



Board for Professional Medical Conduct

Corning Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

January 14, 1992

C. Maynard Guest, M.D.
-Executive Secretary

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Niranjan B. Parikh, M.D.
224 Lafayette Street
Williston Park, New York 11596-1516

Effective Date: 1/21/92
RE: License No. 133969

Dear Dr. Parikh:

Enclosed please find Order #BPMC 92-1 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

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.

Board for Professional Medical Conduct
New York State Department of Health
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0614

Sincerely,

C. Maynard Guest, M.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

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

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IN THE MATTER :
OF : ORDER
NIRANJANA B. PARIKH, M.D. : #BPMC 92-1

-----X

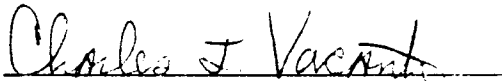
Upon the application of NIRANJANA B. PARIKH, M.D., which application is made a part hereof, it is

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and it is further

ORDERED that this order shall take effect as of the date of the personal service of this order upon the respondent or seven days after mailing by certified mail.

SO ORDERED,

DATED: 10 January 1992


Charles J. Vacanti, M.D.
Chairperson
State Board for Professional
Medical Conduct

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

IN THE MATTER : APPLICATION
OF : FOR
NIRANJAN B. PARIKH, M.D. : CONSENT
: ORDER

STATE OF NEW YORK)
) ss. :
COUNTY OF NEW YORK)

NIRANJAN B. PARIKH, M.D., being duly sworn, deposes and says:

That on or about March 24, 1978 I was licensed to practice as a physician in the State of New York, having been issued License No. 133969 by the New York State Education Department.

I am currently registered with the New York State Education Department to practice as a physician in the State of New York for the period January 1, 1991 through December 31, 1992 from 224 Lafayette Street, Williston Park, NY 11596-1516

I understand that the New York State Board of Professional Medical Conduct has charged me with one specification of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

I admit guilt to the specification of misconduct as charged in the Statement of Charges.

I hereby agree to the penalty that my license to practice medicine be suspended for a period of one year, said suspension to be stayed; that I be placed on probation for a period of one year subject to the terms enumerated in Exhibit "B"; and that I complete fifty hours of public service, pursuant to the requirements set forth in N. Y. Public Health Law Sec. 230-a(9), as added by ch. 606, laws of 1991.

I hereby make this application to the State Board for Professional Medical Conduct (the Board) and request that it be granted.

I understand that, in the event that this application is not granted by the Board, 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 application 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 Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board pursuant to the provisions of the Public Health Law

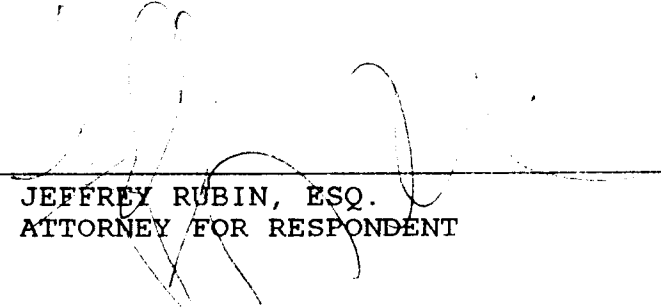
I agree that, in the event the Board grants my application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same.


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

IN THE MATTER : APPLICATION
OF : FOR
NIRANJAN B. PARIKH, M.D. : CONSENT
: ORDER

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

Date: 12/26/91 
NIRANJAN B. PARIKH, M.D.
RESPONDENT

Date: 12/30/91 
JEFFREY RUBIN, ESQ.
ATTORNEY FOR RESPONDENT

Date: 12/31/91 
ROY NEMERSON, DEPUTY COUNSEL
BUREAU OF PROFESSIONAL
MEDICAL CONDUCT

Date: Jan. 13, 1992

Kathleen M. Tanner

KATHLEEN M. TANNER
DIRECTOR, OFFICE OF PROFESSIONAL
MEDICAL CONDUCT

Date: 10 January 1992

Charles J. Vacanti

CHARLES J. VACANTI, M.D.
CHAIRPERSON, 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
NIRANJANA B. PARIKH, M.D. : CHARGES

-----X

NIRANJANA B. PARIKH, M.D., the Respondent, was authorized to practice medicine in New York State on March 24, 1978 by the issuance of license number 133969 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1991 through December 31, 1992 at 224 Lafayette Street, Williston Park, NY 11596-1516

SPECIFICATION

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law Section 6530(9)(a)(ii), as added by ch. 606, laws of 1991 in that she has been convicted of committing an act constituting a crime under federal law, specifically:

On May 25, 1990, Respondent was convicted,
upon a guilty plea, in the United States

District Court for the Eastern District of New York of violating 42 U.S.C. Section 1320a-7b(b)(1)(B) in that Respondent knowingly and willfully received remuneration (in the amount of \$3,700) in exchange for ordering and arranging for the ordering of one or more items paid for under the Medicaid and Medicare Program. Respondent was sentenced to three years probation with four months home confinement, fined \$5,000, and assessed \$50.

