imposing Probation, will be tolled.

ORDERED that the Respondent shall not apply for early termination of probation; and it

is further

ORDERED that a violation of probation constitutes a violation of this Termination Order; and it is further

ORDERED that, after the Respondent has complied with all terms and conditions of probation, the minimum period of probation imposed by the January 18, 2024 Order Terminating Suspension and Imposing Probation has passed, and after the Respondent's supervisor has submitted to the Board eight quarterly reports that are satisfactory to the Panel, the Respondent may submit to the Board a written petition for termination of probation. After consideration of the petition, the probation may be terminated through an order of the disciplinary panel. The Respondent may be required to appear before the disciplinary panel to discuss his petition for termination. The disciplinary panel may grant the petition to terminate the probation through an order of the disciplinary panel, if the Respondent has complied with all probationary terms and conditions and there are no pending complaints related to the charges; and it is further

ORDERED that the Respondent is responsible for all costs incurred in fulfilling the terms and conditions of this Termination Order; and it is further

ORDERED that, if the Respondent allegedly fails to comply with any term or condition imposed by this Termination Order, the Respondent shall be given notice and an opportunity for a hearing. If the disciplinary panel determines there is a genuine dispute as to a material fact, the hearing shall be before an Administrative Law Judge of the Office of Administrative Hearings, followed by an exceptions process before a disciplinary panel; and if the disciplinary panel determines there is no genuine dispute as to a material fact, the Respondent shall be given a show cause hearing before a disciplinary panel; and it is further

ORDERED that after the appropriate hearing if the disciplinary panel determines that the Respondent has failed to comply with any term or condition imposed by this Termination Order, the disciplinary panel may reprimand the Respondent, place the Respondent on probation with appropriate terms and conditions, or suspend with appropriate terms and conditions, or revoke the Respondent's license to practice medicine in Maryland. The disciplinary panel may, in addition to one or more of the sanctions set forth above, impose a civil monetary fine on the Respondent; and it is further

ORDERED that the effective date of the Termination Order is the date the Termination Order is signed by the Executive Director of the Board or her designee. The Executive Director signs the Termination Order on behalf of the disciplinary panel which has imposed the terms and conditions of this Termination Order and it is further

ORDERED that this Termination Order is a public document. *See* Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Prov. § 4-333(b)(6).

07/11/2024
Date

Signature On File

Christine A. Farrelly / 10 0
Executive Director
Maryland State Board of Physicians