

Smitha Sadiq, M.D.

October 26, 2022

Date: _____

Damean W. E. Freas, D.O., Chair
Disciplinary Panel B
Maryland State Board of Physicians
4201 Patterson Avenue, 4th Floor
Baltimore, MD 21215-2299

Re: Surrender of License to Practice Medicine
Smitha Sadiq, M.D.
License Number: D90646
Case Number: 2222-0134B

Dear Dr. Freas and Members of Disciplinary Panel B:

Please be advised that, pursuant to Md. Code Ann., Health Occ. ("Health Occ.") § 14-403 (2021 Repl. Vol.), I have decided to **SURRENDER** my license to practice medicine in the State of Maryland, License Number D90646, effective immediately. I understand that upon surrender of my license, I may not give medical advice or treatment to any individual, with or without compensation, and cannot prescribe medications or otherwise engage in the practice of medicine in the State of Maryland as it is defined in the Maryland Medical Practice Act (the "Act"), Health Occ. §§ 14-101 *et seq.* and other applicable laws. In other words, as of the effective date of this Letter of Surrender, I understand that the surrender of my license means that I am in the same position as an unlicensed individual in the State of Maryland.

I understand that this Letter of Surrender is a **PUBLIC DOCUMENT**, and upon Disciplinary Panel B's ("Panel B") acceptance, becomes a **FINAL ORDER** of Panel B of the Maryland State Board of Physicians (the "Board").

I acknowledge that the Board initiated an investigation of my practice and on May 11, 2022, Panel B issued disciplinary charges against me under Health Occ. §§ 14-404(a)(33) and (43). Specifically, Panel B alleged that I failed to complete the second step in the renewal process for renewing my license through the Interstate Medical Licensure Compact, and thereafter failed to cooperate with the Board's investigation into my failure to submit documentation in support of my renewal. A copy of the charges is attached as Attachment 1. I have decided to surrender my license to practice medicine in

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the State of Maryland to avoid further investigation and prosecution of these disciplinary charges.

I wish to make it clear that I have voluntarily, knowingly and freely chosen to submit this Letter of Surrender to avoid further prosecution of the disciplinary charges. I acknowledge that for all purposes related to medical licensure, the charges will be treated as if proven.

I understand that by executing this Letter of Surrender I am waiving my right to a hearing to contest the disciplinary charges. In waiving my right to contest the charges, I am also waiving the right to be represented by counsel at the hearing, to confront witnesses, to give testimony, to call witnesses on my own behalf, and all other substantive and procedural protections provided by law, including the right to appeal to circuit court.

I understand that the Board will advise the Federation of State Medical Boards and the National Practitioner Data Bank of this Letter of Surrender. I also understand that in the event I would apply for licensure in any form in any other state or jurisdiction that this Letter of Surrender may be released or published by the Board to the same extent as a final order that would result from disciplinary action, pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2014), and that this Letter of Surrender constitutes a disciplinary action by Panel B.

I affirm that I will provide access to and copies of medical records to my patients in compliance with Title 4, subtitle 3 of the Health General Article. I also agree to surrender my Controlled Dangerous Substances Registration to the Office of Controlled Substances Administration [if applicable].

I further recognize and agree that by submitting this Letter of Surrender, my license will remain surrendered unless and until the Board grants reinstatement. In the event that I apply for reinstatement of my Maryland License, I understand that Panel B or its successor is not required to grant reinstatement; and, if it does grant reinstatement, may impose any terms and conditions the disciplinary panel considers appropriate for public safety and the protection of the integrity and reputation of the profession. I further understand that if I file a petition for reinstatement, I will approach Panel B or its successor in the same position as an individual whose license has been revoked.

I acknowledge that I may not rescind this Letter of Surrender in part or in its entirety for any reason whatsoever. Finally, I wish to make clear that I have been advised of my right to be represented by an attorney of my choice throughout proceedings before Panel B, including the right to consult with an attorney prior to signing this Letter of Surrender. I have knowingly and willfully waived my right to be represented by an attorney before signing this letter surrendering my license to practice medicine in Maryland. I understand both the nature of Panel B's actions and this Letter of Surrender

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fully. I acknowledge that I understand and comprehend the language, meaning and terms and effect of this Letter of Surrender. I make this decision knowingly and voluntarily.

