

**These charges are only allegations
which may be contested by the licensee
in an administrative hearing.**

IN THE MATTER

OF

SAMPATH KUMAR SURYADEVARA, M.D.

STATEMENT

OF

CHARGES

SAMPATH KUMAR SURYADEVARA, M.D., the Respondent, was authorized to practice medicine in New York State on or about July 1, 1993, by the issuance of license number 192840 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about October 29, 2019, the Medical Board of California ("Board") issued a Decision, adopting a Stipulated Settlement and Disciplinary Order ("Settlement") signed by Respondent on or about September 12, 2019. The case addressed allegations in an Accusation (case no. 800-2017-032536), filed on or about May 14, 2019.

B. Pursuant to the Settlement, Respondent did not contest allegations addressing his prescribing of, and practices related to patients receiving, controlled substances. Collectively, those actions involved three patients and constituted gross negligence (2 patients), repeated negligent acts (3 patients), prescribing without exam/indication (3 patients), excessive prescribing (3 patients), inadequate records (3 patients), prescribing to an addict (1 patient), aiding and abetting the unlicensed practice of medicine (1 patient), and incompetence. Accordingly, the Board imposed a stayed revocation of Respondent's medical license and imposed five year's monitored

probation including terms precluding him from ordering, prescribing, dispensing, administering, furnishing or possessing any controlled substances listed on Schedule II and III under the California Uniform Controlled Substances Act, requiring that he maintain and allow access to records of his prescribing or other use of controlled substances in his practice, and that he complete a clinical competence assessment program, among other requirements, both as to the probation and generally.


C. The conduct resulting in the Board's Decision and Order against Respondent would constitute misconduct under the laws of New York State pursuant to New York Education Law Section 6530(3) (negligence), (4) (gross negligence), (5) (incompetence), (11) (permitting, aiding or abetting unlicensed practice), (16) (failure to comply with law, rule, or regulation governing practice of medicine), and/or (32) (failure to maintain an accurate record).

SPECIFICATION OF CHARGES
FIRST SPECIFICATION
HAVING HAD DISCIPLINARY ACTION TAKEN

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(d) by having his or her license to practice medicine revoked, suspended or having other disciplinary action taken, or having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law §§ 6530(3), (4), (5), (11), (16), and/or (32)) as alleged in the facts of the following:

1. The facts in Paragraphs A, B, and C.

DATE: January 5, 2021
Albany, New York



Timothy J. Mahar
Deputy Counsel
Bureau of Professional Medical Conduct