



***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*

November 14, 2003

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

Venkatesh Subramaniam, M.D.  
Sweetbriar Apartments, Apt. 3234  
920 Bernice  
Odessa, TX 79763

Re: No License

Dear Dr. Subramaniam:

Enclosed please find Order #BPMC 03-309 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect November 21, 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 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: Wilfred T. Friedman, Esq.  
Friedman & Mahdavian  
The Bar Building  
36 W. 44th Street, Suite 816  
New York, NY 10036

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

IN THE MATTER  
OF  
VENKATESH SUBRAMANIAM, M.D.

CONSENT  
ORDER

BPMC No. 03-309

Upon the application of Venkatesh Subramaniam, M.D. (Respondent), 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: 11/13/13

  
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  
VENKATESH SUBRAMANIAM, M.D.

CONSENT  
AGREEMENT  
AND  
ORDER

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

That I have been a "licensee," as that term is defined in N.Y. Public Health Law §230(7), at times on and after July 1, 1997. I do not hold and have not held a license to practice medicine in New York State issued by the New York State Education Department.

My current address is Apartment 3234, Sweetbriar Apartments, 920 Bernice, Odessa, Texas 79763, 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 not to contest the allegations, in full satisfaction of the charges against me. I hereby agree to the following penalty:

Censure and Reprimand.

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

That until and unless I am granted a license to practice medicine in the State of New York, I shall not engage in any practice of medicine in the State of New York, whether as a licensee, holder of a permit, or exempt person, beginning upon the effective date of the Consent Order; 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

Oct 3<sup>rd</sup> 2003.

  
\_\_\_\_\_  
VENKATESH SUBRAMANIAM, M.D.  
RESPONDENT

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

DATE: \_\_\_\_\_

  
\_\_\_\_\_  
FRED FRIEDMAN, ESQ.  
Attorney for Respondent

DATE: 10/23/03

  
\_\_\_\_\_  
ANN GAYLE  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE: 11/19/03

  
\_\_\_\_\_  
DENNIS J. GRAZIANO  
Director  
Office of Professional Medical Conduct

IN THE MATTER  
OF  
VENKATESH SUBRAMANIAM, M.D.

STATEMENT  
OF  
CHARGES

VENKATESH SUBRAMANIAM, M.D., the Respondent, has been a "licensee," as that term is defined in N.Y. Public Health Law §230(7), at times on and after July 1, 1997, and does not hold and has not held a license to practice medicine in New York State issued by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. In the course of a purported physical examination, Respondent is alleged to have inappropriately touched Patient A (who is identified in the Appendix).

**SPECIFICATION OF CHARGES**

**FIRST SPECIFICATION**

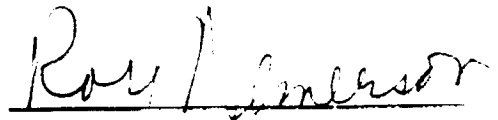
**FRAUDULENT PRACTICE**

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:

1. Paragraph A.

EXHIBIT A

DATED: October 2003  
New York, New York

A handwritten signature in cursive script that reads "Roy Nemerson". The signature is written in black ink and is positioned above a horizontal line.

Roy Nemerson  
Deputy Counsel  
Bureau of Professional  
Medical Conduct