Very truly yours,
Signature On File

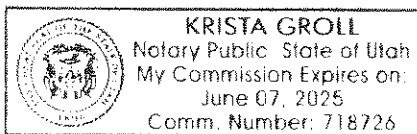
NOTARY

STATE OF Utah

CITY/COUNTY OF Davis

I HEREBY CERTIFY that on this 6th day of October, 2022 before me, a Notary Public of the City/County aforesaid, personally appeared Smitha Sadiq, M.D., and declared and affirmed under the penalties of perjury that the signing of this Letter of Surrender was a voluntary act and deed.

AS WITNESS my hand and Notarial seal.



Krista Groll
Notary Public

My commission expires: 6-7-2025

ACCEPTANCE

On behalf of Disciplinary Panel B, on this 26th day of October, 2022, I, Christine A. Farrelly, accept the **PUBLIC SURRENDER** of Smitha Sadiq, M.D.'s license to practice medicine in the State of Maryland.

Signature On File

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

Attachment 1

IN THE MATTER OF
SMITHA SADIQ, M.D.

Respondent

License Number: D90646

* BEFORE THE
* MARYLAND STATE
* BOARD OF PHYSICIANS
* Case Number: 2222-0134B

* * * * *

CHARGES UNDER THE MARYLAND MEDICAL PRACTICE ACT

Disciplinary Panel B ("Panel B") of the Maryland State Board of Physicians (the "Board") hereby charges **SMITHA SADIQ, M.D.** (the "Respondent"), License Number D90646, under the Maryland Medical Practice Act (the "Act"), Md. Code Ann., Health Occ. ("Health Occ.") §§ 14-101 *et seq.* (2021 Repl. Vol.).

Panel B charges the Respondent with violating the following provisions of the Act:

Health Occ. § 14-404. Denials, reprimands, probations, suspensions, and revocations – Grounds.

(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:

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

...

(43) Except for the licensure process described under Subtitle 3A of this title, violates any provision of this title, any rule or regulation adopted by the Board, or any State or federal law pertaining to the practice of medicine[.]

Health Occ. § 14-316. Term and renewal of licenses; notice of change of physician's address.

(c) *Applications for renewal.* – (1) Before the license expires, the licensee periodically may renew it for an additional term, if the licensee:

...

(iv) Submits to the Board:

1. A renewal application on the form the Board requires; and
2. Satisfactory evidence of compliance with any continuing medical education requirements set forth under this section for license renewal.

...

- (2) Within 30 days after a license renewal under Section 7 of the Interstate Medical Licensure Compact established under § 14-3A-01 of this title, a compact physician shall submit to the Board the information required under paragraph (1)(iv) of this subsection.

ALLEGATIONS OF FACT¹

Panel B bases its charges on the following facts that it has cause to believe are true:

1. At all relevant times, the Respondent was and is a physician licensed to practice medicine in the State of Maryland. The Respondent was initially licensed to practice medicine in Maryland on December 11, 2020 via the Interstate Medical

¹ The allegations set forth in this document are intended to provide the Respondent with reasonable notice of the asserted facts. 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 these charges.

Licensure Compact (the “IMLC”), under License Number D90646. The Respondent’s Maryland medical license expires on September 30, 2023, subject to renewal.

2. The Respondent is board-certified in Internal Medicine.

3. By email dated October 29, 2021, the Board notified the Respondent that although she had reportedly completed the IMLC’s application for renewal of her Maryland medical license and submitted the required renewal fees, she failed to complete step two of the process for renewing her medical license, which involved completing and submitting the Board’s Application for License Renewal form. The email advised the Respondent that failure to complete the Application for License Renewal form by November 12, 2021, would result in the matter being referred to the Board’s Compliance Division for investigation. The Board provided contact information if she had any questions about the issues raised in the email. The Respondent did not respond to this email or complete her Board license renewal application at that time.

4. By letter dated November 3, 2021, the Board again notified the Respondent that although she had reportedly completed the IMLC’s application for renewal of her Maryland medical license and submitted the required renewal fees, she failed to complete step two of the process for renewing her Maryland medical license, which involved completing and submitting the Board’s Application for License Renewal form. The email advised the Respondent that failure to complete the Application for License Renewal form by November 12, 2021, would result in the matter being referred to the Board’s Compliance Division for investigation. The Board provided contact information if she had any questions about the issues raised in the email. The Respondent did not

respond to this letter and did not complete her Board license renewal application at that time.

