



New York State Board for Professional Medical Conduct

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

Dennis P. Whalen
Executive Deputy Commissioner of Health
Anne F. Saile, Director
Office of Professional Medical Conduct
William J. Comiskey, Chief Counsel
Bureau of Professional Medical Conduct

William P. Dillon, M.D.
Chair
Denise M. Bolan, R.P.A.
Vice Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

May 26, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Mohammad Ardehali, M.D.
193 Elwood Avenue
Newark, NJ 07104

RE: License No. 142736

Dear Dr. Ardehali:

Enclosed please find Order #BPMC 99-112 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **May 26, 1999.**

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: Daniel R. Burke, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
MOHAMMAD ARDEHALI, M.D. : BPMC # 99-112
:

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Mohammad Ardehali, M.D., says:

On or about July 1, 1980, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 142736 by the New York State Education Department. My address is 193 Elmwood Avenue, Newark, New Jersey, 07104.

I understand that I have been charged with five 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 do not contest the specification(s) 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.



MOHAMMAD ARDEHALI, M.D.
Respondent

AGREED TO:

Date: May 11, 1999



DANIEL R. BURKE
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: May 18 1999



ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

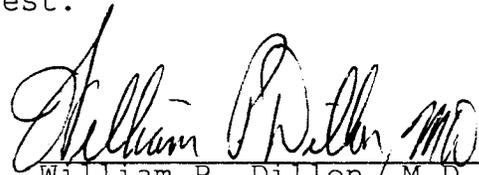
Upon the proposed agreement of MOHAMMAD ARDEHALI, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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: May 20th, 1999.



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
MOHAMMAD ARDEHALI, M.D. : CHARGES

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MOHAMMAD ARDEHALI, M.D., the Respondent, was authorized to practice medicine in New York State on July 1, 1980, by the issuance of license number 142736 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine.

FACTUAL ALLEGATIONS

A. On or about October 23, 1997, the Respondent was named as a defendant and charged with various federal crimes in a twenty-two count indictment filed in U.S. District Court, Southern District of New York, for his part in a scheme to submit more than \$1,200,000 in false claims to various health insurers for medical services supposedly but not actually performed.

B. On or about October 30, 1997, the Respondent was arrested and arraigned. He was released on a \$25,000 bail bond.

C. On or about November 26, 1997, Respondent answered and signed his New York State medical license registration application. Question 2(a) of the registration application

EXHIBIT "A"

asked:

Since you last filed a registration application have you been convicted or charged with any crime (felony or misdemeanor) in any state or country, the disposition of which was other than acquittal or dismissal?

The Respondent answered "No", notwithstanding his arrest less than one month earlier and the criminal charges pending against him.

D. On or about September 24, 1998, the Respondent entered a plea of guilty to Count One, [Conspiracy to Commit an Offense or to Defraud the United States, a class E felony, under Title 18, United States Code, Section 371] of the aforementioned indictment and admitted that he made his medical license and provider number available for wire and mail conspiracy to make false claims for reimbursement between April of 1994 and December of 1995.

E. On or about February 2, 1999, the Respondent was sentenced in U.S. District Court. The Court sentenced him to five years of probation with restitution in the total amount of \$346,359 to be paid in no less amount than monthly installments of ten percent of his earned monthly gross income over the period of probation.

SPECIFICATIONS

FIRST SPECIFICATION

FRAUDULENT PRACTICE

Respondent is charged with professional misconduct under

N.Y. Educ. Law section 6530(2) by reason of his practicing the profession fraudulently, in that Petitioner charges:

1. The facts set forth in Paragraphs A, B, C, D and/or E of the Factual Allegations.

SECOND SPECIFICATION

CRIMINAL CONVICTION

Respondent is charged with professional misconduct under N.Y. Educ. Law section 6530(9)(a)(ii) by reason of his being convicted of committing an act constituting a crime under federal law, in that the Petitioner charges:

2. The facts set forth in Paragraphs A, B, D and/or E of the Factual Allegations.

THIRD SPECIFICATION

AIDING UNLICENSED PERSON

Respondent is charged with professional misconduct under N.Y. Educ. Law section 6530(11) by reason of his permitting, aiding or abetting an unlicensed person to perform activities requiring a license, in that Petitioner charges:

3. The facts set forth in Paragraphs A, D and/or E of the Factual Allegations.

FOURTH SPECIFICATION

MORAL UNFITNESS

Respondent is charged with professional misconduct under

N.Y. Educ. Law section 6530(20) by reason of his conduct in the practice of medicine which evidences moral unfitness to practice medicine, in that Petitioner charges:

4. The facts set forth in Paragraphs A, B, C, D and/or E of the Factual Allegations.

FIFTH SPECIFICATION

FALSE REPORT

Respondent is charged with professional misconduct under N.Y. Educ. Law section 6530(21) by reason of his willfully making or filing a false report, in that Petitioner charges:

5. The facts set forth in Paragraphs A, B, C, D and/or E of the Factual Allegations.

DATED: *March 17*, 1999.

Albany, New York

Peter D. Van Buren

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