

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



IN THE MATTER OF:

ANDREW CRUZ, M.D.

Respondent.

NOTICE OF SUMMARY ACTION TO SUSPEND LICENSE

To: Andrew Cruz, M.D.
801 East 4th Street
Boston, MA 02127

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 § 3-1205.19(a); and 17 DCMR § 4102.2, the District of Columbia Board of Medicine (the Board) gives you notice of the summary suspension of your Medical License No. MD210002792, under D.C. Code § 3-1205.15(a).

Your license is summarily suspended effective immediately upon the receipt of this notice. If you wish to appeal this summary suspension of your license, you must file a request for a hearing within 72 hours after service of this notice. Should you request a hearing, one will be held within 72 hours of a timely request, and a decision will be rendered within 72 hours after the close of the hearing. The request for a hearing must be submitted in writing to Suzanne Fenzel, Assistant General Counsel, Department of Health, Health Licensing Regulation Administration by email to Suzanne.Fenzel3@dc.gov or by mail to 899 North Capitol Street, N.E., Sixth 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 the Board must also be delivered to Matthew F. Emmick, Assistant Attorney General, at the Office of the Attorney General for the District of Columbia, Civil Enforcement Section, 400 Sixth Street, N.W., Suite 10100, Washington, D.C. 20001. Mr. Emmick can be reached at (202) 821-6957 or by email at Matthew.Emmick@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 Board for the appointment of a qualified interpreter.


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

Charge: **The States of Arizona and North Carolina and the Commonwealth of Virginia suspended your medical licenses for those jurisdictions, for which the Board can take summary action to suspend your license under D.C. Code § 3-1205.15(a)(1)(A).**

On August 16, 2023, the Arizona Medical Board (Arizona Board) prohibited you from engaging in the practice of medicine in Arizona, under your Arizona Medical License No. 67258. The Arizona Board made an interim finding of fact that you violated a Stipulated Rehabilitation Agreement (SRA), effective March 9, 2023, which required you to abstain from consumption of alcohol and comply with monitoring. On July 25, 2023, the Arizona Board was notified you violated the SRA by consuming alcohol. You and the Arizona Board entered an Interim Consent Agreement for Practice Restriction, barring you from practicing medicine in that state in Case No. MD-23-0760A, and agreeing that you are “prohibited from engaging in the practice of medicine in the State of Arizona . . . until [you] appl[y] to the Executive Director and receive[] permission to do so.” Arizona Interim Consent Agreement at p. 2 ¶ 1. As a result, the Virginia Department of Health Professions suspended your license to practice medicine in Virginia on September 18, 2023. On October 16, 2023, you and the North Carolina Medical Board entered into a consent Interim Non-Practice Agreement, where it was ordered that you “will not practice medicine until such time as [you are] given permission to do so by the Board President.” North Carolina Interim Non-Practice Agreement at p. 3 ¶ 1. To date, your medical licenses in Arizona, North Carolina, and Virginia have not been reinstated.

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 Board’s proceeding in this matter.

12/20/2022
DATE



ARJAN R. GIBSON, M.S.
Senior Deputy Director
District of Columbia Department of Health
Health Regulation and Licensing Administration