

*Public*

STATE OF NEW YORK  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

DEPARTMENT OF HEALTH

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IN THE MATTER

OF

**SUMATHI PATURU, M.B.B.S.**  
**CO-06-3-1509-A**

**COMMISSIONER'S  
ORDER  
AND  
NOTICE OF  
REFERRAL  
PROCEEDING**

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**TO:** SUMATHI PATURU, M.B.B.S.  
401 19<sup>th</sup> Street., Apt. 308  
Birmingham, AL 35233-1934

The undersigned, Antonia C. Novello, M.D., M.P.H., Dr.P.H., Commissioner of Health, after an investigation, upon the recommendation of a Committee on Professional Medical Conduct of the State Board for Professional Medical Conduct, and upon the Statement of Charges attached hereto and made a part hereof, has determined that **SUMATHI PATURU, M.D.**, Respondent, licensed to practice medicine in the State of New York as a physician on November 8, 1994, by license number 197793, has been disciplined by the Alabama State Board of Medical Examiners, for acts which if committed in this state would have constituted the basis for summary action pursuant to New York Public Health Law §230(12).

It is therefore:

ORDERED, pursuant to New York Public Health Law §230(12)(b), that effective immediately **SUMATHI PATURU, M.D.**, Respondent, shall not practice medicine as a physician in the State of New York or in any other jurisdiction where that practice is predicated on a valid New York State license to practice medicine as a physician. This Order shall remain in effect unless modified or vacated by the Commissioner of Health pursuant to New York Public Health Law §230(12).

PLEASE TAKE NOTICE that a hearing will be held pursuant to the provisions of New York Public Health Law §230, and New York State Administrative Procedure Act §§301-307 and 401 . The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct on the 16<sup>th</sup> day of August, 2006, at 10:00 a.m., at Hedley Park Place, 433 River Street, 5<sup>th</sup> Floor, Troy, New York 12180, at the offices of the New York State Health Department, and at such other adjourned dates, times and places as the committee may direct. The Respondent may file an answer to the Statement of Charges with the below-named attorney for the Department of Health.

At the hearing, evidence will be received concerning the allegations set forth in the Statement of Charges, which is attached. A stenographic record of the hearing will be made and the witnesses at the hearing will be sworn and examined. The Respondent shall appear in person at the hearing and may be represented by counsel. The Respondent has the right to produce witnesses and evidence on his behalf, to issue or have subpoenas issued on his behalf for the production of witnesses and documents and to cross-examine witnesses and examine evidence produced against him. A summary of the Department of Health Hearing Rules is enclosed. Pursuant to §301(5) of the State Administrative Procedure Act, the Department, upon reasonable notice, will provide at no charge a qualified interpreter of the deaf to interpret the proceedings to, and the testimony of, any deaf person.

The hearing will proceed whether or not the Respondent appears at the hearing. Scheduled hearing dates are considered dates certain and, therefore, adjournment requests are not routinely granted. Requests for adjournments must be made in writing to the New York State Department of Health, Division of Legal Affairs, Bureau of

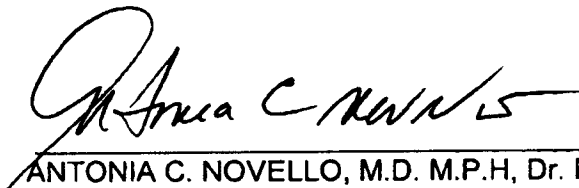
Adjudication, Hedley Park Place, 433 River Street, Fifth Floor South, Troy, NY 12180,  
ATTENTION: HON. SEAN D. O'BRIEN, DIRECTOR, BUREAU OF ADJUDICATION,  
and by telephone (518-402-0748), upon notice to the attorney for the Department of  
Health whose name appears below, and at least five days prior to the scheduled hearing  
date. Claims of court engagement will require detailed affidavits of actual engagement.  
Claims of illness will require medical documentation.

At the conclusion of the hearing, the committee shall make findings of fact,  
conclusions concerning the charges sustained or dismissed, and, in the event any of the  
charges are sustained, a determination of the penalty or sanction to be imposed or  
appropriate action to be taken. Such determination may be reviewed by the  
administrative review board for professional medical conduct.

**THESE PROCEEDINGS MAY RESULT IN A DETERMINATION  
THAT YOUR LICENSE TO PRACTICE MEDICINE IN NEW YORK  
STATE BE REVOKED OR SUSPENDED, AND/OR THAT YOU BE  
FINED OR SUBJECT TO OTHER SANCTIONS SET FORTH IN  
NEW YORK PUBLIC HEALTH LAW §230-a. YOU ARE URGED TO  
OBTAIN AN ATTORNEY TO REPRESENT YOU IN THIS MATTER.**

DATED: Albany, New York

*July 5*, 2006

  
ANTONIA C. NOVELLO, M.D. M.P.H, Dr. P.H.,  
Commissioner

**Inquires should be addressed to:**

**Robert Bogan  
Associate Counsel  
Office of Professional Medical Conduct  
433 River Street – Suite 303  
Troy, New York 12180  
(518) 402-0828**

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

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IN THE MATTER  
OF  
SUMATHI PATURU, M.B.B.S.  
CO-06-03-1509-A

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STATEMENT  
OF  
CHARGES

SUMATHI PATURU, M.B.B.S., the Respondent, was authorized to practice medicine in New York State on November 8, 1994, by the issuance of license number 197793 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about June 1, 2006, the Medical Licensure Commission of Alabama (hereinafter "Alabama Board"), by an Order (hereinafter "Alabama Order"), REVOKED Respondent's license to practice medicine, based on her failure or refusal to comply with an Order of the Alabama Board directing the execution and delivery to the Alabama Board an Authorization and Release form concerning her psychiatric evaluation conducted on January 15, 2006, a violation of Alabama Code Section 34-24-360(19)e, and based on her refusal to appear before the Alabama Board after having been formally requested to do so in writing by the Executive Director of the Alabama Board, a violation of Alabama Code Section 34-24-360(16).

B. The conduct resulting in the Alabama Board 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(15) – Failure to comply with an order issued pursuant to subdivision seven, paragraph (a) of subdivision ten, and subdivision seventeen of section two hundred thirty of the public health law.

2. New York Education Law §6530(16) – A willful or grossly negligent failure to comply with substantial provisions of state laws governing the practice of medicine.

3. New York Education Law §6530(29) – Violating any condition or limitation imposed on the licensee pursuant to section two hundred thirty of the public health law.

**SPECIFICATIONS**

**FIRST SPECIFICATION**

Respondent violated New York State Education Law §6530(9)(d) by having had her license to practice medicine revoked, where the conduct resulting in the revocation would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

1. The facts in Paragraphs A and B.1, B.2, and B.3.

DATED: June 30, 2006  
Albany, New York

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