IN THE MATTER OF	*	**BEFORE THE**
ELORA ROY, M.D.	*	**MARYLAND STATE**
Respondent	*	**BOARD OF PHYSICIANS**
License Number: D76395	*	**Case Number: 2221-0074 A**

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CONSENT ORDER

On April 28, 2021, Disciplinary Panel A ("Panel A") of the Maryland State Board of Physicians (the "Board") charged **ELORA ROY, M.D.** (the "Respondent"), License Number D76395, under the Maryland Medical Practice Act (the "Act"), Md. Code Ann., Health Occ. ("Health Occ.") §§ 14-101 *et seq.* (2014 Repl. Vol. and 2020 Supp).

Panel A charged the Respondent with violating the following provision of Health Occ. § 14-404:

> (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 [and]
>
> . . .
>
> (33) Fails to cooperate with a lawful investigation conducted by the Board or a disciplinary panel[.]

On July 14, 2021, Panel A was convened as a Disciplinary Committee for Case Resolution ("DCCR") in this matter. Based on the negotiations occurring as a result of

this DCCR, the Respondent agreed to enter into this Consent Order, consisting of Findings of Facts, Conclusions of Law, Order, and Consent.

FINDINGS OF FACT

Panel A finds the following:

I. Background

1. The Respondent was originally licensed to practice medicine in Maryland on July 3, 2013, under License Number D76395. The Respondent has retained continuous licensure in Maryland since that time. The Respondent's license is scheduled to expire on September 30, 2021.

2. The Respondent is board-certified in family medicine.

3. The Respondent is a physician at a multispecialty medical practice (the "Practice")[1] with office locations throughout Maryland.

II. The Complaint

4. On or about October 23, 2020, the Board received a complaint (the "Complaint") from a health care provider alleging that the Respondent made inappropriate statements on social media.

5. After receiving the Complaint, the Board initiated an investigation of the Respondent.

[1] To maintain confidentiality, the names of individuals and health care facilities will not be identified in this document. The Respondent may obtain the identity of the individuals and health care facilities referenced herein by contacting the administrative prosecutor.

III. Board Investigation

6. By letter dated November 5, 2020, sent to the Respondent's address of record, the Board provided the Respondent a copy of the Complaint and informed the Respondent that the Board had opened a preliminary investigation based on the Complaint.[2] The Board requested that the Respondent submit a written response to the Complaint within ten (10) business days from the date of the letter.

7. The Respondent did not respond to the letter within ten (10) business days or any time thereafter, and the letter was not returned as undeliverable.

8. By email dated December 2, 2020, sent to the Respondent's email address of record, the Board notified the Respondent of the Complaint and the Board's subsequent investigation.[3] The Board requested that the Respondent submit a written response by December 7, 2020.

9. The Respondent did not respond to the email by December 7, 2020, or any time thereafter, and the email was not returned as undeliverable.

10. On or about December 8, 2020, the Board received a telephone call from an individual who stated that the Practice received the Complaint; however, the Respondent had relocated to Florida.

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[2] The Board mailed the letter to the address the Respondent provided on her application to renew her license to practice medicine in Maryland that was submitted to the Board on July 19, 2019 (the "Application"). The Application indicated that the Board would use the address provided by the Respondent for official correspondence. The Board never received a change of address from the Respondent after she submitted the Application.

[3] The Board emailed the Respondent at her official email address provided by the Respondent on the Application. The Application indicated that the Board would use the official email address for official correspondence.

11. The Board never received a change of address from the Respondent.

12. On or about December 11, 2020, Board staff called the Respondent at her telephone number of record.[4] Board staff were unable to reach the Respondent and received a message that the number was not available and to try again later.

13. On or about December 16, 2020, Board staff mailed the Respondent, at her address of record, a subpoena ad testificandum requiring the Respondent to give testimony in a telephonic interview at 10:00 a.m. on January 7, 2021. The Board also emailed the Respondent, at her email address of record, and attached the subpoena ad testificandum. The Respondent did not respond to the letter or email and the letter and email were not returned as undeliverable.

14. On January 7, 2021, shortly before and after the telephonic interview was scheduled to begin, Board staff unsuccessfully attempted to reach the Respondent by telephone. On their second attempt, at 10:04 a.m., a woman answered who stated that she was not the Respondent and that the Board had the wrong telephone number.

15. The Respondent failed to comply with the subpoena or otherwise respond to the subpoena or email[5] sent by the Board.

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[4] Board staff contacted the Respondent at the telephone number the Respondent provided on the Application. The Board never received a change of telephone number from the Respondent after she submitted the Application.

[5] On March 1, 2021, after Panel A voted to issue charges, the Respondent replied, from her email address of record, to the December 2, 2020 email sent by the Board without addressing the Board's request for a written response or Board interview.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Disciplinary Panel A of the Board concludes as a matter of law that the Respondent failed to cooperate with a lawful investigation by the Board, in violation of § 14-404(a)(33). The charge of unprofessional conduct in the practice of medicine, in violation of Health Occ. § 14-404(a)(3)(ii), is dismissed.

ORDER

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

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

ORDERED that within **ONE (1) YEAR**, the Respondent shall pay a civil fine of **FIVE HUNDRED DOLLARS ($500.00)**. 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; 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 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 this Consent Order is a public document. *See* Md. Code Ann., Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Prov. § 4-333(b)(6).

08/10/2021
Date

Signature on File

Christine A. Farrelly
Executive Director
Maryland State Board of Physicians

CONSENT

I, Elora Roy, 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.

Signature on File

07/30/2021
Date

Elora Roy, M.D.
Respondent

NOTARY

STATE OF _____

CITY/COUNTY OF _____

I HEREBY CERTIFY that on this _____ day of _____, 2021, before me, a Notary Public of the foregoing State and City/County, did personally appear Elora Roy, M.D., and made oath in due form of law that signing the foregoing Consent Order was her voluntary act and deed.

AS WITNESSTH my hand and seal.

(Please See Below)
_____
Notary Public

My commission expires: _____

STATE OF FLORIDA COUNTY OF Miami-Dade
Sworn to (or affirmed) and subscribed before me by means of (✓) physical presence or ( ) online notarization, this day of July 30th, 2021, by Elora Roy (name of person making statement).
Personally Known ( ) OR Produced Identification (✓)
Type of Identification Produced: FL Driver License
(Signature of Notary Public)
(Print, Type, or Stamp Commissioned Name of Notary Public)
Affix Notary SEAL

Michele Acevedo
State of Florida
My Commission Expires 05/15/2023
Commission No. GG 335196