



***New York State Board for Professional Medical Conduct***  
433 River Street, Suite 303 • Troy, New York 12180-2299 • (518) 402-0863

Antonia C. Novello, M.D., M.P.H., Dr. P.H.  
Commissioner  
NYS Department of Health

Dennis P. Whalen  
Executive Deputy Commissioner  
NYS Department of Health

Dennis J. Graziano, Director  
Office of Professional Medical Conduct

Michael A. Gonzalez, R.P.A.  
Vice Chair

Ansel R. Marks, M.D., J.D.  
Executive Secretary

**PUBLIC**

November 24, 2003

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Pradsad Chalasani, M.D.  
299 Oakley Court  
Mill Neck, NY 11765

RE: License No. 111694

Dear Dr. Chalasani:

Enclosed please find Order #BPMC 03-319 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect December 1, 2003.

If the penalty imposed by the Order is a surrender, revocation or suspension of this license, you are required to deliver to the Board the license and registration within five (5) days or receipt of the of the Order to:

Board for Professional Medical Conduct  
New York State Department of Health  
Hedley Park Place, Suite 303  
433 River Street  
Troy, New York 12180

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management  
New York State Department of Health  
Corning Tower, Room 1258  
Empire State Plaza  
Albany, New York 12237

Sincerely,

A handwritten signature in black ink, appearing to read 'A. Marks', written over a rectangular box.

Ansel R. Marks, M.D., J.D.

Executive Secretary

Board for Professional Medical Conduct

cc: Anthony Scher, Esq.  
Wood and Scher  
The Harwood Building  
Scarsdale, NY 10583

NEW YORK STATE DEPARTMENT OF HEALTH  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER  
OF  
PRADSAD CHALASANI, M.D.

CONSENT  
ORDER

BPMC No. 03-319

Upon the application of (Respondent) Prasad Chalasani, M.D. in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is


ORDERED, that the Consent Agreement, and its terms, are adopted and SO ORDERED, and it is further

ORDERED, that this Order shall be effective upon issuance by the Board, either

- by mailing of a copy of this Consent Order, either by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, OR
- upon facsimile transmission to Respondent or Respondent's attorney, Whichever is first.

SO ORDERED.

DATED: 11/21/03

  
MICHAEL A. GONZALEZ, R.P.A.  
Vice Chair  
State Board for Professional Medical Conduct

NEW YORK STATE DEPARTMENT OF HEALTH  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER  
OF  
PRASAD CHALASANI, M.D.

CONSENT  
AGREEMENT  
AND  
ORDER

PRASAD CHALASANI , M.D., representing that all of the following statements are true, deposes and says:

That on or about January 25, 1972 I was licensed to practice as a physician in the State of New York, and issued License No. 111694 by the New York State Education Department.

My current address is 299 Oakley Court, Mill Neck, NY 11765, and I will advise the Director of the Office of Professional Medical Conduct of any change of address.

I understand that the New York State Board for Professional Medical Conduct has charged me with one specification of professional misconduct.

A copy of the Statement of Charges, marked as Exhibit "A", is attached to and part of this Consent Agreement.

I agree to not contest the allegations of the First Specification, in full satisfaction of the charges against me, and agree to the following penalty:

Pursuant to §230-a(2) of the Public Health law, my license to practice medicine in the State of New York shall be suspended for a period of thirty-six months, all thirty-six months of said suspension to be stayed.

Pursuant to §230-a(9) of the Public Health Law, I shall be placed on probation for a period of thirty-six months, subject to

the terms set forth in attached Exhibit "B."

I shall be subject to a fine in the amount of \$2500.00, pursuant to §230-a(7) and (9) of the Public Health Law, to be paid in full within 30 days of the effective date of this order. Payments must be submitted to:

Bureau of Accounts Management  
New York State Department of Health  
Empire State Plaza  
Corning Tower, Room 1245  
Albany, New York 12237

I further agree that the Consent Order shall impose the following conditions:

That Respondent shall maintain current registration of licensure with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and shall pay all registration fees. This condition shall take effect thirty (30) days after the Consent Order's effective date and will continue so long as Respondent remains licensed in New York State; and

That Respondent shall cooperate fully with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigations of

matters concerning Respondent. Respondent shall respond in a timely manner to all OPMC requests for written periodic verification of Respondent's compliance with this Order. Respondent shall meet with a person designated by the Director of OPMC, as directed. Respondent shall respond promptly and provide all documents and information within Respondent's control, as directed. This condition shall take effect upon the Board's issuance of the Consent Order and will continue so long as Respondent remains licensed in New York State.

