IN THE MATTER OF * BEFORE THE BOARD OF PHYSICIAN

PAUL DANIEL MILLER, D.O. * QUALITY ASSURANCE OF MARYLAND

89-0316

ORDER TERMINATING PROBATION AND REINSTATING LICENSE

BACKGROUND

By Order (attached hereto) dated October 16, 1989, (the "1989 Order") the Board of Physician Quality Assurance (the "Board") found Paul Daniel Miller, D.O. (the "Respondent") guilty of committing prohibited acts as set forth in Health Occupations Article, Annotated Code of Maryland ("HO") \$14-504. Specifically, the Commission found Respondent guilty of HO §\$14-504(a)(3) & (22): immoral conduct in the practice of medicine and failing to meet the appropriate standards for delivery of quality medical and surgical care. The Board revoked Respondent's medical license. The Order further provided that after June 1, 1990, if Respondent demonstrated to the Board's satisfaction that Respondent had complied with certain recommendations, the Board would entertain a petition for reinstatement of Respondent petitioned the Board for reinstatement of his license to practice medicine.

At its meeting on June 27, 1990, the Board reviewed Respondent's petition for reinstatement. By Order (attached

hereto) dated July 11, 1990 (the ("1990 Order"), the Board determined that Respondent had complied with the Board's recommendations contained in the 1989 Order. The 1990 Order provided that two years after the effective date of this Order, if the Respondent had complied with certain conditions, the Board would entertain a petition for termination of Respondent's probationary status and reinstatement of Respondent's license to practice medicine. By letter dated June 25, 1992, Respondent petitioned the Board for termination of probation and reinstatement of his license to practice medicine. At its meeting on September 9, 1992, the Board, through its Case Resolution Conference (the "Conference"), reviewed Respondent's Petition.¹ Based upon the Board's review of the Petition, the Board determined that Respondent had fulfilled the Conditions of Probation contained in the 1990 Order.

FINDINGS OF FACT

Based on the information known and available to it, the Board finds that Respondent met all of the conditions of his probation.

CONCLUSIONS OF LAW

The Board concludes, as a matter of law, that Respondent

¹ At its meeting on June 26, 1991, the Board delegated to the Conference the responsibility of reviewing and evaluating petitions for reinstatement of licenses without probationary conditions. If the Conference determines that all probationary conditions have been met, the Petitioner's license will be reinstated without conditions upon the Board Chair's execution of an Order terminating the conditions.

has satisfactorily complied with all conditions of probation as set forth in the 1990 Order.

ORDER

Upon the foregoing Findings of Fact and Conclusions of Law, it is this __/_ day of December 1992, by a majority vote of the full authorized membership of the Board

ORDERED that effective as of the date of this Order, the Conditions of Probation imposed upon Respondent's practice of medicine by the Board's 1990 Order are hereby TERMINATED and of no further force and effect; and be it further

ORDERED that Respondent's license to practice medicine in the State of Maryland be REINSTATED without any condition or restriction whatsoever; and be it further

ORDERED that this is a Final Order and as such is considered a public document pursuant to the Maryland Public Information Article, State Government Article, Annotated Code of Maryland, §§10-611 et seq., specifically §10-617(h)(2)(vi).

12/1/92 Date

Israel H. Weiner, M.D., Chair Board of Physician Quality

Assurance