



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

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

November 30, 1998

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Surendranath K. Reddy, M.D.
59-25 Kissena Boulevard
Flushing, New York 11355-5547

Re: License No. 118368

Dear Dr. Reddy:

Enclosed please find Order #BPMC 98-285 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **December 6, 1998.**

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: Sharif Mahdavian, Esq.
The Bar Building
36 West 44th Street
New York, NY 10036

Claudia Bloch, Esq.

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

**IN THE MATTER
OF
SURENDRANATH K. REDDY, M.D.**

**CONSENT
ORDER**

BPMC #98-285

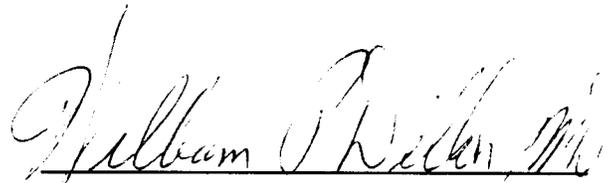
Upon the proposed agreement of SURENDRANATH K. REDDY, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is agreed to and

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 by certified mail, whichever is earliest.

SO ORDERED.

DATED: 11/16/98



State Board for Professional
Medical Conduct

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

**IN THE MATTER
OF
SURENDRANATH K. REDDY, M.D.**

**CONSENT
AGREEMENT
AND
ORDER**

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:

SURENDRANATH K. REDDY, M.D., being duly sworn, deposes and says:

That on or about October 23, 1973, I was licensed to practice as a physician in the State of New York, having been issued License No. 118368 by the New York State Education Department.

My current office address is 59-25 Kissena Blvd. Flushing, N.Y. 11355-5547, and I will advise the Director of the Office of Professional Medical Conduct of any change of my office or resident address.

I understand that the New York State Board for Professional Medical Conduct has charged me with three (3) specifications of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

I admit guilt to the first specification, in full satisfaction of the charges against me. I hereby agree to the following penalty:

A two (2) year period of suspension, stayed; a five (5) year period of probation, in accordance with the terms set forth in Exhibits "B" and "C" annexed hereto.

I further agree that the Consent Order for which I hereby apply shall impose a condition that, except during periods of actual

suspension, I maintain current registration of my license with the New York State Education Department Division of Professional Licensing Services, and pay all registration fees. This condition shall be in effect beginning thirty days after the effective date of the Consent Order and continuing until the full term of the Order has run, and until any associated period of probation and all probation terms have been completed and satisfied. I hereby stipulate that any failure by me to comply with such condition shall constitute misconduct as defined by New York State Education Law §6530(29)(McKinney Supp 1998).

I agree that in the event I am charged with professional misconduct in the future, this agreement and order shall be admitted into evidence in that proceeding.

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.

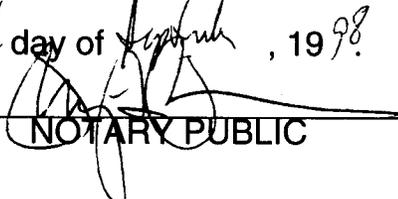
I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same.

I 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.

Surendranath K. Reddy
SURENDRANATH K. REDDY, M.D.
RESPONDENT

Sworn to before me this

8th day of *September*, 19*98*.


NOTARY PUBLIC

WILFRED T. FRIEDMAN
NOTARY PUBLIC, State of New York
No. 31-4954326
Qualified in New York County
Commission Expires August 11, 1999

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

DATE: 9/8/98


SHARIF MAHDAVIAN, ESQ.
Attorney for Respondent

DATE: 11/6/98


CLAUDIA MORALES BLOCH
Associate Counsel
Bureau of Professional
Medical Conduct

DATE: November 12, 1998


ANNE F. SAILE
Director
Office of Professional
Medical Conduct

IN THE MATTER
OF
SURENDRANATH K. REDDY, M.D.

AMENDED
STATEMENT
OF
CHARGES

SURENDRANATH K. REDDY, M.D., the Respondent, was authorized to practice medicine in New York State on or about October 23, 1973, by the issuance of license number 118368 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about March 18, 1996, Respondent was convicted in District Court of Nassau County, State of New York, upon a plea of guilty, of having violated NYS Vehicle and Traffic Law Sec. 1192.2 [a misdemeanor under Sec. 1193(1)(b)], which prohibits operating a motor vehicle while having a blood alcohol level of .10 of one per centum or more by weight of alcohol in the blood.
- B. On or about July 15, 1996, Respondent made application for reappointment to the medical staff of North Shore University Hospital at Forest Hills. In said application, Respondent willfully falsely answered "No" to the question on the application which asked: "Have you ever been convicted of a crime?"

"EXHIBIT A"

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

CRIMINAL CONVICTION (N.Y.S.)

