



New York State Board for Professional Medical Conduct

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

Richard F. Daines, M.D.
Commissioner
NYS Department of Health

Keith W. Servis
Director
Office of Professional Medical Conduct

Public

Kendrick A. Sears, M.D.
Chair

Michael A. Gonzalez, R.P.A.
Vice Chair

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

July 26, 2007

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Mr. Suketu G. Patel
162 West 13th Street, Apt. 63
New York, NY 10011

Re: License No. None

Dear Mr. Patel:

Enclosed is a copy of Order #BPMC 07-150 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect August 2, 2007.

If the penalty imposed by this Order is a surrender, revocation or suspension, you are required to deliver your license and registration within five (5) days of receipt of this Order and return it to the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299

Sincerely,

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

**IN THE MATTER
OF
SUKETU G. PATEL**

**CONSENT
ORDER**

BPMC No. #07-150

Upon the application of SUKETU G. PATEL (Respondent), in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is

ORDERED, that the Consent Agreement, and its terms, are adopted and it is further

ORDERED, that this Consent Order shall be effective upon issuance by the Board, either

- by mailing of a copy of this Consent Order, either by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, OR
- upon facsimile transmission to Respondent or Respondent's attorney, whichever is first.

SO ORDERED.

DATE: 7-25-07



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

**IN THE MATTER
OF
SUKETU G. PATEL**

**CONSENT
AGREEMENT
AND
ORDER**

SUKETU G. PATEL, representing that all of the following statements are true, deposes and says:

That on or about July 1, 2003, I was authorized to practice medicine as a resident physician in a public hospital pursuant to New York State Education Law section 6526.

My current address is 162 West 13th Street, Apt. 63, New York, New York 10011, and I will advise the Director of the Office of Professional Medical Conduct of any change of address.

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

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

I admit guilt of the First and Third Specifications in full satisfaction of the charges against me, and agree to the following penalty:

I shall be limited from obtaining a license to practice medicine in New York State or from practicing medicine in New York State under any exemption from licensure or limited permit.

I further agree that the Consent Order shall impose the following conditions:

That Respondent shall cooperate fully with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Consent Order and in its investigations of matters concerning Respondent. Respondent shall respond in a timely manner to all OPMC requests for written periodic verification of Respondent's compliance with this Consent Order. Respondent shall meet with a person designated by the Director of OPMC, as directed.

Respondent shall respond promptly and provide all documents and information within Respondent's control, as directed.

I stipulate that my failure to comply with any conditions of this Consent Order shall constitute misconduct as defined by N.Y. Educ. Law § 6530(29).

I agree that, if I am charged with professional misconduct in future, this Consent Agreement and Order **shall** be admitted into evidence in that proceeding.

I ask the Board to adopt this Consent Agreement.

I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to N.Y. Pub. Health Law.

I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this

Consent Order shall take effect upon its issuance by the Board, either by mailing of a copy of the Consent Order by first class mail to me at the address in this Consent Agreement, or to my attorney by certified mail, OR upon facsimile transmission to me or my attorney, whichever is first. The Consent Order, this agreement, and all attached Exhibits shall be public documents, with only patient identities, if any, redacted. As public documents, they may be posted on the Department's website.

I stipulate that the proposed sanction and Consent Order are authorized by N.Y. Pub. Health Law §§ 230 and 230-a, and that the Board and OPMC have the requisite powers to carry out all included terms. I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and I ask that the Board adopt this Consent Agreement.

I understand and agree that the attorney for the Department, the Director of OPMC and the Chair of the Board each retain complete discretion either to enter into the proposed agreement and Consent Order, based upon my application, or to decline to do so. I further understand and agree that no prior or separate written or oral communication can limit that discretion.

DATE: 7.09.07



SUKETU G. PATEL
RESPONDENT

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

DATE: 7.07.07

NAMS

Attorney for Respondent

DATE: July 13, 2007



KEVIN P. DONOVAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 7/23/07



KEITH W. SERVIS
Director
Office of Professional Medical Conduct

EXHIBIT A

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

-----X
IN THE MATTER : STATEMENT
OF : OF
SUKETU G. PATEL : CHARGES
-----X

SUKETU G. PATEL, the Respondent, was authorized to practice medicine in New York State beginning on or around July 1 of 2003, 2004, and 2005 by being employed as a resident in a public hospital, pursuant to New York State Education Law section 6526(1).

FACTUAL ALLEGATIONS

- A. Respondent obtained authorization to practice medicine as a resident beginning July 1, 2003, at SUNY Buffalo residency program, by fraudulently representing that he had graduated from medical school when he had not do so, or fraudulently failed to notify the program that he had not graduated before entering the residency program.
- B. Respondent fraudulently failed to notify SUNY Buffalo residency program, as required in his employment application, that he was dismissed from Chicago Medical School, when he was notified of his dismissal by letter from Chicago Medical School dated July 22, 2004.

- C. In 2004, Respondent fraudulently provided to the SUNY Buffalo residency program a document he represented to be his diploma from Chicago Medical School when he knew he had not received a diploma from the School.
- D. Respondent obtained authorization to practice medicine as a resident beginning July 1, 2004, by fraudulently representing that he had graduated from Chicago Medical School.
- E. Respondent obtained authorization to practice medicine as a resident beginning July 1, 2005, by fraudulently representing that he had graduated from Chicago Medical School.

SPECIFICATIONS OF MISCONDUCT
FIRST THROUGH FIFTH SPECIFICATIONS

FRAUD

Respondent is charged with practicing the profession fraudulently as defined in N.Y. Educ. Law § 6530(2) as set forth in the following:

- 1. The facts of paragraph A.
- 2. The facts of paragraph B.
- 3. The facts of paragraph C.
- 4. The facts of paragraph D.
- 5. The facts of paragraph E.

Dated: July 13, 2007
Albany, New York


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