



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

PUBLIC

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

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

September 24, 2004

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Sukumar Chaparala, M.D.
1220 Surrey Lane
Blackwell, OK 74631-6743

Re: License No. 138946

Dear Dr. Chaparala:

Enclosed please find Order #BPMC 04-214 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect October 1, 2004.

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

Sincerely,

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

Executive Secretary

Board for Professional Medical Conduct

Enclosure

cc: Kenneth E. Holmes, Esq.
Holmes and Yates
222 East Grand, Suite 4B
Ponca City, OK 74602-0750

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

IN THE MATTER

SURRENDER

OF

ORDER

**SUKUMAR CHAPARALA, M.D.
CO-04-06-3057-A**

BPMC No. 04-214

SUKUMAR CHAPARALA, M.D., says:

On or about July 13, 1979, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 138946 by the New York State Education Department. I currently reside at 1220 Surrey Lane, Blackwell, OK 74631-6743.

I am not currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me with three (3) specifications of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A."

I am applying to the State Board for Professional Medical Conduct for an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I, hereby, agree not to contest the three (3) specifications set forth in the Statement of Charges (Exhibit A).


I understand that in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not be used against me in any way, and shall be kept in strict

confidence during the pendency of the professional misconduct disciplinary proceeding; and such denial by the State Board for Professional Medical Conduct shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by a Committee on Professional Medical Conduct pursuant to the provisions of the Public Health Law.

I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above or to my attorney or upon transmission via facsimile to me or my attorney, whichever is first.


I am making this agreement of my own free will and accord and not under duress, compulsion or restraint of any kind of manner.

Date: Sept '9th, 2004

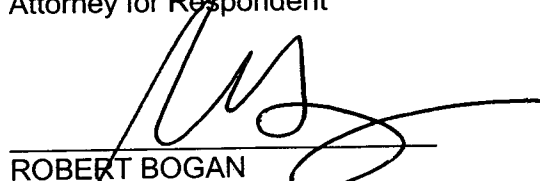

SUKUMAR CHAPARALA, M.D.
Respondent

AGREED TO:

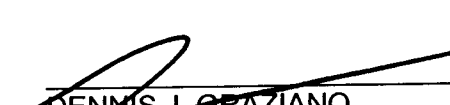
Date: Sept 9th, 2004


KENNETH E. HOLMES
Attorney for Respondent

Date: 13 Sep, 2004


ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

Date: 16 Sept, 2004


DENNIS J. GRAZIANO
Director, Office of Professional
Medical Conduct

ORDER

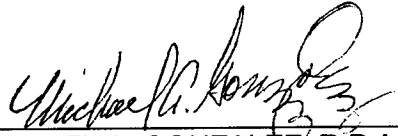
Upon the proposed agreement of **SUKUMAR CHAPARALA, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of the Respondent be stricken from the roster of physicians in the State of New York; it is further

ORDERED, that this Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy to Respondent at the addresses set forth in this agreement or to Respondent's attorney or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 9/23/, 2004


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

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

IN THE MATTER	STATEMENT
OF	OF
SUKUMAR CHAPARALA, M.D.	CHARGES
CO-04-06-3057-A	

SUKUMAR CHAPARALA, M.D., the Respondent, was authorized to practice medicine in New York state on July 13, 1979, by the issuance of license number 138946 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about September 30, 2003, the State of New York, Department of Health, State Board For Professional Medical Conduct (hereinafter "New York Board"), by Determination and Order BPMC #03-260 (hereinafter "New York Order"), ordered that Respondent, inter alia, pay a \$10,000.00 civil penalty within 120 days to the Bureau of Accounts Management, New York State Department of Health.

B. On or about October 1, 2003, Respondent was notified by the New York State Department of Health, of the New York Order, set forth in Paragraph A, above, by certified mail-return receipt requested.

C. From on or about October 1, 2003, to the present, Respondent has willfully failed to pay to the Bureau of Accounts, New York State Department of Health, the civil penalty imposed by the New York Board, in the New York Order, set forth in Paragraph A, above.

D. On or about April 2, 2004, the Texas State Board of Medical Examiners (hereinafter "Texas Board"), by an Agreed Order (hereinafter "Texas Order"), PUBLICLY REPRIMANDED Respondent, and imposed a \$3,000.00 administrative penalty, based on unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public, failure to practice medicine in an acceptable professional manner consistent with

public health and welfare, disciplinary action by another state, by submitting false or misleading information on a public profile and correction form, and unprofessional or dishonorable conduct that is likely to deceive or defraud the public.

E. The conduct resulting in the Texas Board action against Respondent would constitute misconduct under the laws of New York State, pursuant to the following sections of New York State law:

1. New York Education Law §6530(2) (practicing the profession fraudulently);
2. New York Education Law §6530(9)(b) (by having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in this state, constitute professional misconduct under the laws of this state);
3. New York Education Law §6530(9)(d) (by having disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would constitute professional misconduct under the laws of this state);
4. New York Education Law §6530(16) (failure to comply with federal, state, or local laws, rules, or regulations);
5. New York Education Law §6530(20) (moral unfitness); and/or
6. New York Education Law §6530(21) (willfully making or filing a false report required by law or by the department of health or the education department).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent violated New York Education Law §6530(9)(b) by having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges:

1. The facts in Paragraphs D and/or E.

SECOND SPECIFICATION

Respondent violated New York Education Law §6530(9)(d) by having disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would constitute professional misconduct under the laws New York state, in that Petitioner charges:

2. The facts in Paragraphs D and/or E.

THIRD SPECIFICATION

Respondent violated New York Education Law §6530(29) by violating a term or condition or limitation imposed on the licensee pursuant to §230 of the Public Health Law, in that Petitioner charges:

3. The facts in Paragraphs A, B, and/or C.

DATED: *August 26*, 2004
Albany, New York


PETER D. VAN BUREN
Deputy Counsel
Bureau of Professional Medical Conduct