

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



IN THE MATTER OF:

THOMAS J. RALEY, M.D.

Respondent.

NOTICE OF SUMMARY ACTION TO SUSPEND LICENSE

To: Thomas J. Raley, M.D.
Registration Number: 75294-509
FCI Cumberland
Federal Correctional Institution
P.O. Box 1000
Cumberland, MD 21501

In accordance with the provisions of the District of Columbia Administrative Procedure Act, D.C. Code § 2-509; the District of Columbia Health Occupations Revision Act of 1985, D.C. Code § 3-1205.15(a); D.C. Code § 3-1205.23; and 17 DCMR § 4118, the District of Columbia Department of Health (D.C. Health) gives you notice of the summary suspension of your medical license, MD0377178, under D.C. Code § 3-1205.15(a).

Your license is summarily suspended effective immediately upon receipt of this notice. If you wish to appeal this summary suspension of your license, you must file a request for a hearing. Should you request a hearing, one will be held within six months of your release. The request for a hearing must be submitted in writing to Suzanne Fenzel, Assistant General Counsel, D.C. Health. The request may be submitted by email to Suzanne.Fenzel3@dc.gov or by mail to 899 North Capital Street, N.E., 6th Floor, Washington, D.C. 20002. Ms. Fenzel can be reached at (202) 724-8915.

The District of Columbia is represented by the Office of the Attorney General for the District of Columbia. A copy of your hearing request and any pleading or other written communication addressed to D.C. Health must also be delivered to Alycia Hogenmiller, Assistant Attorney General (AAG), Office of the Attorney General for the District of Columbia, Civil Enforcement Section, 400 Sixth Street, N.W., Suite 10100, Washington, D.C. 20001. AAG Hogenmiller can be reached at (202) 256-9692 or by email at Alycia.Hogenmiller@dc.gov.

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

All hearings are conducted 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.

A request for a hearing will not stay the suspension of your license.

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

Charge I: **The Commonwealth of Virginia suspended your medical license, for which D.C. Health can summarily suspend your license under D.C. Code § 3–1205.15(a)(1)(A).**

On November 28, 2022, the Virginia Department of Health Professions suspended your license to practice medicine in Virginia, License No. 0101-243103, Case No. 219967. The Virginia Department of Health Professions based its suspension on your two felony convictions in the United States District Court for the Eastern District of Virginia, Case No. 1:21-cr-00246-CMH. You pleaded guilty to conspiracy to receive health care kickbacks and conspiracy to commit wire fraud. To date, Virginia has not reinstated your license to practice medicine.

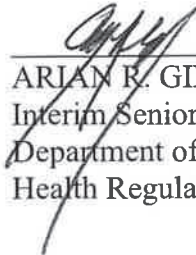
Charge II: **You have been convicted of an offense that is directly related to the practice of medicine, for which D.C. Health can summarily suspended your license under D.C. Code §§ 3–1205.15(a)(1)(B) and 3–1205.23.**

The allegations in support of Charge I are incorporated by reference. Your convictions were based on a fraud scheme with your co-conspirators to defraud federal health care programs. You are a physician specializing in orthopedic surgery. You and your co-conspirators set up a scheme where you would send prescriptions to specialty pharmacies and then receive kickback payments for referral of the expensive compound medications. You created prescription pads with pre-printed prescription formulas that would yield the highest reimbursement from insurance companies. You received over \$2.2 million from this kickback scheme. Your conviction is related to the practice of medicine because you prescribed your patients compound drugs and sent those prescriptions to specific pharmacies to receive an illegal benefit.

Under D.C. Code § 3–1205.23, D.C. Health may suspend your license during the time you are incarcerated for a conviction related to the practice of medicine.

Please note 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 D.C. Health's proceeding in this matter.

2/10/2023
DATE



ARIAN R. GIBSON, M.S.
Interim Senior Deputy Director
Department of Health
Health Regulation and Licensing Administration