

**Joseph F. Rosana, O.D.
23305 Rogerdale Place
Sterling, Virginia 20166**

Date: 05/22/2018

Re: Surrender of License to Practice Optometry
License Number: TA2006
Case Number: 2017-023

Andrew Doyle, O.D., President
Maryland State Board of Examiners in Optometry
4201 Patterson Avenue, Room # 307
Baltimore, Maryland 21215

Dear Dr. Doyle and Members of the Board:

Please be advised that pursuant to Md. Code Ann., Health Occ. ("Health Occ.") § 11-312, I hereby surrender my license to practice optometry in the State of Maryland, License Number TA2006, effective immediately.

I understand that upon surrender of my license, I may not engage in the practice of optometry on any individual in the State of Maryland, with or without compensation, as it is defined in the Maryland Optometry Act (the "Act"), Health Occ. §§ 11-101 *et seq.* and other applicable laws. In other words, as of the effective date of this Letter of Surrender, *i.e.*, the date the Maryland State Board of Examiners in Optometry (the "Board") accepts this letter, I understand that the surrender of my license means that I am in the same position as an unlicensed individual in the State of Maryland. I further agree that I shall not seek or apply for reinstatement of my optometry license for a period of **two (2) years** from the effective date of this Letter of Surrender.

I understand that this Letter of Surrender is a **PUBLIC DOCUMENT**, and upon the Board's acceptance, becomes a **FINAL ORDER** of the Board.

I acknowledge that the Board initiated an investigation of my licensure after it received information that the Virginia Board of Optometry summarily suspended my Virginia optometry license on February 21, 2017. As a result, the Board, pursuant to Md. Code Ann., State Gov't § 10-226(c)(2), issued an Order for Summary Suspension of License to Practice Optometry, dated June 27, 2017, in which it summarily suspended my Maryland optometry license. The Board then issued disciplinary charges against me on March 29, 2018. Specifically, the Board charged me with violating the Act under Health Occ. § 11-313 and Md. Code Regs. 10.28.14.03 and 10.28.14.04, based on the suspension of my Virginia optometry license, the disciplinary action the Virginia Board of Optometry took against me, my failure to make true and accurate

representations on my 2017 Maryland optometry license renewal application, and my conviction for misdemeanor sexual battery against patients on whom I performed optometric examinations. A copy of the charges is attached as Attachment 1.

I am voluntarily, knowingly, and freely surrendering my license to practice optometry in the State of Maryland to avoid further investigation and prosecution of these disciplinary charges. I acknowledge that for all purposes related to my licensure, the charges will be treated as if proven.


I hereby affirm that as a condition of the Board's acceptance of this Letter of Surrender, I agree to personally surrender my license and wall certificate within forty-eight (48) hours of the execution of this Letter of Surrender.

I understand that the Board may advise the National Practitioner Data Bank of this Letter of Surrender. I also understand that in the event I would apply for licensure in any form in any other state or jurisdiction that this Letter of Surrender may be released or published by the Board to the same extent as a final order that would result from disciplinary action, pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2014), and that this Letter of Surrender constitutes a disciplinary action by the Board.

I recognize and agree that by submitting this Letter of Surrender, my license will remain surrendered unless and until the Board grants reinstatement. In the event that I apply for reinstatement of my Maryland License, I understand that the Board is not required to grant reinstatement; and, if it does grant reinstatement, may impose any terms and conditions the Board considers appropriate for public safety and the protection of the integrity and reputation of the profession. I further understand that if I file a petition for reinstatement, I will approach the Board in the same position as an individual whose license has been revoked.

I acknowledge that I may not rescind this Letter of Surrender in part or in its entirety for any reason whatsoever. Finally, I wish to make clear that I have been advised of my right to be represented by an attorney of my choice throughout proceedings before the Board, including the right to consult with an attorney prior to signing this Letter of Surrender. I have knowingly and willfully waived my right to be represented by an attorney before signing this letter surrendering my license to practice optometry in the State of Maryland. I understand both the nature of the Board's actions and this Letter of Surrender fully. I acknowledge that I understand and comprehend the language, meaning and terms and effect of this Letter of Surrender. I make this decision knowingly and voluntarily.

Very truly yours,



Joseph F. Rosana, O.D.

NOTARY

STATE OF Loudoun
CITY/COUNTY OF Virginia

I HEREBY CERTIFY that on this 22 day of May, 2018 before me, a Notary Public of the City/County aforesaid, personally appeared Joseph F. Rosana, O.D., and declared and affirmed under the penalties of perjury that the signing of this Letter of Surrender was his voluntary act and deed.

AS WITNESS my hand and Notarial seal.

FIONA MCKENZIE BINSLEY
NOTARY PUBLIC-7778281
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES SEPT. 30, 2022

Fiona Binsley
Notary Public

Fiona Binsley 5/22/18
7778281
My commission expires: 9/30/22

ACCEPTANCE

30th On behalf of the Maryland State Board of Examiners in Optometry, on this day of May, 2018, I, Andrew Doyle, O.D., accept the **PUBLIC SURRENDER** of Joseph F. Rosana, O.D.'s license to practice optometry in the State of Maryland.

Andrew Doyle
Andrew Doyle, O.D., President
Maryland State Board of Examiners in Optometry