

**Anne M. Harter, RCP**

May 26, 2017

Arun Bhandari, Chair  
Disciplinary Panel A  
Maryland State Board of Physicians  
4201 Patterson Avenue, 4<sup>th</sup> Floor  
Baltimore, MD 21215-2299

Re: Surrender of Respiratory Care Practitioner License  
Anne M. Harter, RCP  
License Number: L00757  
Case Number: 2017-0272

Dear Dr. Bhandari and Members of Disciplinary Panel A:

Please be advised that I have decided to **SURRENDER** my license to practice respiratory care in the State of Maryland, License Number L00757, 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 engage in the practice of respiratory care in the State of Maryland as it is defined in the Maryland Medical Practice Act (the "Act"), Md. Code Ann., Health Occ. §§ 14-101 *et seq.* (2014 Repl. Vol.) 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 A's ("Panel A") acceptance, becomes a **FINAL ORDER** of Panel A of the Maryland State Board of Physicians (the "Board").

I acknowledge that the Board received a complaint from my former employer notifying the Board that I was terminated from my employment for creating fraudulent continuing education certificates for a co-worker and that the Board initiated an investigation into the allegations. I have decided to surrender my license to practice respiratory care in the State of Maryland to avoid further investigation and prosecution of these allegations and due to my current health condition. I recognize that for all purposes relevant to licensure that these allegations shall be treated as proven and that these allegations support a conclusion that I violated Health Occ. § 14-5A-17 (a)(3) (*Is guilty of unprofessional or immoral conduct in the practice of respiratory care*), (10) (*Willfully makes or files a false report or record in the practice of respiratory care*), and (26) (*Fails to cooperate with a lawful investigation conducted by the Board or a disciplinary panel*).

I wish to make it clear that I have voluntarily, knowingly and freely chosen to submit this Letter of Surrender to avoid the issuance of charges and prosecution of the aforementioned allegations. I do not wish to contest these allegations. I understand that by executing this Letter of

Arun Bhandari, M.D., Chair and Members of Disciplinary Panel A

RE: Anne M. Harter, RCP

Letter of Surrender

Page 2

Surrender I am waiving my right to contest any charges that would issue from Panel A's investigative findings in a formal evidentiary hearing at which I would have had the right to counsel, 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.

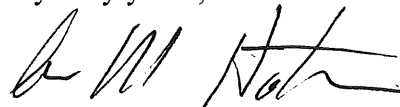
I understand that the Board will advise the Federation of State Medical Boards, the National Practitioner Data Bank, and the Healthcare Integrity and Protection Data Bank of this Letter of Surrender, and in response to any inquiry, that I have surrendered my license as if it were revoked. I also understand 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 A.

I affirm that as of the date of this Letter of Surrender, I will present to the Board my original Maryland respiratory care practitioner license, number L00757, any renewal wallet cards, and wall certificates.

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 A 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 ever file a petition for reinstatement, I will approach Panel A or its successor in the same position as an individual whose license has been revoked. I also understand that if I apply for reinstatement, I bear the burden of demonstrating my professional competence and fitness to practice medicine to the satisfaction of Panel A or its successor.

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 A, including the right to counsel 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 A's actions and this Letter of Surrender 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,

A handwritten signature in black ink, appearing to read "Anne M. Harter". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Anne M. Harter, RCP

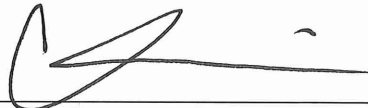
**NOTARY**

STATE OF MD

CITY/COUNTY OF Frederick

I HEREBY CERTIFY that on this 23<sup>rd</sup> day of May, 2017 before me, a Notary Public of the City/County aforesaid, personally appeared Anne M. Harter, RCP, and declared and affirmed under the penalties of perjury that the signing of this Letter of Surrender was his voluntary act and deed.

AS WITNESS my hand and Notarial seal.

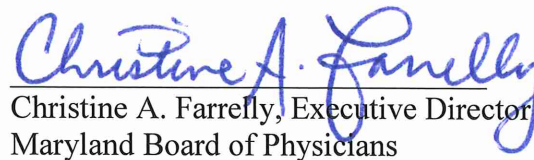
  
\_\_\_\_\_  
Notary Public

My commission expires: 6/9/2018



**ACCEPTANCE**

On behalf of Disciplinary Panel A, on this 26<sup>th</sup> day of May, 2017, I, Christine A. Farrelly, accept Anne M. Harter, RCP's PUBLIC SURRENDER of her license to practice respiratory care in the State of Maryland.

  
\_\_\_\_\_  
Christine A. Farrelly, Executive Director  
Maryland Board of Physicians