

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

IN THE MATTER
OF
FRANK G. RAO, M.D.

STATEMENT
OF
CHARGES

FRANK G. RAO, M.D., the Respondent, was authorized to practice medicine in New York State on or about July 1, 1988, by the issuance of license number 174826 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about November 3, 2021, the Tennessee Board of Medical Examiners (“Board”) issued a Final Order (“Order”), following a hearing. The Findings of Fact in that Order stated that Respondent had issued four prescriptions for controlled substances, three of which were to his wife and one of which was to himself, and had failed to create a medical record for any of those prescriptions. Pursuant to the Order, Respondent was reprimanded, required to enroll in and complete a course addressing the prescribing of controlled drugs, restricted from prescribing opioids for a period of six months, restricted from collaborating with any advanced practice registered nurses or physician assistants for prescribing opioids during that six month period, required to provide notice of the order, and required to pay civil penalties of \$1,500 in total and costs not to exceed \$10,000.

- B. 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(32) (failure to maintain 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 the Respondent's license to practice medicine revoked, suspended or having other disciplinary action taken, or having the Respondent's application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered the Respondent's 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(32)) as alleged in the facts of the following:

1. The facts in Paragraphs A and B.

DATE: February 27, 2023
Albany, New York



JEFFREY J. CONKLIN, ESQ.
Deputy Director
Bureau of Professional Medical Conduct