

IN THE MATTER OF

DORISCINE L. COLLEY, M.D.

Respondent

License No.: D46464

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BEFORE THE

MARYLAND STATE

BOARD OF PHYSICIANS

Case No.: 2220-0118B

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### CONSENT ORDER

On May 24, 2021, Disciplinary Panel B ("Panel B") of the Maryland State Board of Physicians (the "Board") charged Doriscine L. Colley, M.D. (the "Respondent"), License Number D46464, under the Maryland Medical Practice Act (the "Act"), Md. Code Ann., Health Occ. §§ 14-101 *et seq.* (2014 Repl. Vol. & 2020 Supp.). Panel B charged the Respondent under the following provisions of the Act:

**Health Occ. § 14-404. Denials, reprimands, probations, suspensions,  
and revocations – Grounds.**

- (a) *In general.* – Subject to the hearing provisions of § 14-405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

....

- (3) Is guilty of: ...

(ii) Unprofessional conduct in the practice of medicine;

....

- (18) Practices medicine with an unauthorized person or aids an unauthorized person in the practice of medicine;

....

- (43) Except for the licensure process described under Subtitle 3A of this title, violates any provision of this title, any rule or regulation adopted by the Board, or any State or federal law pertaining to the practice of medicine; *to wit*:

**Md. Code Regs. 10.32.01.13 Advertising.**

....

B. An advertisement may not contain:

- (1) Statements containing misrepresentation of facts;
- (2) Statements that cannot be verified by the Board for truthfulness;

....

- (4) Statements intended to, or likely to, create false or unjustified expectations of favorable results[.]

....

G. A physician shall also be accountable under this regulation if [she] uses an agent, partnership, professional association, or health maintenance organization to implement actions prohibited by this regulation.

On August 25, 2021, Panel B was convened as a Disciplinary Committee for Case Resolution ("DCCR") in this matter. Based on negotiations occurring as a result of this DCCR, the Respondent agreed to enter into this Consent Order, consisting of Findings of Fact, Conclusions of Law and Order.

**FINDINGS OF FACT**

Panel B finds:

**Background**

1. At all relevant times, the Respondent was and is licensed to practice medicine in the State of Maryland. The Respondent was first licensed on or about August 10, 1994, under License Number D46464. Her license is active through September 30, 2022.
2. The Respondent was board-certified in physical medicine and rehabilitation until 2016, when she allowed her certification to expire without renewing it.

3. On or about July 23, 2019, the Board received an investigative report from a detective with a Maryland police department (the “Detective”)<sup>1</sup> describing that, among other things, an individual representing himself as naturopathic doctor (“Individual A”) had been involved in a payment dispute with someone who Individual A agreed to treat.

4. Through a preliminary investigation of Individual A, Board staff found that he was not licensed as a naturopathic doctor in Maryland. The Board then opened a full investigation into Individual A.

5. As part of its investigation into Individual A, Board staff obtained business records for a company through which Individual A provided services (“Company A”).

6. Company A’s Articles of Incorporation, filed with the State on or about October 3, 2019, listed the Respondent and Individual A as the only corporate directors. Individual A was listed with “N.D.” following his name. The stated purpose of Company A was, in part, to “provide Naturopathic Medicine . . . via various health care professionals with emphasis on prevention and wellness of the total person[.]”

### **Board Investigation**

7. The Board opened an investigation into the Respondent based on the initial findings in its investigation into Individual A.

### ***The Respondent’s Initial Response***

8. On or about January 24, 2020, the Board notified the Respondent that it had opened an investigation into her conduct and requested her written response. The Board

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<sup>1</sup> For confidentiality and privacy purposes, the names of witnesses, patients, providers, facilities, and other institutions are not disclosed in this document but will be provided to the Respondent on request.

also issued a subpoena duces tecum for appointment logs and records of patients that the Respondent saw through Company A.

9. On or about May 13, 2020, the Respondent provided a written response to the Board's letter notifying her of the investigation. The Respondent explained, "There are no contracts, leases or collaboration/consultation agreements between me and [Company A] or [Individual A]." The Respondent also wrote that she did not see patients on behalf of Company A nor did Individual A practice with the Respondent at any of her offices.

#### *Company A's Website*

10. On or about February 12, 2020, Board staff accessed a website maintained for Company A. The website listed the Respondent under a section titled "About Us." The website also stated under the Respondent's picture, "Physical Medicine & Rehabilitation," "Integrated Pain Management," "EMG Diagnostics," and "Wellness Programs: Anti-Aging, Bioenergy, Prevention, Weight Management, Nutrition, Reiki."

11. Company A's website described various services that the Respondent and Individual A offered to provide, including "Herbal Medicine," "Natural Pain Relief," and "Homeopathy." This section also described a service provided through "Scalar Device Tesla Technology," which stated:

Increases cell energy. Boosts overall energy levels. Opens the Chakras (energy centers in the body). Slows aging. Enhances body circulation. Relieves high blood pressure. Unclumps [*sic*] blood cells. Reduces pain and inflammation associated with arthritis and accelerates healing. . . . Stimulates our natural immune function to kill viruses and bacteria. . . . Protects our body from cancer. Normalizes cancer cells. . . . Helps with depression by increasing dopamine. Clears mind. Enhances focus and concentration. Improves memory. Relieves migraines. Reduces the harmful effects of EMF (Electro Magnetic

Field) from cell phones, computers, wifi, etc. Repairs DNA. Protects DNA from damage. Enhances plant health and growth.

12. Company A's website also listed Individual A with "ND" after his name, and described Individual A as "Original Medicine[.] Over thirty (30) years in the technology area. Began biohacking using computers and other hitech [sic] devices to maintain health and improve performance."

