

IN THE MATTER OF	*	BEFORE THE
HAMID REZA MAJDIZADEH, M.D.	*	MARYLAND STATE
Respondent.	*	BOARD OF PHYSICIANS
License Number D65787	*	Case Number: 7714-0007A

* * * * *

ORDER AFTER SHOW CAUSE HEARING

On July 24, 2013, Hamid Reza Majdizadeh, M.D., licensed by the Maryland State Board of Physicians (the “Board”) since 2007, entered into a Consent Order with the Board wherein he was reprimanded and agreed to enroll in the Maryland Professional Rehabilitation Program (“MPRP”) and comply with all of MPRP’s recommendations and the terms of the MPRP participant rehabilitation agreement (the “Agreement”) for five years. On May 4, 2018, Disciplinary Panel A of the Board (“Panel A”) issued a Violation of Consent Order and Notice of Show Cause Hearing, charging Dr. Majdizadeh with violating the terms and conditions of the July 24, 2013 Consent Order and the Agreement.¹ On June 13, 2018, Panel A held a show cause hearing where Dr. Majdizadeh was represented by counsel and admitted that he violated the July 24, 2013 Consent Order and the Agreement.

FINDINGS OF FACT

Background

On or about January 16, 2013, the Board charged Dr. Majdizadeh with unprofessional conduct in the practice of medicine, in violation of Maryland Code Ann., Health Occ. (“Health Occ.”) § 14-404(a)(3)(ii). The charges were based upon two complaints and the subsequent Board investigation concerning Dr. Majdizadeh’s unprofessional behavior towards patients and

¹ In 2013, the Board was divided into two disciplinary panels to resolve allegations of grounds for disciplinary action against a licensed physician. Health Occ. § 14-401.

staff. On July 24, 2013, Dr. Majdizadeh entered into a Consent Order with the Board to resolve the charges against him.

July 24, 2013 Consent Order

In the Consent Order, the Board found that Dr. Majdizadeh was guilty of unprofessional conduct in the practice of medicine, in violation of Health Occ. § 14-404(a)(3)(ii). The Board reprimanded Dr. Majdizadeh and ordered him to enroll in MPRP and enter into a five-year rehabilitation agreement. Dr. Majdizadeh was ordered to comply with all terms of the MPRP rehabilitation agreement and fully, timely, and satisfactorily cooperate and comply with all MPRP treatment recommendations and requirements. The Consent Order also:

ORDERED that if the Respondent violates any of the terms and conditions of this Consent Order, the Board or Board Panel after notice and an opportunity for a show cause hearing before the Board or Board Panel, or opportunity for an evidentiary hearing before an Administrative Law Judge at the Office of Administrative Hearings if there is a genuine dispute as to the underlying material facts, may impose any sanction which the Board may have imposed in this case under §§ 14-404(a) and 14-405.1 of the Medical Practice Act, including a probationary term and conditions of probation, reprimand, suspension, revocation and/or a monetary penalty, said allegations of violation of the terms and condition of the Consent Order shall be proven by a preponderance of the evidence[.]

Dr. Majdizadeh signed the Consent Order, agreeing and accepting to be bound by the Consent Order and all of its terms and conditions.

Violation of July 24, 2013 Consent Order

In accordance with the Consent Order, on August 7, 2013, Dr. Majdizadeh enrolled in MPRP and entered into a five-year participant rehabilitation agreement. The pertinent provisions of the Agreement are as follows:

Provision 4 - I will obey all federal, state, and local laws and rules governing the practice of medicine in the State of Maryland. I will, within 24 hours, report by telephone or other confirmed means, to the Program any arrest or conviction for any offense.

Provision 21 - I agree that if I violate any terms or conditions of this Agreement or my Plan, the Board may, at its discretion, issue public charges against me for

violation of this Agreement and, after notice and an opportunity for a hearing, may impose disciplinary sanctions against my medical license authorized under the Medical Practice Act, including a reprimand, suspension, probation, revocation and/or a monetary fine.

On or about June 13, 2017, Dr. Majdizadeh reported to MPRP that he was arrested on July 4, 2016, in Fairfax, Virginia, and pled guilty to driving while intoxicated (“DWI”) in October of 2016. The following day, at MPRP’s request, Dr. Majdizadeh reported the arrest and guilty plea to the Board.

Show Cause Hearing

On May 4, 2018, Panel A issued a Violation of Consent Order and Notice of Show Cause Hearing, alleging a violation of the terms and conditions of the July 24, 2013 Consent Order and the Agreement for failing to report his arrest within 24 hours.

On June 13, 2018, Dr. Majdizadeh appeared at a show cause hearing before Panel A with counsel. The State was represented by Administrative Prosecutor, Debra Smith. Dr. Majdizadeh admitted that he failed to report his arrest within 24 hours, and he did not dispute that he violated the conditions of the Agreement and the July 24, 2013 Consent Order with the Board. Dr. Majdizadeh stated that he had been enrolled in MPRP for nearly five years and that this was his only instance of non-compliance. He expressed that he has not consumed alcohol since the date of his arrest and has been subjected to random toxicology screenings, with no positive results. Dr. Majdizadeh asked the Panel not to impose any further sanction on his license in light of the progress he made since the time of his arrest and in the year since he reported the incident to MPRP and the Board.

Panel A recognizes the progress that Dr. Majdizadeh has made since the time of his arrest and appreciates that Dr. Majdizadeh has now accepted accountability for his actions. The panel does not believe that further participation in MPRP is necessary. The panel, however, does take Dr. Majdizadeh’s violation seriously and believes that a sanction is warranted in this case.

CONCLUSIONS OF LAW

Panel A finds that Dr. Majdizadeh violated the terms and conditions of the July 24, 2013, Consent Order by failing to comply with his MPRP Participant Rehabilitation Agreement. Pursuant to the Consent Order, upon finding that Dr. Majdizadeh failed to comply with the Consent Order, Panel A is authorized to impose any sanction, which the Board may have imposed in this case under §§ 14-404(a) and 14-405.1 of the Medical Practice Act.

ORDER

Based upon the findings of fact and conclusions of law, on an affirmative vote of a majority of a quorum of Disciplinary Panel A, it is hereby:

ORDERED that Dr. Majdizadeh is **REPRIMANDED**; and it is further

ORDERED that Dr. Majdizadeh shall pay a fine of five thousand dollars within six months of the date of the Consent Order 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; and it is further

ORDERED that the terms and conditions imposed by the July 24, 2013 Consent Order are **TERMINATED**; and it is further

ORDERED that the reprimand imposed by the July 24, 2013 Consent Order remains in effect; and it is further

ORDERED that this Order is a public document pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.*

06/21/2018
Date

Christine A. Farrelly
Christine A. Farrelly, Executive Director
Maryland State Board of Physicians