5. By letter dated November 17, 2021, the Board notified the Respondent that she had not submitted her Application for Renewal form and as a result, it had opened a preliminary investigation for potential discipline “based upon [her] failure to complete the Maryland license renewal process.” The Respondent did not respond to the letter and did not complete her Board license renewal application at that time.

6. On November 22, 2021, the Respondent entered the Board’s licensure renewal portal and started filling out the renewal application but did not complete it.

7. By letter dated December 21, 2021, the Board again notified the Respondent that she failed to complete the process for renewing her license. The Board informed the Respondent that her failure to renew her Maryland license on or before December 31, 2021, may result in the issuance of public disciplinary charges against her. The Respondent did not respond to the letter or complete her license renewal application at that time.

8. On March 17, 2022, Board staff attempted to contact the Respondent, calling the telephone number identified on the Respondent’s IMLC Core Data Sheet. Board staff left a voicemail message for the Respondent, reminding her of her need to complete her Maryland license renewal application. The Respondent did not respond to the voicemail or complete her license renewal application at that time.

9. On March 22, 2022, Board staff reached the Respondent by telephone and informed her that she had not completed her license renewal application. Board staff

stated that she would provide further instructions to the Respondent about completing the application online. Board staff then sent the Respondent a follow-up email at 2:07 p.m., which informed the Respondent that the online portal was operational and that she had until March 23, 2022 at 11:59 p.m. to complete the application. The Respondent then telephoned Board staff and discussed some of the questions that were posed on the application, but then stated that she could not finish the application at that time but would come back to it. Board staff stressed to the Respondent the importance of completing her application. The Respondent did not complete her license renewal application at that time.

10. To date, the Respondent has not completed or submitted her Maryland license renewal application.

11. The Respondent's actions, as described above, constitute, in whole or in part, a violation of the following provisions of the Act under Health Occ. § 14-404(a): (33) Fails to cooperate with a lawful investigation conducted by the Board or a disciplinary panel; and/or (43) Except for the licensure process described under Subtitle 3A of this title, violates any provision of this title, any rule or regulation adopted by the Board, or any State or federal law pertaining to the practice of medicine.

NOTICE OF POSSIBLE SANCTIONS

If, after a hearing, a Board disciplinary panel finds that there are grounds for action under Health Occ. §§ 14-404(a)(33) and/or (43), the Board disciplinary panel may impose disciplinary sanctions against the Respondent's license in accordance with the

Board's regulations under COMAR 10.32.02.09 and 10.32.02.10, including revocation, suspension, reprimand, and/or probation, and may impose a fine.

**NOTICE OF DISCIPLINARY COMMITTEE FOR CASE RESOLUTION,
PREHEARING CONFERENCE AND HEARING**

A conference before Panel A, sitting as the Disciplinary Committee for Case Resolution ("DCCR") in this matter, is scheduled for **Wednesday, August 24, 2022 at 9:00 a.m.** at the Board's office, 4201 Patterson Avenue, Baltimore, Maryland 21215. The Respondent must confirm in writing the Respondent's intention to attend the DCCR. The Respondent should send written confirmation of the Respondent's intention to participate in the DCCR to: Christine A. Farrelly, Executive Director, Maryland State Board of Physicians, 4201 Patterson Avenue, 4th Floor, Baltimore, Maryland 21215. The nature and purpose of the DCCR is described in the attached letter to the Respondent.

If the case cannot be resolved at the DCCR, a pre-hearing conference and a hearing in this matter will be scheduled at the Office of Administrative Hearings, 11101 Gilroy Road, Hunt Valley, Maryland 21031. The hearing will be conducted in accordance with Health Occ. § 14-405 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* (2021 Repl. Vol.).

BRIAN E. FROSH

Attorney General of Maryland

5/11/22

Date

Robert J. Gilbert 1/3/16

Robert J. Gilbert, Deputy Counsel

Health Occupations Prosecution and Litigation Division

Office of the Attorney General

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Baltimore, Maryland 21201

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