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(a)(i)(McKinney Supp. 1998) by having been convicted of committing an act constituting a crime under New York state law as alleged in the facts of the following:

1. The facts in paragraph A.

SECOND SPECIFICATIONS

FRAUDULENT PRACTICE

Respondent is charged with committing professional misconduct as defined by N.Y. Educ. Law §6530(2)(McKinney Supp. 1998) by practicing the profession of medicine fraudulently as alleged in the facts of the following:

2. The facts in paragraphs A and B.

THIRD SPECIFICATION

FALSE REPORT

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(21)(McKinney Supp. 1998) by wilfully making or filing a false report as alleged in the facts of:

3. The facts in paragraphs A and B.

DATED: August , 1998
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct

EXHIBIT "B"

Terms of Probation

1. Respondent shall conduct himself in all ways in a manner befitting his professional status, and shall conform fully to the moral and professional standards of conduct and obligations imposed by law and by his profession.
2. Respondent shall submit written notification to the New York State Department of Health addressed to the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299; said notice is to include a full description of any employment and practice, professional and residential addresses and telephone numbers within or without New York State, and any and all investigations, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility, within thirty days of each action.
3. Respondent shall fully cooperate with and respond in a timely manner to requests from OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall personally meet with a person designated by the Director of OPMC as requested by the Director.
4. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by New York State. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].
5. The period of probation shall be tolled during periods in which Respondent is not engaged in the active practice of medicine in New York State. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in or intends to leave the active practice of medicine in New York State for a period of thirty (30) consecutive days or more. Respondent shall then notify the Director again prior to any change in that status. The period of probation shall resume and any terms of probation which were not fulfilled shall be fulfilled upon Respondent's return to practice in New York State.
6. Respondent's professional performance may be reviewed by the Director of OPMC. This review may include, but shall not be limited to, a review of office records, patient records and/or hospital charts, interviews with or periodic visits with Respondent and his staff at practice locations or OPMC offices.
7. Respondent shall maintain legible and complete medical records which accurately reflect the evaluation and treatment of patients. The medical records shall contain all information required by State rules and regulations regarding controlled substances.
8. Respondent shall comply with all terms, conditions, restrictions, limitations

and penalties to which he is subject pursuant to the Order and shall assume and bear all costs related to compliance. Upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of OPMC and/or the Board may initiate a violation of probation proceeding and/or any such other proceeding against Respondent as may be authorized pursuant to the law.

EXHIBIT "C"

Impairment Monitoring

9. Respondent shall remain drug/alcohol free.
10. Respondent shall notify all treating physicians of his history of alcohol dependency. Respondent shall advise OPMC of any controlled or mood-altering substance given or prescribed by treating physicians.
11. Respondent shall practice only when monitored by qualified health care professional monitors (sobriety monitor, practice supervisor, and therapist) proposed by Respondent and approved, in writing, by the Director of OPMC. Monitors shall not be family members or personal friends, or be in professional relationships which would pose a conflict with monitoring responsibilities.
12. Respondent shall ensure that the monitors are familiar with Respondent's alcohol dependency and with the terms of this Order. Respondent shall cause the monitors to report any deviation from compliance with the terms of this Order to OPMC. Respondent shall cause the monitors to submit required reports on a timely basis.
13. Respondent shall submit, at the request of a monitor, to random, unannounced observed blood, breath and/or urine screens for the presence of drugs/alcohol. This monitoring will be on a random, seven-days a week, twenty-four hours a day basis. Respondent shall report for a alcohol screen within four (4) hours of being contacted by the monitor. Respondent shall cause the monitor to report to OPMC within 24 hours if a test is refused or delayed by Respondent or a test is positive for any unauthorized substance.
14. Respondent shall report for a alcohol screen within two hours of the completion of a surgical procedure should he receive a request from a monitor to submit a blood, breath and/or urine screen at a time when he has already started or is scheduled to begin a surgical procedure. In such an event, Respondent shall provide the requesting monitor with documentation (eg: OR log, anesthesia record) of the time the surgery began and the time the surgery concluded.
15. Respondent shall be permitted, at his own expense, to provide his practice supervisor(s) and/or sobriety monitor with a stock of breathalyzer kits which may be used, within the four hour time frame set forth in paragraph 13, supra, in the event Respondent can not or chooses not to appear at a location designated by his sobriety monitor for such screening. Respondent shall cause the practice supervisor and/or sobriety monitor who administers the breathalyzer test to maintain a record of each such test. Respondent shall cause the monitor to report to OPMC within 24 hours if a test is refused or delayed by Respondent or a test is positive for any unauthorized substance. In the event a breathalyzer screening is positive, Respondent shall immediately have a blood test to confirm the results. In any case where a urine, blood, and/or breath test is positive, Respondent shall stop practice immediately, and shall not practice again unless the positive result(s) is proved to be in error and OPMC has been duly notified.