### *Interview of the Respondent*

13. On or about May 21, 2020, Board staff interviewed the Respondent under oath. The Respondent said that when she met Individual A, he told her that he was a "naturopathic doctor and got his Degree."

14. The Respondent denied having a "formal business relationship" with Individual A, but admitted she was listed on Company A's incorporation documents as a director. The Respondent explained that she encouraged and helped Individual A start his own company but did not receive any money from it. The Respondent further explained that she and Individual A occasionally shared office space, but she never saw patients through Company A.

15. The Respondent acknowledged that she referred a patient to Individual A for an evaluation, which, according to the Respondent, included a "superficial NOF diagnostic. it's an energy test, you look at the frequency that's going on in [the patient's] body, in his aura." The Respondent explained that she referred the patient to Individual A because she "wanted to know on a frequency level what was going on with the internal systems that [she] might be able to come up with a better suggestion of different treatments."

16. The Respondent said that she did not keep any specific records about her referral of the patient to Individual A.

17. The Respondent said that she was aware of Company A's website and thought it was "misleading" because she did not see patients through Company A.

18. When Board staff asked if certain statements on Company A's website were accurate, the Respondent answered, "I really don't know." The Respondent also said that she was unaware of certain health benefits alleged on the website.

19. When Board staff asked if some statements on the website could be misleading or create an expectation of favorable results, specifically those claiming that certain devices can protect from cancer and "unclog blood cells," the Respondent replied, "I'm not sure."

20. The Respondent also said during her interview that she recently changed the name of her solely owned company, which she explained was separate from Individual A and Company A. The name of the Respondent's company, however, shares two-out-of-three words with Company A.

### **CONCLUSIONS OF LAW**

Based on the foregoing Findings of Fact, Panel B concludes as a matter of law that the Respondent is guilty of unprofessional conduct in the practice of medicine, in violation of Health Occ. § 14-404(a)(3)(ii); the Respondent practiced medicine with an unauthorized person or aided an unauthorized person in the practice of medicine, in violation of Health Occ. § 14-404(a)(18); and the Respondent violated a regulation adopted by the Board, specifically Md. Code Regs. 10.32.01.13B, in violation of Health Occ. § 14-404(a)(43).

## **ORDER**

It is thus by Disciplinary Panel B of the Board, hereby:

**ORDERED** that the Respondent is **REPRIMANDED**; and it is further

**ORDERED** that the Respondent is placed on **PROBATION** for a minimum of **ONE YEAR**.<sup>2</sup> During probation, the Respondent shall comply with the following terms and conditions of probation:

1. Within **ONE YEAR**, the Respondent shall pay a civil fine of **FIVE (5) THOUSAND DOLLARS (\$5,000)**. The Payment shall be by money order or bank certified check made payable to the Maryland Board of Physicians and mailed to P.O. Box 37217, Baltimore, Maryland 21297. The Board will not renew or reinstate the Respondent's license if the Respondent fails to timely pay the fine to the Board; and
2. Within **SIX MONTHS**, the Respondent is required to take and successfully complete a course in **ethics**. The following terms apply:
  - (a) it is the Respondent's responsibility to locate, enroll in and obtain the disciplinary panel's approval of the course before the course is begun;
  - (b) the disciplinary panel will accept a course taken over the internet;
  - (c) the Respondent must provide documentation to the disciplinary panel that the Respondent has successfully completed the course;
  - (d) the course may not be used to fulfill the continuing medical education credits required for license renewal;
  - (e) the Respondent is responsible for the cost of the course; and it is further

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

**ORDERED** that, after the Respondent has complied with all terms and conditions of probation and the minimum period of probation imposed by the Consent Order has

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<sup>2</sup> If the Respondent's license expires during the period of probation, the probation and any conditions will be tolled.

passed, 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 or her 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 relating to the charges; and it is further

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

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

**ORDERED** that, if the Respondent allegedly fails to comply with any term or condition imposed by this Consent 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 Consent 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 radiography 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 this Consent Order is a public document. *See* Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Prov. § 4-333(b)(6).

09/21/2021  
Date

***Signature on File***

Christine A. Farrelly  
Executive Director  
Maryland State Board of Physicians

## CONSENT

I, Doriscine L. Colley, M.D., acknowledge that I have consulted with counsel before signing this document.

By this Consent, I agree to be bound by this Consent Order and all its terms and conditions and understand that the disciplinary panel will not entertain any request for amendments or modifications to any condition.


I assert that I am aware of my right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 14-405 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* concerning the pending charges. I waive this right and have elected to sign this Consent Order instead.

I acknowledge the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my behalf, and to all other substantive and procedural protections as provided by law. I waive those procedural and substantive protections. I acknowledge the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order.

I voluntarily enter into and agree to comply with the terms and conditions set forth in the Consent Order as a resolution of the charges. I waive any right to contest the Findings of Fact and Conclusions of Law and Order set out in the Consent Order. I waive all rights to appeal this Consent Order.

I sign this Consent Order, without reservation, and fully understand the language and meaning of its terms.

9/15/21  
Date

  
Doriscine L. Colley, M.D.  
License No. D46464

**NOTARY**

STATE OF Maryland

CITY / COUNTY OF Prince George's

I HEREBY CERTIFY that on this 15<sup>th</sup> day of September 2021,  
before me, a Notary Public of the foregoing State and City/County, personally appeared  
Doriscine L. Colley, M.D., and made oath in due form of law that signing the foregoing  
Consent Order was his voluntary act and deed.

AS WITNESSETH my hand and notarial seal.

Pamela Lee Baird  
Notary Public

My Commission expires: 06-06-2025

