



New York State Board for Professional Medical Conduct

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

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

February 28, 2000

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Rajesh Batish, M.D.
5 Kelmar Avenue
Frazer, PA 19355

RE: License No. 200683

Dear Dr. Batish:

Enclosed please find Order #BPMC 00-55 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **February 28, 2000**.

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 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 Bogan, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
RAJESH BATISH, M.D. : BPMC # 00-55

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RAJESH BATISH, M.D., says:

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On or about September 8, 1995, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 200683 by the New York State Education Department. My address is 5 Kelmar Lane, Frazer, Pennsylvania 19355.

I understand that I have been charged with one (1) 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 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 do not contest the one (1) specification set forth in the Statement of Charges.

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 State Board for Professional Medical Conduct agrees with my proposal, this Order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me. I agree 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 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 earliest.

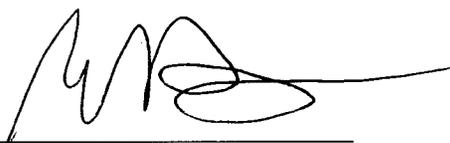
I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Date: 2/17, 2000


RAJESH BATISH, M.D.
Respondent

AGREED TO:

Date: 22 Feb, 2000


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: 2/24, 2000


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of RAJESH BATISH, 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 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 of this Order to Respondent at the address set forth in this agreement or to Respondent's attorney, or upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 2/24/00


WILLIAM P. DILLON, 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 : STATEMENT
OF : OF
RAJESH BATISH, M.D. : CHARGES

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RAJESH BATISH, M.D., the Respondent, was authorized to practice medicine in New York State on September 9, 1984 by the issuance of license number 200683 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about October 13, 1999, the State Medical Board of Ohio, (hereinafter "Ohio Board"), by an Order (hereinafter "Ohio Order") Summarily Suspended Respondent's certificate to practice medicine, based on Respondent's false answers to questions on his application for licensure in the State of Ohio with regard to prior criminal convictions, alcohol abuse, and emotional or mental illness, and in conjunction therewith submitting a false statement and making a false statement.

B. The conduct resulting in the Ohio Board's 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 Education Law §6530(1) (obtaining the license fraudulently);
2. New York Education Law §6530(4) (making or filing a false report); and/or
3. New York Education Law §6530 (16)(willful failure to comply with federal, state, or local laws, rules, or regulations governing the practice of medicine).

SPECIFICATION

Respondent violated New York State Education Law §6530(9)(d) by reason of having his license to practice medicine suspended or having had disciplinary action taken, after disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the suspension or other disciplinary action 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.

DATED: _____, 2000
Albany, New York

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