



KURT R. FIEDLER, M.D. P.A.  
325 HOSPITAL DRIVE SUITE 208  
GLEN BURNIE, MARYLAND 21061  
TELEPHONE 768-3688

February 24, 1993

Israel H. Weiner, M.D., Chair  
Board of Physician Quality Assurance  
Department of Health and Mental Hygiene  
P.O. Box 2571  
4201 Patterson Avenue  
Baltimore, Maryland 21215-0002

RE: Surrender of License  
License No.: DO1409  
Case No.: 92-0150

Dear Dr. Weiner and Members of the Board:

Please be advised that I have decided to surrender my license to practice medicine in the State of Maryland, license number DO1409 (D.O.B. 04/14/28). I understand that I may not give medical advice or treatment to any individual, with or without compensation, cannot prescribe medications, or otherwise engage in the practice of medicine as it is defined in Maryland Health OCC Code Ann. ("H.O.") Section 14-101 (1991 Repl. Vol.). In other words, I understand that surrender of my license means that I am in the same position as an unlicensed individual. This decision to surrender my license to practice medicine in the State of Maryland is **IRREVOCABLE** and **PUBLIC**. I agree not to apply for reinstatement of a medical license in the State of Maryland. Further, I affirm that I will never practice medicine again in Maryland or any other jurisdiction.

This Letter of Surrender shall become a public document and shall become effective March 15, 1993 upon its acceptance by the Board of Physician Quality Assurance (the "Board").

My decision to surrender my license to practice medicine has

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been prompted by an investigation of my licensure by the Board. This investigation revealed that on October 23, 1992 in the Circuit Court for Baltimore City, Maryland, under Criminal Information Number 292275014, I entered a plea of guilty to one count of Medicaid Fraud, in violation of Maryland Code Ann. Art. 27, Section 230(c). This charge stemmed from allegations that I knowingly and willfully submitted false statements to the Medical Assistance Program administered by the Department of Health and Mental Hygiene of the State of Maryland for medical services which I knew I had not performed. I was sentenced to the custody of the Maryland Division of Correction for a period of five (5) years, all of which was suspended, and ordered to pay a fine of \$10,000.00, plus court costs, and restitution to the State Medical Care Compliance Administration in the amount of \$100,000.00. I was also placed on unsupervised probation for two (2) years with the condition that I perform 1,000 hours of community service.

The Board's Investigation resulted in charges under the Maryland Medical Practice Act (the "Act"). Specifically, the Board charged me with the commission of a prohibited act under H.O. Section 14-404(b) (1991 Repl. Vol.). The pertinent provision of the Act under H.O. Section 14-404(b) provides as follows:

(b) Crimes involving moral turpitude. (1) On the filing of certified docket entries with the Board by the Office of the Attorney General, the Board shall order the suspension of a license if the licensee is convicted of or pleads guilty or nolo contendere with respect to a crime involving moral turpitude, whether or not any

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appeal or other proceeding is pending to have the conviction or plea set aside.

(2) After completion of the appellate process if the conviction has not been reversed or the plea has not been set aside with respect to a crime involving moral turpitude, the Board shall order the revocation of a license on the certificate by the Office of the Attorney General.

Furthermore, pursuant to Maryland State Government Code Ann. Section 10-405 (1984), on January 19, 1993 the Board issued a petition for revocation of my license under the Act.

On January 20, 1993, I was served with a Petition to Revoke my license. I have decided to surrender my license to practice medicine in the State of Maryland to avoid a revocation of my medical license and to avoid further prosecution on the aforementioned charges under the Act.

I understand that the Board will advise the Federation of State Medical Boards and the National Practitioners Data Bank, as required by 45 CFR 50, through this Letter of Surrender, and any response to inquiry, that I have surrendered my license to practice medicine as resolution of the matters pending against me. I also understand that, in the event that I would apply for licensure in any other state or jurisdiction, that this Letter of Surrender, and all underlying documents, may be released or published by the Board to the same extent as a final order which would result from disciplinary action, under the Public Information Act, Maryland State Government Code Ann. Section 10-611 et seq. (1984).

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I acknowledge that I have an office practice at two locations in Maryland, at 325 Hospital Drive, Glen Burnie 21061 and 11 E. Chase Street, Baltimore 21202. I affirm that I will terminate this and any other medical practice that I have in Maryland upon the acceptance by the Board of this Letter of Surrender. In accordance with the terms and conditions of the Letter of Surrender, I permit the Board to advise any health care institution at which I have privileges or am otherwise affiliated, through this Letter of Surrender, and any response to inquiry, that I have surrendered my license to practice medicine in the State of Maryland. (I affirm that I am not licensed to practice medicine in any other state.)

I affirm that I have a current Maryland Controlled Dangerous Substance Registration Certificate, Number MO3578, expiration date June 30, 1994, issued by the Maryland Division of Drug Control; and that I have a current United States Drug Enforcement Administration ("DEA") Certificate for the State of Maryland, Certificate Number AF4243224, expiration date September 30, 1994 issued by the DEA.

I acknowledge that, on the effective date of the Letter of Surrender, I must present to the Board: Maryland License Number DO1409, including any renewal certificates and wallet-sized renewal cards; Maryland Controlled Dangerous Substances Certificate Number MO3578, (expiration date June 30, 1994), including any prescription pads bearing my name and prescription ordering forms in my possession or under my control; and United States DEA Registration

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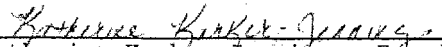
Certificate AF4243224 (expiration date September 30, 1994). I acknowledge that on the date that the Board accepts this Letter of Surrender, the Board will send a copy of this Letter of Surrender to both the State of Maryland Division of Drug Control and the United States DEA, attesting that I am surrendering my privilege to prescribe controlled dangerous substances in the State of Maryland. I further acknowledge that I will submit a signed, executed copy of DEA form 104, Voluntary Surrender of Controlled Substances Privileges, which will be forwarded to the United States DEA.

Finally, I wish to make clear that I have consulted with an attorney before signing this letter **IRREVOCABLY SURRENDERING** my license to practice medicine in the State of Maryland. I understand both the nature of the Board's actions and this Letter of Surrender fully. I make this decision knowingly and voluntarily.

Sincerely,



Kurt R. Fiedler, M.D.

  
Katherine Karker-Jennings, Esquire  
Counsel for Kurt R. Fiedler

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VERIFICATION

STATE OF MARYLAND )  
COUNTY OF HARFORD )

I HEREBY CERTIFY that on this 24<sup>th</sup> day of February, 1993, before me, a Notary Public of the State and County aforesaid, personally appeared Kurt R. Fiedler, M.D., and declared and affirmed under the penalties of perjury that signing the foregoing Letter of Surrender was his voluntary act and deed.

Linda Costa  
Notary Public

My Commission Expires 5-14-94

2 On behalf of the Board of Physician Quality Assurance, on this 2 day of March, 1993, I accept Kurt R. Fiedler's PUBLIC IRREVOCABLE surrender of his license to practice medicine in the State of Maryland.

Israel H. Welner  
Israel H. Welner, M.D., Chair  
Board of Physician Quality Assurance

cc: J. Michael Compton, Executive Director  
Margaret T. Anzalone, Deputy Director  
Joseph P. Gill, Deputy Counsel  
Jean Baron, Assistant Attorney General  
C. Frederick Ryland, Assistant Attorney General,  
Counsel to the Board  
Barbara K. Vona, Chief of Compliance

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