



New York State Board for Professional Medical Conduct

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Richard F. Daines, M.D.
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NYS Department of Health
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Office of Professional Medical Conduct

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Vice Chair
Katherine A. Hawkins, M.D., J.D.
Executive Secretary

December 29, 2010

CERTIFIED MAIL-RECEIPT REQUESTED

Jayaraj Unnirevi, M.D.

REDACTED

Re: License # N/A

Dear Dr. Unnirevi:

Enclosed is a copy of your **Non-disciplinary Order of Conditions** pursuant to Public Health Law Section 230. The order is effective January 5, 2011.

Sincerely,

REDACTED

Katherine A. Hawkins, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

cc: Michael S. Kelton, Esq.
Abrams, Fensterman, Fensterman, Eisman,
Greenberg, Formato & Einiger, LLP
630 Third Avenue, 5th Floor
New York, New York 10017

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

IN THE MATTER
OF
JAYARAJ UNNIREVI, M.D.

ORDER
OF CONDITIONS
PURSUANT TO
N.Y. PUB. HEALTH
LAW § 230

Upon the application of JAYARAJ UNNIREVI, M.D. (Licensee) in the attached Stipulation and Application for an Order of Conditions Pursuant to N.Y. Pub. Health Law § 230 (Application), which is made a part of this Order of Conditions Pursuant to N.Y. Pub. Health Law § 230 (Order), it is agreed that:

- the Application and its terms are adopted; and
- this Order shall be effective upon issuance by the Board, either by mailing of a copy of this Order by first class mail to Licensee at the address in the attached Application or by certified mail to Licensee's attorney, or upon facsimile transmission to Licensee or Licensee's attorney, whichever is first.

SO ORDERED.

DATE: 12/29/2010

REDACTED

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

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

IN THE MATTER
OF
JAYARAJ UNNIREVI, M.D.

STIPULATION AND
APPLICATION
FOR AN ORDER
OF CONDITIONS
PURSUANT TO
N.Y. PUB. HEALTH
LAW § 230

JAYARAJ UNNIREVI M.D., represents that all of the following statements are true:

That I have been a "licensee," as that term is defined in N.Y. Public Health Law §230(7)(a), at times in and about 2008-2009, and hereafter I will be referred to as "licensee" although I do not hold and have not held a license to practice medicine in New York State issued by the New York State Education Department. I am currently not licensed as a physician in any jurisdiction outside of New York State, with the exception of: (list the jurisdictions and license numbers or write "NONE")

NONE *(initials)*

My current address is REDACTED, and I will advise the Director of the Office of Professional Medical Conduct of any change of address.

I am affiliated with the following hospitals and/or facilities (list or write "NONE"):

- _____
- _____

I understand that the New York State Board for Professional Medical Conduct ("the Board") has investigated the issues set forth in attached Exhibit "A".

I request that the Board and the Director of the Office of Professional Medical Conduct ("the Director"), in reliance upon the results of the investigation to date, conclude the investigation of these issues, provided I successfully and without incident comply with the Conditions set forth below. In consideration of the Board and the Director granting this Application, and upon the Board's election not

to bring disciplinary charges against me, I agree that the Board and the Director shall issue an Order of Conditions Pursuant to N.Y. Pub. Health Law § 230. This Order shall take effect immediately upon the issuance of this Order, and shall set the following permanent *Conditions* upon my practice:

1. I shall be precluded from the practice of medicine, within the meaning of N.Y. Educ. Law § 6521, in New York State, whether as a "licensee" (N.Y. Educ. Law § 6524), a holder of a "limited permit" (N.Y. Educ. Law § 6525), or as an "exempt person" (N.Y. Educ. Law § 6526.)
2. Pursuant to N.Y. Pub. Health Law § 230-a (6), a limitation shall be placed on the issuance to me of any further license to practice medicine. I shall be permanently precluded from applying for licensure to practice medicine in New York.
3. Licensee shall cooperate fully with OPMC in its administration and enforcement of this Order and in its investigation of Licensee. Licensee shall respond in a timely manner to all OPMC requests for written periodic verification of compliance with the terms of this Order, meet in person with the Director's designee, and respond promptly and provide all documents and information within Licensee's control to OPMC, as directed.
4. Licensee shall comply with this Order, and all its terms and Conditions, and shall bear all associated compliance costs. Upon receiving evidence of noncompliance with or violation of these terms, the Director and/or the Board may initiate a proceeding against Licensee under N.Y. Pub. Health Law § 230.

