



***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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NYS Department of Health*

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NYS Department of Health*

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*Vice Chair*

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

September 28, 2005

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

Lalitkumar H. Mehta, M.D.  
1201 Summit Avenue  
Union City, NJ 07087

Re: License No. 152507

Dear Dr. Mehta:

Enclosed is a copy of Order #BPMC 05-207 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect October 5, 2005.

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: Jay V. Surgent, Esq.  
Wilentz Goldman & Spitzer, PA  
90 Woodbridge Center Drive  
Suite 900 Box 10  
Woodbridge, NJ 07095-0958

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

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**IN THE MATTER**

**SURRENDER**

**OF**

**ORDER**

**LALITKUMAR H. MEHTA, M.D.  
CO-04-07-3483-A**

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BPMC No. #05-207

**LALITKUMAR H. MEHTA, M.D.**, says:

On or about November 19, 1982, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 152507 by the New York State Education Department. I currently reside at 1201 Summit Avenue, Union City, NJ 07087.

I am not 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 one (1) specification of professional misconduct based solely upon the State of New Jersey Board of Medical Examiners May 26, 2005, Consent Order and 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 one (1) specification set forth in the Statement of Charges (Exhibit A).

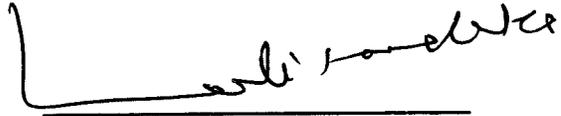
I understand that in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not be 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.

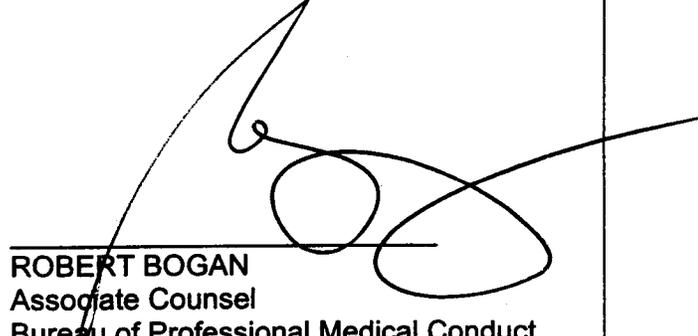
I am making this agreement of my own free will and accord and not under duress, compulsion or restraint of any kind of manner.

Date: 9/19, 2005

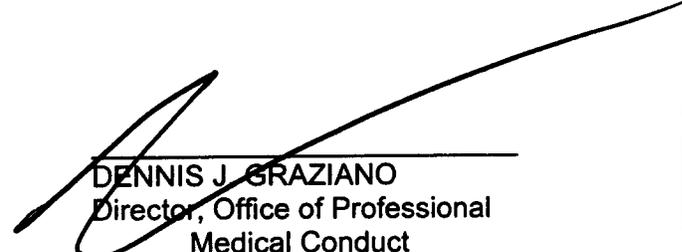
  
\_\_\_\_\_  
LALITKUMAR H. MEHTA, M.D.  
Respondent

AGREED TO:

Date: 20 September, 2005

  
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ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical Conduct

Date: 21 September, 2005

  
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DENNIS J. GRAZIANO  
Director, Office of Professional  
Medical Conduct

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

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**IN THE MATTER**  
**OF**  
**LALITKUMAR H. MEHTA, M.D.**  
**CO-04-07-3483-A**

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**STATEMENT**  
**OF**  
**CHARGES**

**LALITKUMAR H. MEHTA, M.D.**, Respondent, was authorized to practice medicine in New York state on November 19, 1982, by the issuance of license number 152507 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about May 26, 2005, the State of New Jersey, Department of Law & Public Safety, Division of Consumer Affairs, State Board of Medical Examiners (hereinafter "New Jersey Board"), by a Consent Order (hereinafter "New Jersey Order"), suspended Respondent's license to practice medicine and surgery for two (2) years from March 24, 2004, the first eighteen (18) months of the suspension to be active suspension, the remaining six (6) months to be stayed and served as probation, contingent on compliance with the terms of the New Jersey Order; imposed \$5,511.32 investigative costs, \$7,658.43 legal costs, and a \$10,000.00 civil penalty; required him to successfully complete a course in medical ethics and to submit a psychological report; and upon reinstatement of his license to practice medicine, required him to work under the supervision of another medical practitioner, to have a chaperone present at all times during physical examinations, and to limit his practice by excluding obstetrics and gynecology; based on Respondent, during the course of purported medical exams, with regard to a 32 year old female patient - repeatedly and for inappropriately prolonged periods of time placing his hands on her breasts (including cupping, squeezing and grabbing), placing his hands on her buttocks, inserting his fingers in her labia and vagina, and kissing her on the mouth at which time he inserted his tongue in her mouth, and with regard to a 30 year old female patient - repeatedly inserting his fingers in her labia and vagina for a prolonged period of time, placing his hands on her buttocks and anus, repeatedly commenting on the cleanliness of her vagina, hugging her three (3) times, and kissing her on the mouth.

B. The conduct resulting in the New Jersey 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 Education Law §6530(17) (exercising undue influence on the patient); and/or
2. New York Education Law §6530(20) (moral unfitness).

**SPECIFICATION**

Respondent violated New York State Education Law §6530(9)(d) by having his license to practice suspended or having other disciplinary action taken by a duly authorized professional 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: *August 15*, 2005  
Albany, New York

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

**ORDER**

Upon the proposed agreement of **LALITKUMAR H. MEHTA, 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: 9-29, 2005

For

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