

IN THE MATTER OF	*	BEFORE THE MARYLAND
HO DZUNG ANH, M.D.	*	STATE BOARD OF
Respondent	*	PHYSICIANS
License Number: D83664	*	Case Number: 2220-0242

* * * * *

CONSENT ORDER

PROCEDURAL BACKGROUND

The Maryland Board of Physicians (the "Maryland Board") received information that Ho Dzung Anh, M.D., (the "Respondent") License Number D83664, was disciplined by the Medical Board of California (the "California Board"). By Order dated March 23, 2020, effective April 22, 2020, the Respondent was reprimanded.

Based on the above referenced California Board sanction, the Maryland Board has grounds to charge the Respondent with violating the following provisions of the Maryland Medical Practice Act (the "Act"), under H. O. § 14-404(a):

- (a) 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:
 - (21) Is disciplined by a licensing or disciplinary authority or convicted or disciplined by a court of any state or country or disciplined by any branch of the United States uniformed services or the Veteran's Administration for an act that would be grounds for disciplinary action under this section,

The Maryland Board has determined that the acts for which the Respondent was disciplined in California would be grounds for disciplinary action under H.O. § 14-404(a) (22).

The ground for disciplinary action under H.O. § 14-404(a) is as follows:

- (22) Fails to meet appropriate standards as determined by appropriate peer review for the delivery of quality medical care and surgical care performed in an outpatient surgical facility, office, hospital, or any other location in this State;

Based on the action taken by the California Board, the Respondent agrees to enter into this Consent Order with the Maryland Board of Physicians, consisting of Procedural Background, Findings of Fact, Conclusions of Law, and Order of reciprocal action.

I. FINDINGS OF FACT

The Board finds the following:

1. At all times relevant hereto, the Respondent was a physician licensed to practice medicine in the State of Maryland. The Respondent was initially licensed in Maryland on or about June 8, 2017.

2. The California Board found that the Respondent, using a telemedicine protocol, diagnosed infections and prescribed antibiotic prescriptions to two undercover investigators for infections they did not in fact have and provided care treatment without obtaining a reliable history, performing a physical examination, or otherwise verifying that there was a medical indication for the prescriptions.

3. By Order dated March 23, 2020, effective April 22, 2020, the California Board reprimanded the Respondent.

II. CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Maryland Board concludes as a matter of law that the disciplinary action taken by the California Board against the Respondent was for an act or acts that would be grounds for disciplinary action under Health Occ. § 14-404(a) (22) had those offenses been committed in this state, and would thus subject him to discipline under Health Occ. § 14-404(a)(21).

III. ORDER

It is hereby:

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

ORDERED that this **CONSENT ORDER** is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., Gen. Prov. §§4-101 through 4-601 (2014).

Signature on File

05/20/2020
Date

Christine A. Farrelly
Executive Director
Maryland Board of Physicians

CONSENT

I, Ho Dzung Anh, M.D. assert that I am aware of my right to consult with and be represented by counsel in considering this Consent Order and in any proceedings that would otherwise result from the charges currently pending. I have chosen to proceed without counsel and I acknowledge that the decision to proceed without counsel is freely and voluntarily made.

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

05/10/2020
Date

Ho Dzung Anh, M.D.
Respondent

NOTARY

STATE OF Texas

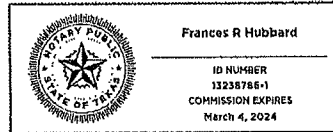
CITY/COUNTY OF Dallas

I HEREBY CERTIFY that on this 10th day of May, 2020, before me, a Notary Public of the State and City/County aforesaid, personally appeared Ho Dzung Anh, M.D. and made oath in due form of law that the foregoing Consent Order was his voluntary act and deed.

AS WITNESS my hand and notarial seal.

Frances R Hubbard
Notary Public

My Commission expires: 03/04/2024



Notarized online using audio-video communication