

Walter Gianelle, M.D.

Mark D. Olszyk, M.D., Chair
Disciplinary Panel A
Maryland State Board of Physicians
4201 Patterson Avenue, 4th Floor
Baltimore, MD 21215-2299

Re: Permanent Surrender of License to Practice Medicine
Walter Gianelle, M.D. License Number: D44413
Case Number: 7723-0042 & 2224-0106

Dear Dr. Olszyk and Members of Disciplinary Panel A,

Please be advised that, pursuant to Md. Code Ann., Health Occ. ("Health Occ.") §14-403, I have decided to **PERMANENTLY SURRENDER** my license to practice medicine in the State of Maryland, License Number D44413, effective immediately. I understand that upon surrender of my license, I may not give medical advice or treatment to any individual, with or without compensation, and cannot prescribe medications or otherwise engage in the practice of medicine in the State of Maryland as it is defined in the Maryland Medical Practice Act (the "Act"), Health Occ. §§ 14-101 *et seq.* and other applicable laws. In other words, as of the effective date of this Permanent Letter of Surrender, I understand that the surrender of my license means that I am in the same position as an unlicensed individual in the State of Maryland.

I understand that this Permanent Letter of Surrender is a **PUBLIC DOCUMENT**, and upon Disciplinary Panel A's ("Panel A") acceptance, becomes a **FINAL ORDER** of Panel A of the Maryland State Board of Physicians (the "Board").

I acknowledge that on December 15, 2022, the Panel issued an Order to Terminate Suspension and Impose Probation, which placed me on probation for a minimum of three years with terms and conditions, which included compliance with all of the Maryland Professional Rehabilitation Program ("MPRP")'s referrals, rules, and requirements. I acknowledge that I was discharged by MPRP for cause on May 13, 2024 for failing to comply with MPRP's treatment recommendations and that this discharge constituted a violation of the December 15, 2022 Order to Terminate Suspension and Impose Probation.

I further acknowledge that the Board received a Mandated 10-Day Report from a health care facility stating that I was terminated on January 22, 2024 for billing for services under the name of a different provider.

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I have decided to permanently surrender my license to practice medicine in the State of Maryland to avoid further investigation and prosecution of the allegations, my violation of the December 15, 2022 Order to Terminate Suspension and Impose Probation, and due to my retirement. I recognize that for all purposes relevant to medical licensure that the allegations regarding my billing for services under the name of a different provider shall be treated as proven and that these allegations support a conclusion that I violated Health Occ. § 14-404(a) (3)(ii) (unprofessional conduct in the practice of medicine), (11) (willfully makes or files a false report or record in the practice of medicine).

I wish to make it clear that I have voluntarily, knowingly and freely chosen to submit this Permanent Letter of Surrender to avoid the issuance of charges and prosecution of the aforementioned allegations. I do not wish to contest these allegations. I understand that by executing this Permanent Letter of Surrender I am waiving my right to contest any charges that would issue from Panel A's investigative findings in a formal evidentiary hearing at which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf and all other substantive and procedural protections provided by law, including the right to appeal to circuit court.

I understand that the Board will advise the Federation of State Medical Boards, and the National Practitioner Data Bank of this Permanent Letter of Surrender. I also understand that in the event I would apply for licensure in any form in any other state or jurisdiction that this Letter of Surrender may be released or published by the Board to the same extent as a final order that would result from disciplinary action, pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.*, and that this Permanent Letter of Surrender constitutes a disciplinary action by Panel A.

I affirm that I will provide access to and copies of medical records to my patients in compliance with Title 4, subtitle 3 of the Health General Article. I also agree to surrender my Controlled Dangerous Substance Registration to the Office of Controlled Substances Administration.

I further recognize and agree that by submitting this Permanent Letter of Surrender, my license will remain permanently surrendered. In other words, I agree that I have no right to reapply and will not reapply for a license to practice medicine in the State of Maryland.

I acknowledge that I may not rescind this Permanent Letter of Surrender in part or in its entirety for any reason whatsoever. Finally, I wish to make clear that I have been advised of my right to be represented by an attorney of my choice throughout proceedings before Panel A, including the right to consult with an attorney prior to signing this Permanent Letter of Surrender. I understand both the nature of Panel A's actions and this Permanent Letter of Surrender fully. I acknowledge that I understand and

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comprehend the language, meaning and terms and effect of this Permanent Letter of Surrender. I make this decision knowingly and voluntarily.

Very truly yours,

Signature On File

Walter Gianelle, M.D.

NOTARY

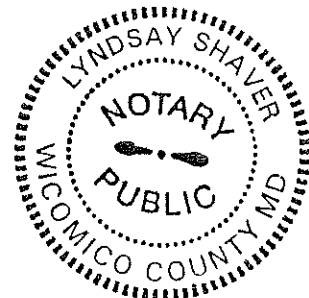
STATE OF Maryland
CITY/COUNTY OF WICOMICO

I HEREBY CERTIFY that on this 20 day of June, 2024 before me, a Notary Public of the City/County aforesaid, personally appeared Walter Gianelle, M.D., and declared and affirmed under the penalties of perjury that the signing of this Permanent Letter of Surrender was voluntary.

AS WITNESS my hand and Notarial seal.


Notary Public

My commission expires: 10/8/27



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ACCEPTANCE

On behalf of Disciplinary Panel A, on this 26th day of June, 2024, I,
Christine A. Farrelly, accept the permanent **PUBLIC SURRENDER** of Walter Gianelle,
M.D.'s license to practice medicine in the State of Maryland.

Signature On File

Christine A. Farrelly, Executive Director
Maryland Board of Physicians