I stipulate that my failure to comply with these conditions shall constitute misconduct as defined in N.Y. Educ. Law § 6530(29).

I understand that nothing in this Application shall be construed as an admission by me of any act of alleged misconduct or as a finding of misconduct as to those issues referred to in Exhibit "A". I deny any acts of misconduct and reserve my right to assert all defenses I may have in any later or other proceeding.

I understand and agree that my failure to comply with, successfully complete, or satisfy any of the material conditions of this Order shall vest the Director with the authority, in the exercise of reasonable discretion, to vacate this agreement and shall permit the Director to pursue further investigation and/or prosecution of misconduct charges against me as to the issues set forth in Exhibit "A" to the full extent authorized by the Public Health Law and the Education Law.

I understand that an Order issued upon this Application does not bar prosecution for professional misconduct based upon allegations of violations of N.Y. Educ. Law § 6530 unrelated to the issues set forth in Exhibit "A," whether those alleged violations occurred before or after this Application. The Director may, at such time, also direct counsel to prepare charges that include allegations as to the issues set forth in Exhibit "A."

I agree that, if the Board grants this Application, the Chair of the Board shall issue an Order of Conditions in accordance with its terms. I further agree that the Department of Health shall notify the National Practitioner Data Bank and the Federation of State Medical Boards of this Order of Conditions pursuant to N.Y. Pub. Health Law § 230 and that the change in my licensure status is not disciplinary in nature. This Order of Conditions shall be posted on the Department of Health website(s).

I make this Application of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's acceptance of this Application, I waive my right to contest the Order for which I apply, whether administratively or judicially, I agree to be bound by the Order, and I ask that the Board grant this Application

I understand and agree that the attorney for the Department of Health, the Director of the Office of Professional Medical Conduct and the Chair of the State Board for Professional Medical Conduct each retain complete discretion either to enter into the proposed agreement and 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.

12/14/2010

DATE

REDACTED

JAYARAJ UNNIREVI, M.D.
Licensee

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

STIPULATION AND
APPLICATION
FOR AN ORDER
OF CONDITIONS
PURSUANT TO
N.Y. PUB. HEALTH
LAW § 230

IN THE MATTER
OF
JAYARAJ UNNIREVI, M.D.

The undersigned agree to Licensee's attached Application and to the issuance of the proposed Order of Conditions Pursuant to N.Y. Pub. Health Law § 230.

DATE: 12/15/10

REDACTED

MICHAEL S. KELTON, ESQ.
Attorney for Licensee

DATE: Dec. 16, 2010

REDACTED

MARCIA E. KAPLAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 12/24/10

REDACTED

KEITH W. SERVIS
Director
Office of Professional Medical Conduct

EXHIBIT "A"

Scope of Investigation

Dr. Unnirevi's inaccurate responses on an application he submitted, on or about July 7, 2008, to the Occupational & Environmental Medicine Residency Program at Mount Sinai Hospital, New York, N.Y., with regard to the question as to whether there had been "any voluntary or involuntary termination of residency training or voluntary or involuntary limitation, reduction, or loss of clinical privileges at another hospital or training program"; *i.e.*, Dr. Unnirevi responded "No," when, in fact, he had been terminated from an Internal Medicine residency program at Ohio State University in February 2001, and a Surgery residency program at the University of Connecticut - Hartford Hospital in February 2004.