

IN THE MATTER OF	*	BEFORE THE
KEMPANNA SUDHAKAR, M.D.	*	MARYLAND STATE
Respondent	*	BOARD OF PHYSICIANS
License Number: D19971	*	Case Number: 2220-0120B

* * * * *

**ORDER FOR SUMMARY SUSPENSION
OF LICENSE TO PRACTICE MEDICINE**

Disciplinary Panel B (“Panel B) of the Maryland State Board of Physicians (the “Board”) hereby **SUMMARILY SUSPENDS** the license of **KEMPANNA SUDHAKAR, M.D.**, (the “Respondent”), license number D19971, to practice medicine in the State of Maryland. Disciplinary Panel B takes such action pursuant to its authority under Md. Code Ann., State Gov’t § 10-226(c)(2) (2014 Repl. Vol. & 2019 Supp.) and Maryland Code of Regulations (“COMAR”) 10.32.02.08B(7)(a), concluding that the public health, safety or welfare imperatively requires emergency action.

INVESTIGATIVE FINDINGS

Based on information received by, and made known to Panel B and the investigatory information obtained by, received by and made known to and available to Panel B, including the instances described below, Panel B has reason to believe that the following facts are true:¹

¹ The statements regarding the Respondent’s conduct are intended to provide the Respondent with notice of the basis of the suspension. They are not intended as, and do not necessarily represent a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in connection with this matter.

1. At all times relevant hereto, the Respondent was licensed to practice medicine in Maryland. The Respondent was initially licensed to practice medicine in Maryland on November 18, 1976. His license is scheduled to expire on September 30, 2021.
2. The Respondent practices Internal Medicine and Gastroenterology in a private office.
3. The Respondent was awarded privileges to practice at a hospital in Maryland, hereinafter, "Hospital A."²
4. On or about August 8, 2019, the Board received a notification from Hospital A that the Respondent's privileges to practice as a physician at Hospital A were suspended due to concerns about his ability to practice safely.
5. Hospital A referred the Respondent to a Physician Health Program (the "Program"), which directed the Respondent to undergo an appropriate evaluation.
6. On or about October 30, 2019, the Respondent participated in a comprehensive evaluation conducted by qualified, licensed practitioners, who issued a subsequent report on November 4, 2019 with specific findings.

² For confidentiality purposes, the names of hospitals, organizations and all individuals referenced herein will not be identified in this document, but the Respondent or counsel may request this information from the Administrative Prosecutor.

7. On November 7, 2019, the Board received the report from the Program. The report Evaluator stated that given the Respondent's "neurocognitive and motor profile, he is not able to safely practice as a physician." The Evaluator recommended that the Respondent "relinquish practice indefinitely at this time."
8. Based on the above investigative findings, Panel B finds that the Respondent presents a substantial likelihood of a risk of serious harm to the public health, safety and welfare.

CONCLUSION OF LAW

Based on the foregoing investigative findings, Panel B concludes that the public health, safety or welfare imperatively requires emergency action in this case, pursuant to State Gov't § 10-226(c)(2) and COMAR. 10.32.02.08B(7).

ORDER

It is, by a majority of the quorum of Panel B, hereby:

ORDERED that pursuant to the authority vested by Md. Code Ann., State Gov't § 10-226(c)(2) and COMAR 10.32.02.08B(7), the Respondent's license to practice medicine in the State of Maryland is hereby **SUMMARILY SUSPENDED**; and be it further

ORDERED that in accordance with Md. Code Regs. 10.32.02.08 B(7) and E, a post-deprivation initial hearing on the summary suspension has been

scheduled for **December 18, 2019, at 1:30 p.m.**, before Panel B at the Maryland State Board of Physicians, 4201 Patterson Avenue, Baltimore, Maryland 21215-0095; and be it further

ORDERED that after the Summary Suspension hearing before Panel B, the Respondent, if dissatisfied with the result of the hearing, may request within ten (10) days, an evidentiary hearing, such hearing to be held within thirty (30) days of the request, before an Administrative Law Judge at the Office of Administrative Hearings, Administrative Law Building, 11101 Gilroy Road, Hunt Valley, Maryland 21031-1301; and be it further

ORDERED that a copy of this Order for Summary Suspension shall be filed by Panel B in accordance with Md. Code Ann., Health Occ. § 14-407 (2014 Repl. Vol. & 2019 Supp.); and be it further

ORDERED that this is a Final Order of Panel B and a public document pursuant to Health Occ. §§ 1-607, 14-411.1(b)(2) and Md. Code Ann., Gen. Prov. § 4-333(b)(6).

12/13/2019
Date

Signature on File

Christine A. Farrelly, Executive Director
Maryland State Board of Physicians