

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF HEALTH
HEALTH REGULATION AND LICENSING ADMINISTRATION



IN THE MATTER OF:

Jesus A. Burbano,

Respondent

NOTICE OF SUMMARY ACTION TO SUSPEND LICENSE

To: Jesus A. Burbano
2800 Quebec Street N.W. #727
Washington, DC 20008

In accordance with the provisions of the District of Columbia Administrative Procedure Act, D.C. Code § 2-509(a), and the District of Columbia Health Occupations Revision Act of 1985, D.C. Code § 3-1205.15(b), the Health Regulation and Licensing Administration (HLRA) hereby gives you notice of the summary suspension of your medical license in the District of Columbia, License No. MD31723, pursuant to D.C. Code § 3-1205.15(a).

Your license is hereby **summarily suspended** effective **immediately** upon receipt of this notice. If you wish to appeal this summary suspension of your license, you must file a written request for a hearing within seventy-two (72) hours after service of this notice. Should you request a hearing, one will be held within seventy-two (72) hours of receipt of a timely request, and a decision will be rendered within seventy-two (72) hours after the close of the hearing. The request for a hearing must be submitted to Suzanne Fenzel, Counsel, Department of Health, Health Licensing Regulation Administration, 899 North Capitol Street, N.E., 2nd Floor, Washington, D.C. 20002.

The District of Columbia is represented by the Office of the Attorney General for the District of Columbia in these proceedings. A copy of your hearing request and any pleading or other written communication addressed to the HLRA should also be delivered to Jessica Krupke, Assistant Attorney General, Office of the Attorney General

for the District of Columbia, Civil Enforcement Section, 441 Fourth Street, N.W., Suite 630 South, Washington, D.C. 20001. Jessica Krupke can be reached at (202) 727-2125.

You may appear personally at such a hearing and you may be represented by legal counsel. You have the right to produce witnesses and evidence on your behalf, to cross-examine witnesses against you, to examine evidence produced, and to have subpoenas issued on your behalf to require the production of witnesses and evidence.

All hearings are conducted before the administrative judge in the English language. If you or any witnesses to be called are deaf, have a hearing impediment, or cannot readily understand or communicate the spoken English language, an application may be made to the administrative law judge for the appointment of a qualified interpreter.

The basis of the contemplated action is certain information received by the agency which, if proven to be true, justifies taking the proposed action pursuant to D.C. Code § 3-1205.15.

The charge upon which the summary suspension is based is set forth below.

Charge I: You have had your license, registration, or certification to practice the same profession or occupation revoked or suspended in another jurisdiction and have not had the license, registration, or certification to practice reinstated within that jurisdiction, for which your license may be summarily suspended pursuant to D.C. Code § 3-1205.15(a)(1)(A).

In an order dated January 2, 2019 in Case No. 2218-0282A, the Maryland Board of Physicians (Maryland Board) summarily suspended your license to practice medicine in the State of Maryland. The order was based on investigative findings, which included your written response to the Maryland Board dated August 24, 2018. In that response, you admitted that several physicians had prescribed you benzodiazepine and on a few occasions you obtained benzodiazepines pursuant to your own prescription. The Maryland Board's investigation found that on June 15, 2018 you entered an urgent care facility in the District of Columbia and were suspected of being under the influence. The Maryland Board also found that information from the Maryland Prescription Drug Monitoring Program (POMP) indicated that since 2008, you had self-prescribed benzodiazepines on numerous occasions. The Maryland Board concluded that you are a risk to the public health, safety or welfare and summarily suspended your license.

A request for a hearing will not stay this summary suspension. Please note that under 17 DCMR § 4103.2, your failure to appear at the time and place set for the hearing, either in person or through counsel, or both, will not preclude the administrative law judge's proceeding in this matter.

2-7-2019
Date

Sharon Williams Lewis
Sharon Williams Lewis, DHA, RN-BC, CPM
Senior Deputy Director
Department of Health
Health Regulation and Licensing Administration