DATED: New York, New York

CHRIS STERN HYMAN
COUNSEL
Bureau of Professional
Medical Conduct

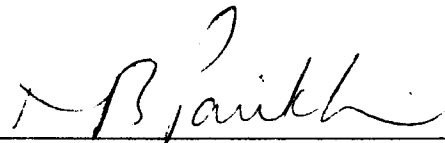
EXHIBIT "B"

TERMS OF PROBATION

1. That Respondent, during the period of probation, shall conduct herself in all ways in a manner befitting her professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by her profession;
2. That Respondent shall submit written notification to the New York State Department of Health (NYSDOH), addressed to the Director, Office of Professional Medical Conduct, New York State Health Department, Corning Tower Building, 4th Floor, Empire State Plaza Albany, New York 12237 of any employment and practice, of Respondent's residence and telephone number, of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
3. Respondent shall submit written proof from the Division of Professional Licensing Services (DPLS), New York State Education Department (NYSED), that Respondent has paid all registration fees due and owing to the NYSED and Respondent shall cooperate with and submit whatever papers are requested by DPLS in regard to said registration fees, said proof from DPLS to be submitted by Respondent to the New York State Department of Health, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, no later than the first three months of the period of probation;
4. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, that 1) Respondent is currently registered with the NYSED, unless Respondent submits written proof that Respondent has advised DPLS, NYSED, that Respondent is not engaging in the practice of Respondent's profession in the State of New York and does not desire to register, and that 2) Respondent has paid any fines which may have previously been imposed upon Respondent by the Board or by the Board of Regents; said proof of the above to be submitted no later than the first two months of the period of probation;

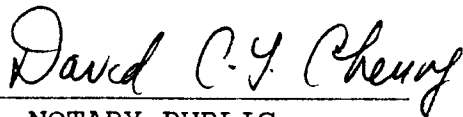
5. Respondent shall complete any public service requirement imposed upon him or her, prior to the completion of the probationary period, and shall submit written proof of such service to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid;
6. So long as there is full compliance with every term herein set forth, Respondent may continue to practice his aforementioned profession in accordance with the terms of probation; provided, however, that upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of the Office of Professional Medical Conduct and/or the Board may initiate a violation of probation proceeding and/or such other proceeding against Respondent as may be authorized pursuant to the Public Health Law.

No promises of any kind were made to me. I am making this application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.



NIRANJAN B. PARIKH, M.D.
RESPONDENT

Sworn to before me this
26th day of December, 1991.



NOTARY PUBLIC

DAVID CHEUNG YIN CHEUNG
Notary Public, State of New York
No. 24-02CH4971992
Qualified in Kings County
Commission Expires September 17, 1992

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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|---|---------------------------|---|--------------------------|
| 1 | UNITED STATES OF AMERICA, | : | 90 CR 43 |
| 2 | | | |
| 3 | | : | United States Courthouse |
| 4 | v. | : | Brooklyn, New York |
| 5 | | | |
| 6 | NIRANIJANA B. PARIKH, | : | May 25, 1990 |
| 7 | | : | 11:00 o'clock a.m. |
| 8 | Defendant. | : | |

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TRANSCRIPT OF SENTENCING
BEFORE THE HONORABLE EUGNE NICKERSON
UNITED STATES DISTRICT JUDGE

APPEARANCES:

| | | |
|----|---------------------|--------------------------|
| 12 | For the Government: | ANDREW J. MALONEY |
| 13 | | United States Attorney |
| 14 | | By: JACK WENIK |
| 15 | | Assistant US Attorney |
| 16 | | 225 Cadman Plaza East |
| 17 | | Brooklyn, New York 11201 |

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|----|--------------------|---------------------|
| 18 | For the Defendant: | JEFFREY RUBIN, ESQ. |
|----|--------------------|---------------------|

| | | |
|----|-----------------|--------------------------|
| 19 | Court Reporter: | Sheldon Silverman |
| 20 | | 225 Cadman Plaza East |
| 21 | | Brooklyn, New York 11201 |
| 22 | | (718) 330-7687 |

Proceedings recorded by mechanical stenography, transcript produced by CAT.

1 THE COURT: I've read the sentencing memorandum of
2 Ms. Parikh.

3 MR. RUBIN: I've read it.

4 THE COURT: Have you?

5 THE DEFENDANT: Yes.

6 THE COURT: Would you like to be heard?

7 MR. RUBIN: Yes, your Honor. Dr. Parikh stands before
8 you on her plea of guilty to the same charges that Dr. Singh
9 who we just dealt with. Dr. Parikh's involvement in this
10 instance involves a sum of money greater than the last case.

