

the Board by MPRP that the Respondent is safe to return to the practice of medicine. The Consent Order further provided that if the panel determined that the Respondent could safely return to the practice of medicine, the suspension may be terminated through an order of the panel, and the panel may impose any terms and conditions it deemed appropriate on the Respondent's return to practice, including, but not limited to, probation and/or continuation of the Respondent's enrollment in MPRP.

ORDER

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

ORDERED that the suspension imposed by the December 14, 2020 Consent Order is **TERMINATED**; and it is further

ORDERED that the Reprimand imposed by the December 14, 2020 Consent Order remains in effect; and it is further

ORDERED that the Respondent is placed on **PROBATION** for a minimum period of **ONE (1) YEAR**² from the effective date of this Order. The Respondent shall comply with the following terms and conditions of probation:

1. Upon his return to the practice of medicine, the Respondent shall inform the Board in writing of his current employer or employers, the employer's or employers' address or addresses, and of all locations, including hospitals, at which the Respondent provides health care services.

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

2. The Respondent shall remain enrolled in the Maryland Professional Rehabilitation Program ("MPRP") as follows:

- (a) The Respondent shall continue his Participant Rehabilitation Agreement and Participant Rehabilitation Plan with MPRP, or be entered into an amended Participant Rehabilitation Agreement and Participant Rehabilitation Plan, as determined by MPRP, to include a third-party vocational monitor;
- (b) The Respondent shall fully and timely cooperate and comply with all MPRP's referrals, rules, and requirements, including, but not limited to, the terms and conditions of the Participant Rehabilitation Agreement(s) and Participant Rehabilitation Plan(s) entered with MPRP, and shall fully participate and comply with all therapy, treatment, evaluations, and screenings as directed by MPRP;
- (c) The Respondent shall sign and update the written release/consent forms requested by the Board and MPRP, including release/consent forms to authorize MPRP to make verbal and written disclosures to the Board and to authorize the Board to disclose relevant information from MPRP records and files in a public order. A failure to, or withdrawal of consent, is a violation of this Order;
- (d) The Respondent shall sign any written release/consent forms to authorize MPRP to exchange with (i.e., disclose to and receive from) outside entities (including all of the Respondent's current therapists and treatment providers) verbal and written information concerning the Respondent and to ensure that MPRP is authorized to receive the medical records of the Respondent, including, but not limited to, mental health and drug or alcohol evaluation and treatment records. The Respondent shall not withdraw his release/consent;
- (e) The Respondent's failure to comply with any of the above terms or conditions, including terms or conditions of the Participant Rehabilitation Agreement(s) or Participant Rehabilitation Plan(s) constitutes a violation of this Order.

3. Within **ONE (1) YEAR** of the effective date of this Order, the Respondent is required to take a course in **PROFESSIONALISM**, with a focus on appropriate

interactions and communications with co-workers and colleagues in the workplace. 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 an in-person course, or during the state of emergency, 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; and
- (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 a violation of probation constitutes a violation of this Order; and it is further

ORDERED that after the Respondent has fully and satisfactorily complied with all terms and conditions of probation, and the minimum period of probation imposed by this Order has passed, the Respondent may submit a written petition for termination of probation. After consideration of the petition, the probation may be terminated through an order of a disciplinary panel. The Respondent may be required to appear before the disciplinary panel to discuss his 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 successfully complied with all of the probationary terms and conditions and if there are no pending complaints related to the charges that led to the December 14, 2020 Consent Order; and it is further

ORDERED that if the Respondent allegedly fails to comply with any term or condition imposed by this Order, the Respondent shall be given notice and an opportunity for a hearing. If the disciplinary panel determines that 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. If the disciplinary panel determines that 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 Order, the disciplinary panel may reprimand the Respondent, place the Respondent on probation with appropriate terms and conditions, or suspend or revoke the Respondent's license to practice medicine in Maryland. The disciplinary panel may, in addition to one or more of the sanctions set forth above, impose a civil monetary fine upon the Respondent and it is further

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

ORDERED that the effective date of this Order is the date the Order is signed by the Executive Director of the Board or her designee. The Executive Director or designee

signs the Order on behalf of the disciplinary panel which has imposed the terms and conditions of this Order, and it is further

ORDERED that this is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., Health Occ. §§ 1-607 and 14-411.1, and Gen. Prov. § 4-333(b) (2014 & 2019 Supp.).

02/11/2021

Date

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