



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.
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NYS Department of Health*

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Office of Professional Medical Conduct

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Vice Chair

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

September 9, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Sharadchandra Patel, M.D.
4832 Pebwood Place
Saginaw, MI 48603

RE: License No.: 161475

Dear Dr. Patel:

Enclosed please find Order #BPMC 99-226 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **September 9, 1999.**

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 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: Vicki Myckowiak, Esq.
Myckowiak Associates
1724 Ford Building
Detroit, MI 48226

Robert Bogan, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
SHARADCHANDRA B. PATEL, M.D. : BPMC # 99-226

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SARADCHANDRA B. PATEL, M.D., says:

On or about February 15, 1985, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 161475 by the New York State Education Department. My address is 4832 Pebwood Place, Saginaw, MI 48603.

I understand that I have been charged with two (2) 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 agree not to contest the two(2) specifications set forth in the Statement of Charges.

I understand that, in the event that this proposed agreement

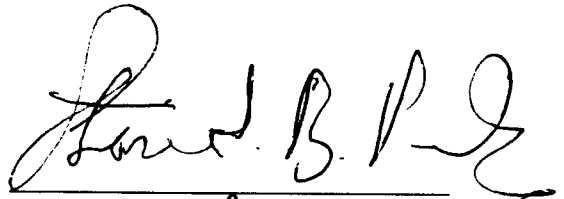
is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not be used against me in any way, and shall be kept in strict confidence 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 State Board for Professional Medical Conduct agrees with my proposal, this Order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me. I agree that this Order shall be effective 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 earliest.

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

JULY 14, 99


Date: 7-14-, 1999



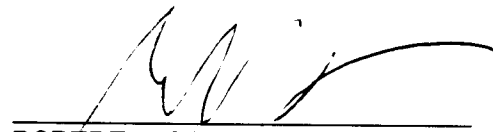
SARADCHANDRA B. PATEL, M.D.
Respondent

AGREED TO:


Date: July 22, 1999


VICKI MYCKOWIAK, ESQ.
Counsel for Respondent

Date: 30 Aug 99, 1999


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: Aug 30, 1999


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of SARADCHANDRA B. PATEL, 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

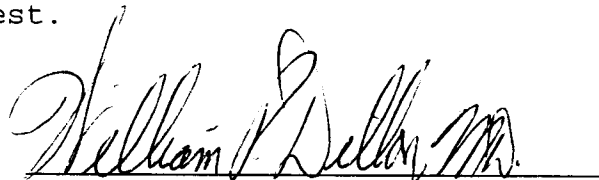
ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of 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 of this Order to Respondent at the address set forth in this agreement or to Respondent's attorney, or upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: _____

9/4/99



WILLIAM P. DILLON, M.D.
Chair
State Board for Professional
Medical Conduct

EXHIBIT A

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

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IN THE MATTER : STATEMENT
OF : OF
SARADCHANDRA B. PATEL, M.D. : CHARGES

-----X

SARADCHANDRA B. PATEL, M.D., the Respondent, was authorized to practice medicine in New York state on February 15, 1985, by the issuance of license number 161475 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about September 15, 1998, in the state of Michigan, 10th Judicial Circuit, Saginaw County Court, the Respondent pled no contest to one (1) count of Medicaid-False Statements in violation of MCL 400.6071 and was sentenced to a fine, costs, restitution, and a crime victim fee in the total amount of \$60,153.30, was ordered to perform 300 hours community service, and was placed on 60 months probation.

B. The acts that constituted the crime to which the Respondent was convicted under Michigan law, if committed in New York state would have constituted a crime under New York state law under the provisions of New York Penal Law §175.35 offering a false instrument for filing in the first degree.

C. On or about March 1, 1999, the state of Michigan, Department of Consumer & Industry Affairs, Office of Health Services, Board of Medicine, Disciplinary Committee, (hereinafter "Michigan Board"), issued a Summary Order of Suspension, (hereinafter "Michigan Order"), that summarily suspended the Respondent's license to practice medicine for having been convicted of a felony as described in Paragraph A above.

D. The conduct resulting in the Michigan Board's disciplinary 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(9)(iii) (being convicted of an act constituting a crime under the law of another jurisdiction and which if committed within this state, would have constituted a crime under New York state law).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent violated New York Education Law §6530(9)(a)(iii) by having been convicted of committing an act constituting a crime under the law of another jurisdiction and which, if committed within this state, would have constituted a crime under New York state law, in that the Petitioner charges:

1. The facts in paragraphs A, B, C and/or D.

SECOND SPECIFICATION

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

2. The facts in paragraphs A, B, C and/or D.

DATED: _____, 1999
Albany, New York

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