



Board of Physicians

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Damean W.E. Freas, D.O., Chair

July 15, 2021

Hugo Benalcazar, M.D.

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Michael Brown, Assistant Attorney General
Office of the Attorney General
Department of Health and Mental Hygiene
300 West Preston Street, Suite 201
Baltimore, Maryland 21201

Re: Hugo Benalcazar, M.D.
Case No.: 2221-0051
License No.: D56356

Dear Dr. Benalcazar and Counsel:

On July 2, 2021, Disciplinary Panel A of the Maryland State Board of Physicians issued an **ORDER FOR SUMMARY SUSPENSION OF LICENSE TO PRACTICE MEDICINE** in this case, pursuant to Md. Code Ann., State Gov't § 10-226(c)(2). On July 14, 2021, Dr. Benalcazar was given an opportunity to attend a post-deprivation hearing before Disciplinary Panel A to show cause why that suspension should not be continued. Dr. Benalcazar attended the hearing on that date and was represented by counsel, Carolyn Jacobs, Esquire, and Mr. William Brennan, Esquire. The State was represented by Michael Brown, Assistant Attorney General, Administrative Prosecutor. Both parties presented oral arguments at the post-deprivation hearing.

After considerations of the parties' presentations, Disciplinary Panel A determined, by a preponderance of the evidence, that the health, welfare, and safety of the public imperatively required the disciplinary panel to summarily suspend Dr. Benalcazar's license and that there

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exists a substantial risk of serious harm to the public health, safety or welfare in Dr. Benalcazar's continued practice. Disciplinary Panel A thus will not lift the summary suspension order and the summary suspension imposed on July 2, 2021, is reaffirmed and continues. *See* COMAR 10.32.02.08H(1).

NOTICE OF RIGHT TO APPEAL

Under the Board regulations, Dr. Benalcazar has the right to request a full evidentiary hearing before an Administrative Law Judge at the Office of Administrative Hearings. This request will be granted if the Board receives a written request for the hearing within **TEN (10)** days of the date of this letter. Any request for a hearing should be sent to Christine A. Farrelly, Executive Director, at the Board's address. If Dr. Benalcazar requests such a hearing, the regulations require that an Administrative Law Judge set the hearing to begin within 30 days of the request, *see* COMAR 10.32.02.08I, though Dr. Benalcazar may waive that 30-day requirement.

This letter constitutes an order of the Board through Disciplinary Panel A resulting from formal disciplinary action and is therefore a public document.

Sincerely,

Signature on File

Ellen Douglas Smith, Deputy Director
Maryland State Board of Physicians