

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

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IN THE MATTER

CONSENT

OF

ORDER

SAAD MAHDI, M.D.

BPMC No. #08-54

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Upon the proposed agreement of SAAD MAHDI, M.D., (Respondent) for Consent Order, which application is made a part hereof, it is agreed and

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 of the Consent Order to Respondent at the address set forth in this agreement or to Respondent's attorney by certified mail, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 4-9-2008

Redacted Signature

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KENDRICK A. SEARS, M.D.  
Chair  
State Board for Professional  
Medical Conduct

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

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IN THE MATTER  
OF  
SAAD MAHDI, M.D.  
CO-07-10-5866-A

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CONSENT  
AGREEMENT  
AND ORDER

SAAD MAHDI, M.D., (Respondent) being duly sworn deposes and says:

That on or about April 10, 2001, I was licensed to practice as a physician in the State of New York, having been issued License No. 220829 by the New York State Education Department.

My current address is Redacted Address

I understand that the New York State Board For Professional Medical Conduct has charged me with two (2) Specifications of professional medical misconduct, based solely upon the State of Virginia, Board of Medicine, August 13, 2007, Order.

A copy of the Statement of Charges, marked as Exhibit "A," is attached to and part of this Consent Agreement.

I agree not to contest Factual Allegations A and B(2) and the Second Specification, in full satisfaction of the charges against me.

The New York State Department of Health has offered to settle this matter by my agreeing to a Censure and Reprimand, a \$2,500.00 fine, and that I keep my New York State license registration active. As I have not practiced medicine in New York state in many years and I do not intend to return to practice medicine in New York state.

I agree, therefore, in lieu of the settlement offered by the State of New York:

to never activate my registration to practice medicine in New York state  
or seek to reapply for a license to practice medicine in New York state.

I, hereby, stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29).

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. I agree that such order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

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 Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

AFFIRMED:

DATED: 3/27/08

Redacted Signature  
SAAD MAHDI, M.D.  
Respondent

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

DATE:

1 April 2008

Redacted Signature

~~ROBERT BOGAN~~  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE:

4/7/08

Redacted Signature

~~KEITH W. SERVIS~~  
Director  
Office of Professional Medical Conduct

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

IN THE MATTER  
OF  
SAAD MAHDI, M.D.  
CO-07-10-5866-A

AMENDED  
STATEMENT  
OF  
CHARGES

SAAD MAHDI, M.D., Respondent, was authorized to practice medicine in New York state on April 10, 2001, by the issuance of license number 220829 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about August 13, 2007, the State of Virginia, Board of Medicine (hereinafter "Virginia Board"), by an Order, (hereinafter "Virginia Order"), REPRIMANDED Respondent and subjected his license to practice medicine to terms and conditions that include, inter alia, that he complete not less than fifteen (15) hours of CME in pain management, based on unprofessional or negligent conduct that causes or is likely to cause injury to a patient or patients and conducting his practice in such a manner as to be a danger to the health and welfare of his patients or the public, and on or about March 17, 2008, the Virginia Board, by a Letter terminated the terms and conditions and returned Respondent's license to a full and unrestricted license.

B. The conduct resulting in the Virginia Board disciplinary action against Respondent would constitute misconduct under the laws of New York state, pursuant to the following section of New York state Law:

1. New York Education Law §6530(3) (negligence on more than one occasion);  
and/or
2. New York Education Law §6530(32) (failure to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient).

**SPECIFICATIONS**  
**FIRST SPECIFICATION**

Respondent violated New York Education Law §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:

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

**SECOND SPECIFICATION**

Respondent violated New York Education Law §6530(9)(d) by having disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action 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.

DATED: *Mar 28*, 2008  
Albany, New York

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