I stipulate that my failure to comply with any conditions of this Order shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that if I am charged with professional misconduct in future, this Consent Agreement and Order **shall** be admitted into evidence in that proceeding.

I ask the Board to adopt this Consent Agreement.

I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to the Public Health Law.

I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this Order shall take effect upon its issuance by the Board, either by mailing of a copy of the Consent Order by first class mail to me at the address in this Consent

Agreement, or to my attorney by certified mail, OR upon facsimile transmission to me or my attorney, whichever is first.

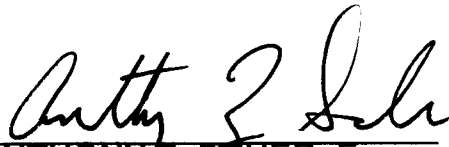
I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and ask that the Board adopt this Consent Agreement.

DATED 11/14/03

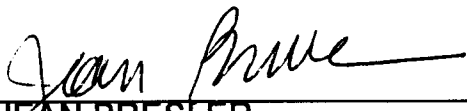
  
PRASAD CHALASANI, M.D.  
RESPONDENT

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

DATE: 11/14/03

  
ANTHONY Z. SOHER, Esq.  
Attorney for Respondent

DATE: 11/17/03

  
JEAN BRESLER,  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE: 11/20/03

  
DENNIS J. GRAZIANO  
Director  
Office of Professional Medical Conduct



IN THE MATTER  
OF  
PRASAD CHALASANI, M.D.

STATEMENT  
OF  
CHARGES

PRASAD CHALASANI, M.D., the Respondent, was authorized to practice medicine in New York State on or about January 25, 1972, by the issuance of license number 111694 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. Respondent rendered care and treatment to Patient A at North Shore University Hospital (NSUH) in Forest Hills New York from on or about August 16, 2000 to August 22, 2000. The patient was admitted with fever and pain at the site of an infected left AV graft. On August 18, 2000, Respondent suture ligated the infected, bleeding left arm AV graft. On August 20, 2000, Respondent operated on Patient A placing a right subclavian catheter. Post operatively it was apparent that the catheter placed by the Respondent was not properly situated. On August 21, 2000, an interventional radiologist placed a new right jugular vein catheter and removed the catheter that had been inserted by the Respondent. The patient died on August 22, 2000. Respondent's care and treatment of patient A deviated from acceptable medical standards in that:
1. Respondent failed to excise a bleeding and potentially infected prosthetic graft..
  2. Respondent failed to confirm that the dialysis catheter was properly inserted into the subclavian vein.

3. Upon becoming aware that the dialysis catheter was not properly placed Respondent unreasonably delayed in addressing the problem.
4. Respondent failed to adequately monitor the patient and/or follow the patient's progress or note that he did so.
5. Respondent failed to make an appropriate operative note.

B. Patient B went to the Emergency Department of NSUH, Forest Hills on July 28, 2000 with a diagnosis of progressive chronic renal failure. On July 29, Respondent placed a right subclavian vein catheter for hemodialysis. A retained guide wire was apparent in post operative X-Rays. On July 31, 2000 Respondent created an AV fistula in the left forearm. On August 1, 2000 Patient B was discharged with the guide wire still in the patient's right heart. On August 3, 2000, Patient B was admitted with fever of 104, and positive blood cultures. Respondent was notified that the patient had been readmitted on or about August 4 but never saw the patient. On August 5, 2000, the catheter which had been placed by the Respondent with the wire was removed by another physician. The patient expired on August 5. Respondent's care and treatment of patient B deviated from acceptable medical standards in that:

1. Respondent failed to identify the retained guide wire apparent on the X-Ray of July 29, 2000.
2. Respondent failed to document the placement of the left internal jugular catheter .
3. Respondent failed to complete sufficient progress notes.
4. Respondent failed to appropriately monitor the patient on his

first admission and or his second admission to NSUH, Forest Hills.

