



New York State Board for Professional Medical Conduct

Coming Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

Barbara A. DeBuono, M.D., M.P.H.
Commissioner of Health

Charles J. Vacanti, M.D.
Chair

December 15, 1995

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Raj Dhirajlal Savajiyani, M.D.
5620 W. Thunderbird Road
Glendale, Arizona 85306

RE: License No. 139460

Dear Dr. Savajiyani:

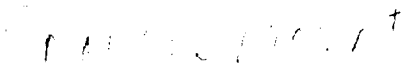
Effective Date: 12/22/95

Enclosed please find Order #BPMC 95-305 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

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.

Board for Professional Medical Conduct
New York State Department of Health
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0756

Sincerely,


Charles Vacanti, M.D.
Chair
Board for Professional Medical Conduct

Enclosure

cc: Thomas G. Bakker, Esq.
Weyl, Guyer, MacBan & Olson
7243 North 16th Street
Phoenix, Arizona 85020

Kimberly A. O'Brien

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

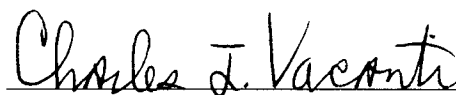
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IN THE MATTER :
OF : ORDER
RAJ DHIRAJLAL SAVAJIYANI, M.D. : BPMC #95-305
: :
-----x

Upon the application of RAJ DHIRAJLAL SAVAJIYANI, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and it is further

ORDERED, that this order shall take effect as of the date of the personal service of this order upon Respondent, upon receipt by Respondent of this order via certified mail, or seven days after mailing of this order by certified mail, whichever is earliest.

SO ORDERED,

DATED: 13 December 1995



Charles J. Vacanti, M.D.
Chairperson
State Board for Professional
Medical Conduct

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

-----X

IN THE MATTER : APPLICATION
OF : FOR
RAJ DHIRAJLAL SAVAJIYANI, M.D. : CONSENT
: ORDER

-----X

STATE OF ARIZONA)
COUNTY OF MARICOPA) SS.:

RAJ DHIRAJLAL SAVAJIYANI, M.D., being duly sworn, deposes and says:

That on or about August 24, 1979, I was licensed to practice as a physician in the State of New York, having been issued License No. 139460 by the New York State Education Department.

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 two Specifications of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

I admit guilt to the first and second specification, that of having been found guilty of professional misconduct and disciplined by a duly authorized professional disciplinary agency of another state where the conduct if committed in New York

State, constitute professional misconduct under the laws of New York State, in full satisfaction of the charges against me.

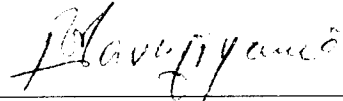
I hereby agree to the penalty of Censure and Reprimand.

I hereby make this Application to the State Board for Professional Medical Conduct (the Board) and request that it be granted.

I understand that, in the event that this Application is not granted by the Board, 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 Application 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 Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board 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.

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

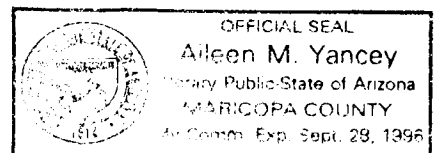


RAJ DHIRAJLAL SAVAJIYANI, M.D.
RESPONDENT

Sworn to before me this

day of , 19 .

NOTARY PUBLIC



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

-----X
IN THE MATTER : APPLICATION
OF : FOR
RAJ DHIRAJLAL SAVAJIYANI, M.D. : CONSENT
: ORDER
-----X

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE: 12/8/95 *Raj Savajiyani*
RAJ DHIRAJLAL SAVAJIYANI, M.D.
RESPONDENT

DATE: 12/11/95 *Kimberly A. O'Brien*
KIMBERLY A. O'BRIEN, ESQ.
SENIOR ATTORNEY
Bureau of Professional
Medical Conduct

DATE: 12/12/95 *Anne Saile*
ANNE SAILE
ACTING DIRECTOR
Office of Professional Medical
Conduct

DATE: 13 December 1995 *Charles J. Vacanti*
CHARLES J. VACANTI, M.D.
CHAIRPERSON
State Board for Professional
Medical Conduct

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

-----X

IN THE MATTER : STATEMENT
OF OF
RAJ DHIRAJLAL SAVAJIYANI, M.D. : CHARGES

-----X

RAJ DHIRAJLAL SAVAJIYANI, M.D., the Respondent, was authorized to practice medicine in New York State on August 24, 1979, by the issuance of license number 139460 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A 1. The Board of Medical Examiners of the State of Arizona, [hereinafter "the Arizona Board"], by Final Order on or about January 18, 1995, found that in Respondent's capacity as a licensed physician, he was subject to the jurisdiction of the Arizona Board, and the Arizona Board concluded that the finding of fact set forth in the final order constitute unprofessional conduct pursuant to A.R.S. §32-1401(24)(1).
2. More specifically, the Findings of Facts in the Order, in part, include that Respondent provided medical care to Patient A, 23-year old male, on or about August 5 and 6th, 1989 when Patient A was admitted to Maryvale Samaritan Medical Center, Arizona (hereinafter

Hospital), Respondent administered treatment for initial and subsequent symptoms, but failed to initiate an investigation of Patient A's increased symptoms and Patient A had a cardiac arrest and died.

3. The Arizona Board ordered that Respondent be censured.
4. The conduct underlying the Arizona Board's finding of unprofessional conduct would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §6530(4) [practicing profession with gross negligence on a particular occasion] and/or N.Y. Educ. Law §6530(4) [practicing profession with gross incompetence].

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

PROFESSIONAL MISCONDUCT

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law §6530(9)(b) (McKinney Supp. 1995) by reason of his 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 A.1, A.2, A.3 and/or A.4.

SECOND SPECIFICATION

DISCIPLINE IN ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law §6530(9)(d) (McKinney Supp. 1995) by reason of his having been disciplined 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 A.1, A.2, A.3 and/or A.4.

DATED: *November 27,* 1995
Albany, New York

Peter D. Van Buren

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