

IN THE MATTER OF
DAVID C. ALLEN, M.D.

Respondent

License Number: D25230

*** BEFORE THE**
*** MARYLAND STATE**
*** BOARD OF PHYSICIANS**
*** Case Number: 2011-0258**

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ORDER TERMINATING PROBATION

On January 16, 1996, the Maryland State Board of Physicians and Dr. Allen entered into a nonpublic Disposition Agreement (the "Agreement") for a five (5) year term to monitor Dr. Allen's substance abuse progress and recovery, whereby Dr. Allen agreed to comply with the terms of a Physician Rehabilitation Advocacy Contract with the Medical and Chirurgical Faculty of Maryland ("MedChi").

On June 24, 1999, Dr. Allen entered into a subsequent Contract with MedChi for a five (5) year term, effective June 24, 1999 through June 24, 2004. On June 28, 2000, the Board and Dr. Allen entered into a Modified Disposition Agreement¹ modifying the January 16, 1996 Agreement so as to run currently with the Board-approved Contract of June 24, 1999.

On December 11, 2000, the Board issued an Order for Summary Suspension of License to Practice Medicine that summarily suspended Dr. Allen's license to practice medicine in the State of Maryland.²

On May 23, 2001, the Board accepted Dr. Allen's public Letter of Surrender of his license to practice medicine in the State of Maryland in lieu of proceeding to a hearing on the Board's summary suspension of his license.³ Dr. Allen agreed not to petition the Board for reinstatement for 18 months and

¹ The Modified Disposition Agreement provided in part: a) Dr. Allen shall abstain from alcohol; b) Dr. Allen shall not self-prescribe medication; and c) the Board may summarily suspend the Respondent's license if the Board has reason to believe that the Respondent poses a threat to self and others.

² A copy of the Order for Summary Suspension of License to Practice Medicine is incorporated by reference and available upon request.

³ A copy of the Public Letter of Surrender to Practice Medicine in the State of Maryland is incorporated by reference and available upon request.

to comply with certain pre-conditions prior to making any such petition.

On September 4, 2003, the Board issued a Ruling on Petition for Reinstatement and Order of Reinstatement that reinstated Dr. Allen's license to practice medicine in the State of Maryland, suspended his license for five (5) years, but stayed the suspension and placed him on probation for a period of five (5) years. During the probationary period, Dr. Allen was required to comply with certain probationary terms and conditions.⁴

On December 4, 2008, the Board issued an Order Termination of Probation that terminated the probation terms and conditions imposed by the September 4, 2003 Ruling on Petition for Reinstatement and Order of Reinstatement.⁵

On March 1, 2011, the Board issued another Order for Summary Suspension of License to Practice Medicine that summarily suspended Dr. Allen's license to practice medicine in the State of Maryland. Following Dr. Allen's waiving his right to an evidentiary hearing on the charges at the Office of Administrative Hearing for November 3 and 4, 2011, the Board issued a Final Decision and Order on January 27, 2012 in which the Board concluded, as a matter of law, that Dr. Allen was guilty of unprofessional conduct in the practice of medicine, was addicted to, or habitually abuses, any narcotic or controlled dangerous substance, provided professional services while using any narcotic or controlled dangerous substance. On March 19, 2012, the Board issued an Order Staying Suspension and Imposing Probation that stayed the suspension of Dr. Allen's license, effective March 1, 2012, and placed him on probation for a minimum of seven (7) years, required him to enroll in and comply with the Maryland Professional Rehabilitation Program ("MPRP"), and required him to obtain Board approval for his intended place of employment to practice medicine. Furthermore, the Final Decision and Order and the Order Staying Suspension and Imposing Probation required Dr. Allen to be screened and monitored for

⁴ A copy of Ruling on Petition for Reinstatement and order of Reinstatement is incorporated by reference and available upon request.

⁵ A copy of Order Termination of Probation is incorporated by reference and available upon request.

drugs, CDS, and alcohol as long as he holds a Maryland medical license and that the Board shall have access to the results of the monitoring and screening.⁶

Dr. Allen has fully and satisfactorily complied with all the terms and conditions of the probation imposed by the January 27, 2012 Final Decision and Order and the March 19, 2012 Order Staying Suspension and Imposing Probation.

It is thus herby

ORDERED that the probation imposed by the January 27, 2012 Final Decision and Order and the March 19, 2012 Order Staying Suspension and Imposing Probation is **TERMINATED**; and it is further

ORDERED that on every January 31st thereafter if the Respondent holds a Maryland medical license, the Respondent shall provide the Board with an affidavit verifying that the Respondent has been screened and monitored for drugs, CDS, and alcohol over the past year and he shall provide the Board with access to the results of the monitoring and screening, and it is further

ORDERED that if the Respondent fails to provide the required annual verification of compliance with this condition:

- (1) There is a presumption that the Respondent has violated this permanent condition; and
- (2) The alleged violation of will be adjudicated pursuant to the procedures of a Show Cause Hearing; and it it further

ORDERED that this is a public document.

02/01/2022
Date

Signature On File

Christine A. Farrelly
Executive Director
Maryland State Board of Physicians

⁶ Copies of the Final Decision and Order and Order Staying Suspension and Imposing Probation are incorporated by reference and available upon request.