5. Respondent inserted a progress note dated July 30, 2000 when in fact the note was not created on the date and or time indicated by the Respondent. Respondent knew the representation was false and intended to mislead.

C. On June 22, 2001, Respondent filled a reappointment application for privileges with Beth Israel Medical Center. Respondent falsely answered "no" to the question: "Have any of the following ever been or are they in the process of being investigated, denied, revoked, suspended, reduced, limited, placed on probation, not renewed, or voluntarily relinquished? Clinical privileges or other prerogatives/rights at any other hospital or nursing home" On or about August 23, 2000, NSUH at Forest Hills had suspended his privileges. Respondent had exhausted the hospitals due process procedure on April 9, 2001. Respondent knew that the statement made to Beth Israel Medical Center was false.

1. Respondent intended to mislead.

D. On or about December 24, 2001 Respondent filed a physician profile statement, as required by §2995-a of the Public Health Law, with the New York State Department of Health. Respondent falsely answered no to question #14 which asks "Within the past 10 years, has there been any loss or involuntary restriction of your hospital privileges or removal of your medical staff membership related to the quality of patient care you delivered and where procedural due process has been afforded, exhausted

or waived? “ Respondent’s answer to this question was false and/or materially inaccurate in that on or about August 23, 2000, NSUH at Forest Hills had suspended his privileges. Respondent had exhausted the hospitals due process procedure on April 9, 2001. Respondent knew that the statement made to the New York State Department of Health was false and/or materially inaccurate.

1. Respondent intended to mislead.

## **SPECIFICATION OF CHARGES**

### **FIRST SPECIFICATION**

#### **NEGLIGENCE ON MORE THAN ONE OCCASION**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(3) by practicing the profession of medicine with negligence on more than one occasion as alleged in the facts of two or more of the following:

1. Paragraph A and any of its subparagraphs, Paragraph B and any of its subparagraphs.

### **SECOND SPECIFICATION**

#### **INCOMPETENCE ON MORE THAN ONE OCCASION**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(5) by practicing the profession of medicine with incompetence on more than one occasion as alleged in the facts of two or more of the following:

2. Paragraph A and any of its subparagraphs, Paragraph B and any of its subparagraphs.

### **THIRD AND FOURTH SPECIFICATIONS**

#### **FAILURE TO MAINTAIN RECORDS**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(32) by failing to maintain a record for each patient which accurately reflects the care and treatment of the patient, as alleged in the facts of:

3. Paragraph A and A4, and or 5,
4. Paragraph B and B2,3 and/or 5.

### **FIFTH THROUGH SEVENTH SPECIFICATIONS**

#### **FRAUDULENT PRACTICE**

Respondent is charged with committing professional misconduct as defined by N.Y. Educ. Law §6530(2) by practicing the profession of medicine fraudulently as alleged in the facts of the following:

5. Paragraph B and B5.
6. Paragraph C and C1.
7. Paragraph D and D1.

### **EIGHTH AND NINTH SPECIFICATIONS**

#### **FALSE REPORT**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(21) by wilfully making or filing a false report, or failing to file a report required by law or by the department of health or the education department, as alleged in the facts of:

8. Paragraph C.

9. Paragraph D.

**TENTH SPECIFICATION**

**VIOLATION OF § TWENTY-EIGHT HUNDRED FIVE-K OF THE PUBLIC  
HEALTH LAW**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(14) by violating of section twenty-eight hundred five-k of the Public Health Law, as alleged in the facts of:

10. Paragraph C

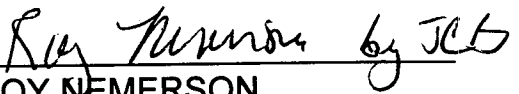
**ELEVENTH SPECIFICATION**

**PROVIDING MATERIALLY INACCURATE PROFILING INFORMATION**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530 and Public Health Law §2995-a(7), by knowingly providing materially inaccurate information under Public Health Law §2995-a as alleged in the facts of:

