

IN THE MATTER OF \* BEFORE THE  
DANIEL SZUBA, Radiographer \* MARYLAND STATE  
Respondent \* BOARD OF PHYSICIANS  
License Number: R09840 \* Case Number: 7721-0127

\* \* \* \* \*  
ORDER ON PETITION TO TERMINATE SUSPENSION OF RADIOGRAPHY  
LICENSE

PROCEDURAL BACKGROUND

On May 19, 2021, DANIEL SZUBA, Radiographer, License Number R09840, entered into a Consent Order with Disciplinary Panel A (“Panel A”) of the Maryland State Board of Physicians (the “Board”). In the Consent Order, Panel A concluded that Mr. Szuba was guilty of immoral or unprofessional conduct in the practice of radiography, was addicted to or habitually abused any narcotic or controlled dangerous substance as defined in § 5-101 of the Criminal Law Article, and provided professional services while using any narcotic or controlled dangerous substance as defined in § 5-101 of the Criminal Law Article, in violation of Health Occ. §§ 14-5B-14(a)(3), (7), and (8)(ii), respectively.<sup>1</sup>

Under the terms of the Consent Order, Panel A suspended Mr. Szuba’s Maryland radiography license for a minimum period of one year and required Mr. Szuba to comply with certain conditions of suspension, including: enrolling and participating in the Maryland Professional Rehabilitation Program (“MPRP”); and participating in all therapy, treatment, evaluations, and screenings as directed by MPRP. The Consent Order

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<sup>1</sup> The May 19, 2021 Consent Order is incorporated by reference and is available upon request.

provided that Mr. Szuba may submit a written petition to terminate the suspension, upon notification to the Board by MPRP that Mr. Szuba had complied with all terms and conditions of the suspension and is safe to return to the practice of radiography. The Consent Order further provided that if the Panel determined that Mr. Szuba could safely return to the practice of radiography, the suspension may be terminated through an order of the Panel, and the Panel may impose any terms and conditions it deemed appropriate on Mr. Szuba's return to practice, including, but not limited to, probation and/or continuation of Mr. Szuba's enrollment in MPRP. On May 1, 2022, Mr. Szuba filed a petition to terminate the suspension.

On May 19, 2022, MPRP provided a written update on Mr. Szuba's ongoing participation in and compliance with MPRP, which noted that Mr. Szuba had adhered to the program's requirements and possessed the ability to practice radiography safely. In endorsing Mr. Szuba's return to the practice of radiography, MPRP recommended that Mr. Szuba continue all elements of his current rehabilitation plan in addition to having appropriate supervision and vocational monitoring in any practice setting.

On June 8, 2022, Mr. Szuba appeared before Panel A for consideration of his petition. Panel A reviewed Mr. Szuba's file and heard oral presentations from Mr. Szuba and the administrative prosecutor for the State.

### **CONSIDERATION OF PETITION**

Throughout his participation with MPRP, Mr. Szuba has demonstrated a strong commitment to all aspects of his treatment and rehabilitation. Before Panel A, Mr. Szuba

acknowledged the impact of his previous poor judgment, expressed awareness and understanding of the nature and gravity of his behavior, and demonstrated insight and reflection by accepting full responsibility for his actions and conveying remorse for his conduct. Panel A commends Mr. Szuba for his genuine investment in and dedication to his recovery and his full engagement in taking extensive measures to appropriately address the issues that led to the suspension of his license in 2021.

Panel A concludes that Mr. Szuba is fit to practice safely as a radiographer. The Panel, therefore, will terminate the suspension of Mr. Szuba's license subject to probation and certain probationary conditions.

### **ORDER**

Disciplinary Panel A finds that Mr. Szuba has complied with the terms of the May 19, 2021 Consent Order and is safe to return to the practice of radiography if specific terms and conditions are in place. It is, thus, by Disciplinary Panel A hereby:

**ORDERED** that the suspension imposed by the May 19, 2021 Consent Order is **TERMINATED**; and it is further

**ORDERED** that Mr. Szuba is placed on **PROBATION**<sup>2</sup> for a minimum period of **TWO (2) YEARS** from the effective date of this Order. During the probationary period, Mr. Szuba shall comply with the following terms and conditions of probation:

1. Mr. Szuba shall remain enrolled in MPRP as follows:

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<sup>2</sup> If Mr. Szuba's license expires during the period of probation, the probation and any conditions will be tolled.

- (a) Mr. Szuba 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;
- (b) Mr. Szuba 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) Mr. Szuba 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. Mr. Szuba shall not withdraw his release/consent;
- (d) Mr. Szuba shall also sign any written release/consent forms to authorize MPRP to exchange with (i.e., disclose to and receive from) outside entities (including all of Mr. Szuba's current therapists and treatment providers) verbal and written information concerning Mr. Szuba and to ensure that MPRP is authorized to receive the medical records of Mr. Szuba, including, but not limited to, mental health and drug or alcohol evaluation and treatment records. Mr. Szuba shall not withdraw his release/consent; and
- (e) Mr. Szuba's failure to comply with any of the above terms or conditions, including the terms or conditions of the Participant Rehabilitation Agreement(s) or Participant Rehabilitation Plan(s) constitutes a violation of this Order.

2. Mr. Szuba 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 Mr. Szuba has fully and satisfactorily complied with all terms and conditions of probation, and the minimum two-year period of probation imposed by this Order has passed, Mr. Szuba 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. Mr. Szuba 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 Mr. Szuba 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 May 19, 2021 Consent Order; and it is further

**ORDERED** that, if Mr. Szuba allegedly fails to comply with any term or condition imposed by this Order, Mr. Szuba shall be given notice and an opportunity for a hearing. If the disciplinary panel determines 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 followed by an exceptions process before a disciplinary panel; and if the disciplinary panel determines there is no genuine dispute as to a material fact, Mr. Szuba 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 Mr. Szuba has failed to comply with any term or condition imposed by this Order, the disciplinary panel may reprimand Mr. Szuba, place Mr. Szuba on probation with appropriate terms and conditions, suspend Mr. Szuba's license with appropriate terms

and conditions, or revoke Mr. Szuba's license to practice radiography in Maryland. The disciplinary panel may, in addition to one or more of the sanctions set forth above, impose a civil monetary fine on Mr. Szuba; and it is further

**ORDERED** that Mr. Szuba 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 the Order is the date the Order is signed by the Executive Director of the Board or her designee. The Executive Director or her designee signs the Order on behalf of Disciplinary Panel A, which has imposed the terms and conditions of this Order; and it is further

**ORDERED** that this Order on Petition to Terminate Suspension is a public document. *See* Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Prov. § 4-333(b)(6). (Repl. Vol. 2021).

06/13/2022  
Date

***Signature On File***

Christine A. Farrelly  
Executive Director  
Maryland Board of Physicians