



*New York State Board for Professional Medical Conduct*

433 River Street, Suite 303 Troy, New York 12180-2299 • (518) 402-0863

Barbara A. DeBuono, M.D., M.P.H.  
*Commissioner of Health*

Patrick F. Carone, M.D., M.P.H.  
*Chair*  
Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

September 30, 1997

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Narendra M. Patel, M.D.  
1807 Waterford Place  
Dalton, Georgia 30720

RE: License No. 173494

Dear Dr. Patel:

Enclosed please find Order #BPMC 97-233 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  
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: Robert Berg, Esq.  
Vincent, Berg, Stalzer & Menendez  
The Lenox Building  
3399 Peachtree Road, Suite 1400  
Atlanta, Georgia 30326

Roy Nemerson, Esq.

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

**IN THE MATTER  
OF  
NARENDRA MENIAL PATEL, M.D.**

**SURRENDER  
ORDER**  
BPMC #97-233

Upon the proposed agreement of NARENDRA MENIAL PATEL, M.D. (Respondent) to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is agreed to and


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

ORDERED, that the name of Respondent be stricken from the roster of physicians in the State of New York; it is further

ORDERED, that this order shall take effect as of the date of the personal service of this order upon Respondent, upon receipt by Respondent of this order via certified mail, or seven days after mailing of this order via certified mail, whichever is earliest.

SO ORDERED.

DATED: September 22, 1997

  
PATRICK F. CARONE, M.D., M.P.H.  
Chairperson  
State Board for Professional  
Medical Conduct

**IN THE MATTER**  
**OF**  
**NARENDRA MENIAL PATEL, M.D.**

**SURRENDER**  
**OF**  
**LICENSE**

STATE OF GEORGIA    )  
  ss.:  
COUNTY OF            )

NARENDRA MENIAL PATEL, M.D., being duly sworn, deposes and says:

On or about January 25, 1988, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 173494 by the New York State Education Department.

My current address is 1807 Waterford Place, Dalton, GA 30720, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that I have been charged with one specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A".

I am applying to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I do not contest that specification in full satisfaction of the Statement of Charges, and agree that the factual allegations set forth in Exhibit "A" constitute professional misconduct as set forth in §6530(9)(a)(iii) of the New York Public Health Law, for the purposes of this application.

I hereby make this application to the State Board for Professional Medical

Conduct and request that it be granted.

I understand that, in the event that the application is not granted by the State Board for Professional Medical Conduct, 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 State Board for Professional Medical Conduct shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by a Committee on Professional Medical Conduct pursuant to the provisions of the Public Health Law.

I agree that, in the event the State Board for Professional Medical Conduct grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me. I understand that 8 NYCRR 24.7 currently specifies that a petition for restoration of a professional license that has been revoked or surrendered pursuant to Title II-A of Article 2 of the Public Health Law may be granted by the New York State Board of Regents after a three year waiting period following the effective date of such revocation or surrender.

I am making this Application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Surrender Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted. I knowingly agree that should the charged crime to which I have pleaded *nolo contendere* be dismissed or otherwise modified upon my successful completion of probation or for other reasons, such dismissal or modification shall in no way impair the validity of the Surrender of my license to practice medicine in New York State.

*Narendra M Patel*  
NARENDRA MENIAL PATEL, M.D.  
RESPONDENT

Sworn to before me this


12<sup>th</sup> day of ~~September~~, 1997

*Mary R. Ryle*  
NOTARY PUBLIC

Notary Public, DeKalb County, Georgia  
My Commission Expires Aug. 1, 1998

The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 9/12/97

  
ROBERT BERG, Esq.  
Attorney for Respondent

Date: 9/15/97

  
ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct

Date: 9/18/97

  
ANNE F. SAILE  
Director  
Office of Professional Medical Conduct

**IN THE MATTER  
OF  
NARENDRA MENIAL PATEL, M.D.**

**STATEMENT  
OF  
CHARGES**

NARENDRA MENIAL PATEL, M.D., the Respondent, was authorized to practice medicine in New York State on or about January 25, 1988, by the issuance of license number 173494 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about June 16, 1997, Respondent pleaded *nolo contendere* to count one of an indictment in Criminal Action No. 36801-T in the Superior Court of Whitfield County Georgia. Said count one charged Respondent with the crime of Sexual Battery, based upon Respondent's alleged conduct as follows:

Respondent placed his mouth upon the breast of individual KKT, without her consent. Individual KKT was a patient under the care of the Respondent.

**EXHIBIT "A"**

**SPECIFICATION OF CHARGES**

**SPECIFICATION**

**CRIMINAL CONVICTION (Other Jurisdiction)**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(a)(iii)(McKinney Supp. 1997) by having been convicted, by plea of *nolo contendere*, of committing an act constituting a crime under the law of another jurisdiction and which, if committed within this state, would have constituted a crime under New York state law as alleged in the facts of the following:

1. Paragraph A.

DATED: September , 1997  
New York, New York

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ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct

EXHIBIT "A"