16. Respondent shall meet with a sobriety monitor on a regular basis who will submit quarterly reports to OPMC certifying Respondent's sobriety. These reports are to include forensically valid results of all drug/alcohol monitoring tests to be performed at a frequency of no less than four (4) times a month for the first 12 months of the period of probation, then at a frequency to be proposed by the sobriety monitor and approved by OPMC.
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17. Respondent shall practice medicine only when supervised in his medical practice. The practice supervisor shall be on-site at all locations, unless determined otherwise by the Director of OPMC. Respondent shall not practice medicine until a practice supervisor has been approved. Respondent shall ensure that the practice supervisor is in a position to regularly observe and assess Respondent's medical practice, have access to and review Respondent's patient charts, and discuss Respondent's work and/or behavior with people who work with the Respondent. Respondent shall cause the practice supervisor to report to OPMC, within 24 hours, any suspected impairment, inappropriate behavior, questionable medical practice or possible misconduct.
18. Respondent has informed OPMC that he is currently the Medical Director at Premier Medical Center, 197-05 Hillside Avenue, Hollis, N.Y. ("Premier") and, practices on site at that location, in the evenings, approximately 14 hours weekly. All of the health care professionals at this location are subordinate to Respondent and/or in a professional relationships which pose a conflict with monitoring responsibilities. Therefore, during the period of time Respondent remains Director of Premier, he shall propose an off-site practice supervisor who shall be in such proximity to said location so as to regularly make random unannounced visits to the site at such times that Respondent is known to practice there. Respondent shall cause the off-site practice supervisor for this location to have the same access to review of records and communication with others as referred to in paragraph 17, supra. Respondent shall cause the off-site practice supervisor to make random, unannounced visits on a frequency of no less than 6 to 8 visits a month. Respondent shall cause this practice supervisor, as well, to report to OPMC, within 24 hours, any suspected impairment, inappropriate behavior, questionable medical practice or possible misconduct. Respondent shall notify the practice supervisor of the days and times he is present at Premier, and of any change in his schedule. Respondent shall notify OPMC immediately should he no longer practice at Premier and/or no longer hold the position of Director. This provision of this monitoring term shall only apply to the Premier location and for such time as he remains its Director.
19. Respondent has informed OPMC that he also practices on a part-time basis, approximately 3-4 hours weekly, at Tri-boro Medical Center, ("Tri-boro") 140-15 Holly Avenue, Woodside, N.Y. Therefore, during the period of time Respondent remains in practice at Tri-boro, he shall propose an off-site practice supervisor who shall be in such proximity to said location so as to regularly make random unannounced visits to the site at such times that Respondent is known to practice there. Respondent shall cause the off-site practice supervisor for this location to have the same access to review of records and communication with others as referred to in paragraph 17, supra. Respondent shall cause the off-site practice supervisor to make random, unannounced visits on a frequency of no less than 6 to 8 visits a month. Respondent shall cause this practice supervisor, as well, to report to OPMC, within 24 hours, any suspected impairment, inappropriate behavior, questionable medical practice or

possible misconduct. Respondent shall notify the practice supervisor of the days and times he is present at Tri-boro, and of any change in his schedule. Respondent shall notify OPMC immediately should he no longer practice at Tri-boro. This provision of this monitoring term shall only apply to the Tri-boro location.

20. Respondent shall cause the practice supervisors to review Respondent's practice regarding the prescribing, administering, dispensing, inventorying, and disposal of controlled substances.
21. Respondent shall cause the practice supervisors to submit quarterly reports to OPMC regarding the quality of Respondent's medical practice, including the evaluation and treatment of patients, physical and mental condition, time and attendance or any unexplained absences from work, prescribing practices, and compliance or failure to comply with any term of probation.
22. Respondent shall continue in counseling or other therapy with a therapist as long as the therapist determines is necessary, or for the period of time dictated in the Order. Respondent shall comply with all treatment recommendations made by his therapist, including whether or not Respondent requires self-help group attendance such as with AA/NA/Caduceus, 12 step progress, etc.
23. Respondent shall cause the therapist to submit a proposed treatment plan and quarterly reports to OPMC certifying whether Respondent is in compliance with the treatment plan. Respondent shall cause the therapist to report to OPMC within 24 hours if Respondent leaves treatment against medical advice, or displays any symptoms of a suspected or actual relapse.
24. Respondent shall comply with any request from OPMC to obtain an independent chemical dependency evaluation by a health care professional proposed by the Director of OPMC. Respondent shall also comply with any expressed request by the Director of OPMC for an independent psychiatric evaluation by a psychiatrist proposed by her or her designee.