

IN THE MATTER OF
CHRISTIAN MILLETT, M.D.

Respondent

License Number: D73060

* BEFORE THE MARYLAND
* STATE BOARD OF
* PHYSICIANS
* Case Number: 2221-0084

**ORDER FOR SUMMARY SUSPENSION OF LICENSE TO PRACTICE
MEDICINE**

Disciplinary Panel A (“Panel A”) of the Maryland State Board of Physicians (the “Board”) hereby **SUMMARILY SUSPENDS** the license of Christian Millett, M.D. (the “Respondent”), License Number D73060, to practice medicine in the State of Maryland. Panel A takes such action pursuant to its authority under Md. Code Ann., State Gov’t § 10-226(c) (2014 Repl. Vol. & 2020 Supp.), concluding that the public health, safety, or welfare imperatively requires emergency action.

INVESTIGATIVE FINDINGS¹

Based on information received by, and made known to Panel A, and the investigatory information obtained by, received by, and made known to and available to Panel A, including the instances described below, Panel A has reason to believe that the following facts are true:

I. BACKGROUND

¹ The statements regarding Panel A’s investigative findings are intended to provide the Respondent with reasonable notice of the basis of the suspension. They are not intended as, and do not necessarily represent, a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in connection with this matter.

1. At all times relevant hereto, the Respondent was and is licensed to practice medicine in the State of Maryland. The Respondent was originally licensed to practice medicine in Maryland on September 20, 2011, under License Number D73060. The Respondent's license is current through September 30, 2021.
2. The Respondent is board certified in dermatology.
3. On or about December 16, 2020, the Board received a notification from the Federation of State Medical Boards ("FSMB") that the Respondent had agreed to a Consent Order (the "D.C. Consent Order") with the Government of the District of Columbia Board of Medicine (the "D.C. Board") on September 2, 2020. The D.C. Consent Order provided, in part, that the Respondent would not practice medicine in the District of Columbia during the remainder of his then-current license term which ended December 31, 2020. Furthermore, it provided that the Respondent would not attempt to renew his District of Columbia medical license when it expired and would not attempt to petition for reinstatement of his District of Columbia medical license in the future.
4. Based on the D.C. Consent Order, the Board opened an investigation.

II. BOARD INVESTIGATION

5. In furtherance of its investigation, Board staff subpoenaed the D.C. Board's investigative file.
6. On or about January 22, 2021, the Board received the investigative file from the D.C. Board. A review of the investigative file revealed that on or about January 22, 2016, the D.C. Board received a complaint from the father (the

“Complainant”) of an individual with whom the Respondent was romantically involved. In the complaint, the Complainant alleged that the Respondent was engaged in the use of an illicit substance.²

7. On or about March 11, 2021, Board staff contacted the Respondent requesting that he sign an authorization for release of medical information. On March 18, 2021, the Respondent informed Board staff that he was “not favorably inclined” to provide the information requested.
8. On or about April 14, 2021, Board staff sent the Respondent written correspondence notifying him that a full investigation had been opened. The Board also notified the Respondent that he was being directed to appear at the Maryland Professional Rehabilitation Program (“MPRP”) on April 19, 2021, for an examination pursuant to Health Occ. § 14-402(a)³. The Respondent was also notified that failure to submit to an examination is evidence of the inability to practice medicine in accordance with Health Occ. §14-402(c)⁴.
9. On April 19, 2021, MPRP notified Board staff that the Respondent failed to confirm his appointment and did not appear as scheduled.

² Additional relevant information included in the complaint has not been specifically referenced in this document for confidentiality and privacy purposes.

³ 14-402(a) In general - In reviewing an application for licensure or in investigating an allegation brought against a licensed physician or any allied health professional regulated by the Board under this title, the Physician Rehabilitation Program may request the Board to direct, or the Board or a disciplinary panel on its own initiative may direct, the licensed physician or any allied health professional regulated by the Board under this title to submit to an appropriate examination.

⁴ 14-402(c) Failure to submit to examination – The unreasonable failure or refusal of the licensed individual to submit to an examination is prima facie evidence of the licensed individual’s inability to practice medicine or the respective discipline competently, unless the Board of disciplinary panel finds that the failure or refusal was beyond the control of the licensed individual.