11. Paragraph D

DATED: August 27, 2003  
New York, New York

  
\_\_\_\_\_  
ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct

## EXHIBIT "B"

### Terms of Probation

1. Respondent's conduct shall conform to moral and professional standards of conduct and governing law. Any act of professional misconduct by Respondent as defined by New York State Education Law §6530 or §6531 shall constitute a violation of probation and may subject Respondent to an action pursuant to New York State Public Health Law §230(19).
2. Respondent shall maintain current registration of licensure with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and shall pay all registration fees.
3. Respondent shall provide the Director, Office of Professional Medical Conduct (OPMC), Hedley Park Place, 433 River Street Suite 303, Troy, New York 12180-2299 with the following information, in writing, and ensure that such information is kept current: a full description of Respondent's employment and practice; all professional and residential addresses and telephone numbers within and outside New York State; and all investigations, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility, within thirty (30) days of each action.
4. Respondent shall cooperate fully with, and respond in a timely manner to, OPMC requests to provide written periodic verification of Respondent's compliance with the terms of this Consent Order. Upon the Director of OPMC's request, Respondent shall meet in person with the Director's designee.
5. Respondent's failure to pay any monetary penalty by the prescribed date shall subject Respondent to all provisions of law relating to debt collection by New York State, including but not limited to: the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].
6. The probation period shall toll when Respondent is not engaged in active medical practice in New York State for a period of thirty (30) consecutive days or more. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in, or intends to leave, active medical practice in New York State for a consecutive thirty (30) day period. Respondent shall then notify the Director again at least fourteen (14) days before returning to active practice. Upon Respondent's return to active practice in New York State, the probation period will resume and Respondent shall fulfill any unfulfilled probation terms.
7. The Director of OPMC may review Respondent's professional performance. This review may include but shall not be limited to: a review of office records, patient records and/or hospital charts; and interviews with or periodic visits with Respondent and staff at practice locations or OPMC offices.
8. Respondent shall maintain complete and legible medical records that

accurately reflect the evaluation and treatment of patients and contain all information required by State rules and regulations concerning controlled substances.

### PRACTICE MONITOR

9. Within thirty days of the effective date of the order, Respondent shall practice medicine only when monitored by a licensed physician, board certified in an appropriate specialty, ("practice monitor") proposed by Respondent and subject to the written approval of the Director of OPMC. Should for any reason said practice monitor needs to be replaced Respondent shall have thirty days to obtain a practice monitor pursuant to the terms of this agreement.
  - a. Respondent shall make available to the monitor any and all records or access to the practice requested by the monitor, including on-site observation. The practice monitor shall visit Respondent's medical practice at each and every location, on a random unannounced basis at least monthly and shall examine a selection (no fewer than 20) of records maintained by Respondent, including patient records, prescribing information and office records. The review will determine whether the Respondent's medical practice is conducted in accordance with the generally accepted standards of professional medical care. Any perceived deviation of accepted standards of medical care or refusal to cooperate with the monitor shall be reported within 24 hours to OPMC.
  - b. Respondent shall be solely responsible for all expenses associated with monitoring, including fees, if any, to the monitoring physician.
  - c. Respondent shall cause the practice monitor to report quarterly, in writing, to the Director of OPMC.
  - d. Respondent shall maintain medical malpractice insurance coverage with limits no less than \$2 million per occurrence and \$6 million per policy year, in accordance with Section 230(18)(b) of the Public Health Law. Proof of coverage shall be submitted to the Director of OPMC prior to Respondent's practice after the effective date of this Order.
10. Respondent shall:
  - a. Complete an approved CME course in Medical Record Keeping within six months of effective date of Order;
  - b. Complete a minimum of 40 hours of CME for each year of probation in the area of peripheral -vascular surgery. This continuing education program must be proposed in writing by the Respondent and is subject to the Director of OPMC's prior written approval.
11. Respondent shall comply with this Order and all its terms, and shall bear all associated compliance costs. Upon receiving evidence of noncompliance with, or violation of, these terms, the Director of OPMC and/or the Board may initiate a violation of probation proceeding, and/or



any other such proceeding authorized by law, against Respondent.