

IN THE MATTER OF
RAYMOND SCHMIDT, L.Ac., P.T.

License Number: U941

RESPONDENT

* * * * *

* BEFORE THE
* MARYLAND STATE
* BOARD OF ACUPUNCTURE
* Case Number: 02-04

AMENDED FINAL CONSENT ORDER

BACKGROUND

On May 30, 2007 the Maryland State Board of Acupuncture (the "Board") and Raymond Schmidt, L.Ac., P.T. ("Respondent") entered into a Final Consent Order (the "Order") which incorporated by reference as if fully set forth herein.

The aforementioned Consent Order provided for, among other things, reinstatement of his Maryland acupuncture license subject to certain pre-conditions.

FINDINGS OF FACT

1. On or about July 10, 2007, Respondent's license to practice acupuncture in this State was reinstated;

ORDER

Based on the foregoing it is, this 11th day of March, 2008, by the Maryland State Board of Acupuncture hereby:

ORDERED that Respondent's acupuncture practice shall be supervised, at Respondent's expense, by a Board approved acupuncture clinical supervisor, who shall be chosen either from a list provided by the Respondent or from a list compiled by the Board; and it is further

ORDERED that said practice reviewer shall monitor the Respondent's scope of practice of acupuncture, including obtaining sexual health histories, draping procedures, and patients' removal of under garments; and it is further

ORDERED that the Respondent shall immediately provide the clinical supervisor the patient chart upon his having treated each of 10 female patients; and it is further

ORDERED that clinical supervisor will contact each of the 10 female patients immediately after treatment has been rendered in order to evaluate the Respondent's treatment of these patients and immediately thereafter provide the Board with a written report noting his/her impressions; and it is further

ORDERED that Respondent shall authorize the Board to provide the clinical supervisor with copies of the Board's investigative file pertaining to this case, Dr. Plaut's reports and correspondence, the Board's charges, the amended Consent Order, the Final consent Order and this Order; and it is further

ORDERED that Respondent shall not represent himself as a women's health expert in acupuncture and is prohibited from presenting women's health as an area of practice within the scope of the practice of acupuncture; and it is further

ORDERED that Respondent shall provide each of his employers with a copy of this Order; and it further

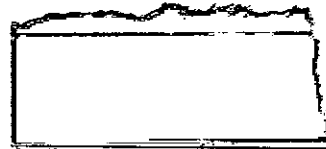
ORDERED that after having treated the last of 10 female patients and the Board has accepted the 10th and final report of the clinical supervisor, and if the Respondent has satisfactorily complied with all terms and conditions of this Order, and there are no outstanding complaints regarding the Respondent's practice, Respondent may petition

the Board for termination of probation without further terms or conditions; and it is further

ORDERED that if the Board has probable cause to believe that Respondent presents a danger to the public, health, safety or welfare, or that Respondent has violated any of the terms and conditions of this Order, the Board without prior notice and an opportunity for a hearing, may **REVOKE** Respondent's license to practice acupuncture provided that Respondent is given notice of the Board's action and an opportunity for a hearing; and it is further

ORDERED that this document is a public document pursuant to Md. Code Ann., State Gov't Article, § 10-611 *et seq.*

3/11/08
Date



Tyme Gigliotti, L.Ac.
President

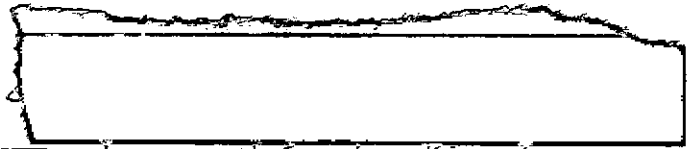
CONSENT

I, Raymond Schmidt, Jr., L.Ac., P.T., acknowledge that I am represented by legal counsel, Lois A. Fenner McBride, Esquire, and I have had the opportunity to consult with counsel before entering into and signing this document.

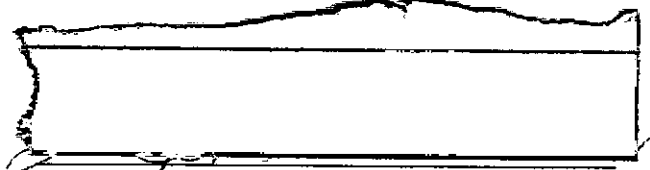
By this consent, I hereby acknowledge the validity of the foregoing **Amended Final Consent Order** as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections provided by law. I acknowledge the legal authority and the jurisdiction of the Board to initiate these proceedings and to issue and enforce this Amended Final Consent Order. I also affirm that I am waiving my right to appeal any adverse ruling of the Board that might have followed any such hearing.

I sign this Amended final Consent Order after having an opportunity to consult with counsel, without reservation, and I fully understand and comprehend the language, meaning and terms of this Consent Order.

2-22-08
Date



Raymond Schmidt, Jr., L.Ac., P.T.
Respondent



Lois A. Fenner McBride, Esquire
Counsel for Respondent



STATE OF MARYLAND

CITY/COUNTY of Anne Arundel

I HEREBY CERTIFY that on this 6th day of MARCH,
2008, before me, a Notary Public of the State and County aforesaid, personally
appeared Raymond Schmidt, Jr., L.Ac., and made oath in due form of law that
the foregoing was his/her voluntary act and deed.

AS WITNESS my hand and Notarial Seal.

Marko A. Neal
Notary Public

My Commission Expires: 12/2010