10. On or about April 19, 2021, Board staff sent the Respondent a letter providing him with another opportunity to comply with the examination requirement on April 26, 2021. The Respondent confirmed the appointment but notified MPRP that he would be running late for his appointment. MPRP staff informed the Respondent that they would allow him only a few additional minutes to begin participating in the evaluation. MPRP staff waited an additional twenty (20) minutes and the Respondent failed to appear for the evaluation.
11. On April 26, 2021, Board staff provided the Respondent a final opportunity to appear for the Health Occ. § 14-402(a) examination on May 4, 2021. The Respondent appeared as directed. MPRP staff subsequently informed the Board that the Respondent refused to sign releases for records of his prior medical history or provide MPRP with the names of other medical providers.
12. On or about May 5, 2021, the Respondent indicated to MPRP that he would provide the requested documents and information. MPRP staff gave the Respondent a final deadline of May 10, 2021, to comply with their request.
13. On May 6, 2021,⁵ the Respondent was directed by MPRP staff to report for urine toxicology screening⁶ later that day. The Respondent complied.

⁵ MPRP initially directed the Respondent to complete toxicology screening on May 5, 2021, but the facility was closed. The Respondent completed the initial toxicology screening on May 6, 2021.

⁶ The results of the toxicology screening are not disclosed in this document but are available to the Respondent.

14. On May 10, 2021, the Respondent was directed by MPRP staff to complete hair toxicology screening on May 11, 2021. MPRP utilizes hair toxicology screening because of its broader window of detection.⁷
15. On May 12, 2021, MPRP staff was notified that the Respondent failed to complete the hair toxicology screening.
16. On May 12, 2021, the Respondent emailed MPRP staff and stated that he “[did] not wish to provide any names or sign any other consents at this time,” and that he was “not willing to continue to jump through hoops.”
17. As a result of the Respondent’s failure to complete the hair toxicology screening, as well as his failure to sign releases for his prior medical records or comply with MPRP’s previous requests for additional information, MPRP was unable to complete the Health Occ. § 14-402(a) examination.

CONCLUSIONS OF LAW

Based on the foregoing Investigative Findings, Panel A concludes as a matter of law that the public health, safety or welfare imperatively requires emergency action in this case, pursuant to Md. Code Ann., State Gov’t. § 10-226(c)(2) (2014 Repl. Vol. & 2020 Supp.) and Md. Code Regs. (“COMAR”) 10.32.02.08B(7)(a).

ORDER

⁷ Hair drugs of abuse testing offers up to a 90-day window for detection of drug use prior to the test date, according to Labcorp, a diagnostics provider. The window of detection for urine toxicology tests generally ranges from 24-72 hours.

It is, by a majority of the quorum of Panel A, hereby:

ORDERED that pursuant to the authority vested in Panel A by Md. Code Ann., State Gov't § 10-226(c)(2) and COMAR 10.32.02.08B(7)(a), the Respondent's license to practice medicine in the State of Maryland, is hereby **SUMMARILY SUSPENDED**; and be it further

ORDERED that a post-deprivation hearing in accordance with COMAR 10.32.02.08B(7) on the Summary Suspension will be held on **Wednesday, July 14, 2021, at 1:30 p.m.** before Panel A at the Maryland State Board of Physicians, 4201 Patterson Avenue, Baltimore, Maryland 21215-0095; and be it further

ORDERED that at the conclusion of the post-deprivation hearing before Panel A, the Respondent, if dissatisfied with the result of the hearing, may request within ten (10) days an evidentiary hearing, such hearing to be set within thirty (30) days of the request, before an Administrative Law Judge at the Office of Administrative Hearings, Administrative Law Building, 11101 Gilroy Road, Hunt Valley, Maryland 21031-1301; and be it further

ORDERED that a copy of this Order of Summary Suspension shall be filed with the Board in accordance with Md. Code Ann., Health Occ. § 14-407 (2014 Repl. Vol. & 2020 Supp.); and be it further

ORDERED that this is an Order of Disciplinary Panel A, and, as such, is a **PUBLIC DOCUMENT**. See Md. Code Ann., Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Provisions §4-333(b)(6).

06/30/2021

Date

Signature on File

Christine A. Farrelly
Executive Director
Maryland State Board of Physicians