

**IN THE MATTER OF
DANIELLA GALINDO**

License Number: A02432

Case Number: 2023-013

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**BEFORE THE MARYLAND
BOARD OF OCCUPATIONAL
THERAPY PRACTICE**

CONSENT ORDER OF SUSPENSION

On February 2, 2023 the Maryland Board of Occupational Therapy Practice (the “Board”) received a written complaint regarding the conduct of Daniella Galindo (the “Respondent”). The complaint alleged the Respondent engaged in billing fraud.

Based on the Board’s investigation into the Respondent’s conduct the Board voted to offer a Consent Order of Suspension to the Respondent in lieu of issuing Charges for violating the Maryland Occupational Therapy Practice Act (the “Act”), Md. Code Ann., Health Occupations (“H.O.”) §§10-101 *et seq.* As a result of that offer the Respondent and the Board agreed to the following Consent Order.

FINDINGS OF FACT

The Board finds that:

1. On November 30, 2016 the Maryland Board of Occupational Therapy Practice (the “Board”) issued the Respondent) a license to practice as an Occupational Therapy Assistant in the State of Maryland, License Number A02432.

2. On January 16, 2023 patients in the Respondent's care who were scheduled to receive services on January 15, 2023 indicated that they did not receive OT services from the Respondent on that date.
3. The Respondent entered billing information indicating that she had worked and provided rehabilitation services on January 15, 2023.
4. The Respondent's employer conducted an audit and discovered that the Respondent billed for three hours and twenty minutes at one rehabilitation site and three hours and forty minutes at a second rehabilitation site. The audit also revealed that the Respondent entered identical treatment encounter notes for the fourteen (14) patients she was scheduled to treat on January 15, 2023.
5. On January 17, 2023 the Respondent admitted in a meeting with her employer that she did not provide services on January 15, 2023. The Respondent indicated she billed for hours but was not at the rehabilitation facility or providing services during those hours.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent violated Md. Code Ann., Health Occ. §10-315 which allows the Board to "suspend or revoke a license if the...holder...."

"(12) Submits a false statement to collect a fee..."

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby:

ORDERED that the license of the Respondent to practice as an Occupational Therapy Assistant in the State of Maryland is hereby **SUSPENDED FOR ONE (1) YEAR** and it is further

ORDERED that the Respondent will be placed on a **PERIOD OF PROBATION FOR A MINIMUM OF TWO YEARS** from the date the Respondent resumes the practice of occupational therapy and until the Respondent complies with the terms and conditions set forth in this order; and it is further

ORDERED that the Respondent provide to the Board written notification **PRIOR** to the Respondent's resumption of the practice of occupational therapy; and it is further

ORDERED that the Respondent shall provide any and all occupational therapy employers with a copy of this Order during the probationary period; and it is further

ORDERED that the Respondent shall ensure that any occupational therapy employers notify the Board in writing that the employer has received a copy of this Order and it is further

ORDERED that during the probationary period the Respondent shall successfully complete a Board-approved ethics course, which shall not count towards the contact hours of competency activities required for continued licensure; and it is further

ORDERED that during the probationary period the Respondent shall engage a Board approved supervisor and that the Board approved supervisor will provide quarterly reports to the Board on the Respondent's performance during the probationary period and compliance with this Consent Order; and it is further

ORDERED that if the Respondent violates any of the terms and conditions of probation, the Board will offer the Respondent an opportunity for a show cause hearing before the Board and may impose any sanctions which it may have imposed in this matter, including any probationary terms and conditions, reprimand, suspension, revocation and/or monetary penalty; and it is further

ORDERED that the Respondent may petition for a termination of probation after successfully compiling with the conditions of probation and has no outstanding complaints before the Board. The Respondent's probation will be terminated through a Public Order from the Board; and it is further

ORDERED that the Respondent shall comply with the Maryland Occupational Therapy Practice Act, Md. Code Ann., Health Occ. §§10-101 *et seq.*, and all Federal and State laws and regulations governing the practice of occupational therapy in Maryland; and it is further

ORDERED that the Respondent is responsible for all costs associated with the Consent Order; and it is further

ORDERED that this Consent Order is considered a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., General Provisions §§4-101 *et seq.*

4/18/2023

Date



Daniel Martin, Board Chair
Maryland Board of Occupational Therapy Practice

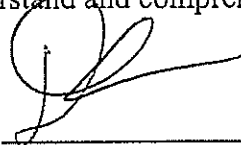
CONSENT

By this Consent, I acknowledge that I have read this Consent Order in its entirety and I hereby admit the truth of the Findings of Fact, and accept and submit to the foregoing Consent Order and its conditions. I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to legal counsel authorized to practice law in Maryland, to confront witnesses, to give testimony, to request subpoenas for witnesses, to call witnesses on my own behalf, to introduce testimony and evidence on my own behalf, and to all other substantive and procedural protections provided by law. I waive these rights, as well as any appeal rights under Maryland Code Annotated, State Government Article § 10-222.

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

4/18/23

Date



Daniella Galindo, License Number A02432

NOTARIZATION

STATE OF MARYLAND
CITY/COUNTY of Baltimore

I HEREBY CERTIFY that on this 8 day of April, 2023, before me, a Notary Public of the State and City/County aforesaid, **DANIELLA GALINDO** personally appeared, and declared and affirmed under penalties of perjury that signing the foregoing Consent Order was her voluntary act and deed.

AS WITNESS my hand and Notarial Seal.



Notary Public

My Commission Expires: 10/04/2025