11 I am not comparing the two, only to point out to your
12 Honor that Dr. Parikh's practice involves her work with many
13 asthmatics which caused her to use the services of the
14 confidential informant.

15 There also should be known, your Honor, that the
16 informant in this case was an individual that performed work of
17 high quality. He was an individual whose services were
18 appreciated by the physicians because of his good service. He
19 delivered on time, was a reliable individual. Unfortunately,
20 it also involved the payment of funds back to the doctors which
21 is the crux of the crime.

22 Dr. Parikh has submitted letters from her patients who
23 hold her in very high regard, in fact, who are very distraught
24 over losing her in the community. Dr. Parikh works in the
25 community as a physician in the Medicaid program.

1 Unfortunately, unfortunately for the community, unfortunately
2 for Dr. Parikh, she is no longer going to be able to do that.
3 It is very unfortunate in view of the fact of the shortage of
4 physicians in this city, especially in those areas of the city
5 which is void of proper medical care. The doctors of
6 Dr. Parikh's caliber are of such rarity the community is going
7 to suffer. Dr. Parikh has dedicated herself to treating
8 patients of that economic strata.

9 In addition, something I did not include in the
10 memorandum is that Dr. Parikh also works two times a month in
11 West Point as a physician. Dr. Parikh's family also has been
12 caused much distress by this. She has informed her oldest
13 child. It has caused a great embarrassment. Her husband who
14 is also a physician has written a letter to your Honor
15 explaining what the family is going through because of this.

16 We are dealing with an individual whose life has been
17 dedicated to medicine and who now finds herself in a situation
18 which she has only herself to blame, unfortunately, which
19 sometimes is the most difficult to deal with. She has no one
20 else to cause to be sorry for what she did other than herself.
21 As a result it is the cause of much stress and anxiety.

22 She's not a well woman, suffers from hypertension and
23 angina. However, this certainly has not done her any good but
24 she is trying to deal with it the best way she can. Dr. Parikh
25 has always lived an exemplary life. She's a devoted mother,

1 has dedicated herself to her children in addition to being able
2 to maintain a medical practice. This is now lost to her.

3 Dr. Parikh also has been unable to secure a job with a
4 hospital due to this conviction. In fact, from now on each and
5 every application that she would have to write, whether it be
6 for insurance, whether it be for job, she will have to put down
7 not only that she has been expelled from the Medicaid program
8 but moreover that she has been convicted for a criminal act.

9 Physicians, more than most people in this society, are
10 scrutinized by employers and unfortunately this will be known
11 to them. It is something she can not erase. Therefore, I
12 would ask your Honor to be lenient with Dr. Parikh in view of
13 the suffering that she's undergoing because of her acts and I
14 would ask your Honor to impose a minimum sentence here as the
15 law requires.

16 THE COURT: Would the government wish to be heard?

17 MR. WENIK: Nothing to add.

18 THE COURT: Would you like to be heard, doctor?

19 MR. RUBIN: Dr. Parikh has written a few words. She
20 asked me to state them for her if your Honor would allow?

21 THE COURT: Certainly, yes.

22 MR. RUBIN: To Honorable Judge, this statement is
23 written by me to say how sorry I am being involved in these
24 charges. This has caused so much embarrassment to me and my
25 family that it is beyond my words. This has caused me great

1 physical and mental stress. I do have history of angina and
2 hypertension and my health has deteriorated due to my mental
3 stress.

4 I have tried to be a good, knowledgeable hard working
5 caring doctor. All of a sudden I am a guilty person. I am
6 already facing lots of problems finding a job in various
7 hospitals even though I am well qualified for the position. I
8 am taking my emergency medical boards on May 30th, 1990 at
9 Philadelphia. I have never been involved in any kind of
10 illegal or criminal activity before and I realize that I have
11 now made a serious mistake. I honestly reassure this Court
12 that I will never repeat this mistake any time in my life. I
13 beg the Court to be very understanding and kind to me. Yours,
14 sincerely, M. Parikh, M D.

15 THE COURT: Would you like to say anything further?

16 THE DEFENDANT: I'm sorry, sir.

17 THE COURT: What is emergency medical boards?

18 THE DEFENDANT: That specializes you in emergency
19 medicine, work in emergency room conditions.

20 THE COURT: I'll put you on probation, three years
21 probation. In order to do that I have to also direct that you
22 have four months home confinement but without that electronic
23 business. I'll impose a fine of \$5,000 and a special
24 assessment of \$50.

25 MR. RUBIN: Thank you, your Honor.