



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

Michael A. Gonzalez, R.P.A.
Vice Chair

Ansel R. Marks, M.D., J.D.
Executive Secretary

April 5, 2004

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Ahsan Kalim Bajwa, M.B.B.S.
7420 N. Van Ness Blvd.
Fresno, CA 93711

Re: License No. 155885

Dear Dr. Bajwa:

Enclosed please find Order #BPMC 04-70 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect April 12, 2004.

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: Michael W. Goldring, Esq.
Fishman, Larsen & Goldring
7111 North Fresno Street
Suite #200
Fresno, CA 93720

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

IN THE MATTER

OF

AHSAN KALIM BAJWA, M.B.B.S.
CO-03-10-4659-A

SURRENDER

ORDER

BPMC No. 04-70

AHSAN KALIM BAJWA, M.B.B.S., says:

On or about September 26, 1983, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 155885 by the New York State Education Department. I currently reside at 7420 N. Van Ness Blvd., Fresno, CA 93711.

I am currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me with three (3) specifications 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 an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I, hereby, agree not to contest the three (3) specifications set forth in the Statement of Charges (Exhibit A).

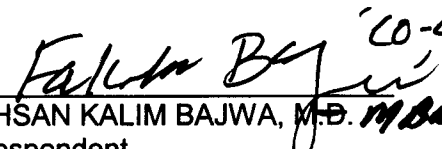
I understand that in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not be 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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above or to my attorney or upon transmission via facsimile to me or my attorney, whichever is first.


I am making this agreement of my own free will and accord and not under duress, compulsion or restraint of any kind of manner.

Date: March 18, 2004


AHSAN KALIM BAJWA, M.D. *M.D.*
Respondent
Fakra Bajwa, as co-conservator
For Ahsan Kalim Bajwa, M.D.

AGREED TO:

Date: 30 March, 2004


ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

Date: March 18, 2004


MICHAEL W. GOLDRING, ESQ.
Attorney for Respondent

Date: March 30, 2004


DENNIS J. GRAZIANO
Director, Office of Professional
Medical Conduct

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

IN THE MATTER	STATEMENT
OF	OF
AHSAN KALIM BAJWA, M.D. <i>BBJ</i> CO-03-10-4659-A	CHARGES

ASHAN KALIM BAJWA, M.D. *BBJ*, the Respondent, was authorized to practice medicine in New York State on September 26, 1983, by the issuance of license number 155885 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about April 28, 2003, in the United States District Court, Eastern – District of California, Respondent was found guilty, based on a plea of guilty, of Health Care Fraud, in violation of Title 18, USC §1347, a felony, and was sentenced to twelve (12) months home detention, five (5) years probation, a \$40,000.00 fine, \$275,832.00 restitution, and costs of prosecution.

B. On or about December 5, 2003, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs (hereinafter “California Board”), by a Decision (hereinafter “California Decision”), accepted the surrender of Respondent’s Physician’s and Surgeon’s Certificate, based on his conviction set forth in Paragraph A, above.

C. The conduct resulting in the California Board disciplinary action against Respondent would constitute misconduct under the laws of New York state, pursuant to the following sections of New York state law:

1. New York State Education Law Section 6530(9)(a)(ii) (being convicted of a crime under federal law).

SPECIFICATIONS
FIRST SPECIFICATION

Respondent violated New York Education Law Section 6530 (9)(a)(ii) by having been convicted of committing an act constituting a crime under federal law, in that Petitioner charges:

1. The facts in Paragraph A.

SECOND SPECIFICATION

Respondent violated New York Education Law Section 6530 (9)(b) by having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges:

2. The facts in Paragraphs A and/or B.

THIRD SPECIFICATION

Respondent violated New York State Education Law Section 6530 (9)(d) by having surrendered his license to practice medicine after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the surrender would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

3. The facts in Paragraphs A and/or B.

DATED: *March 26*, 2004


PETER D. VAN BUREN
Deputy Counsel
Bureau of Professional Medical Conduct

ORDER

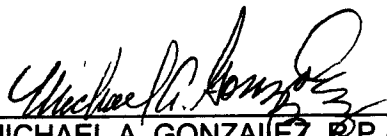
Upon the proposed agreement of **ASHAN KALIM BAJWA, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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

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

ORDERED, that this Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy to Respondent at the addresses set forth in this agreement or to Respondent's attorney or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 4/2, 2004


MICHAEL A. GONZALEZ, R.P.A.
Vice Chair
State Board for Professional
Medical Conduct