

IN THE MATTER OF	*	BEFORE THE
RAMESH C. PATRI, M.D.	*	MARYLAND STATE
Respondent	*	BOARD OF PHYSICIANS
License Number: D22583	*	Case Number: 2218-0227 B
* * * * *	*	* * * * *

FINAL ORDER OF REVOCATION OF MEDICAL LICENSE

On October 18, 2018, Disciplinary Panel B (“Panel B”) of the Maryland State Board of Physicians (the “Board”) notified **RAMESH C. PATRI, M.D.** (the “Respondent”), **License Number D22583**, of its **INTENT TO REVOKE** the Respondent’s license to practice medicine in the State of Maryland. The Notice informed the Respondent that unless the Respondent requested a hearing in writing within 30 days of the date of mailing of the Notice, Panel B intended to sign this Final Order, which was enclosed. More than 30 days have elapsed and the Respondent failed to request a hearing. Therefore, Panel B hereby revokes the Respondent’s license to practice medicine.

The basis for Panel B’s action was pursuant to the Maryland Medical Practice Act (the “Act”), Md. Code Ann., Health Occ. (“Health Occ.”) §§ 14-401 *et seq.* (2014 Repl. Vol. and 2017 Supp.), and COMAR 10.32.02.14(A).

The pertinent provisions of the Act provide:

Health Occ. § 14-404. License denial, suspension, or revocation.

- (a) *In general.* -- Subject to the hearing provisions of § 14-405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

- (1) Fraudulently or deceptively obtains or attempts to obtain a license for the applicant or licensee or for another;
- (3) Is guilty of:
 - (ii) Unprofessional conduct in the practice of medicine;
- (33) Fails to cooperate with a lawful investigation conducted by the Board or a disciplinary panel;
- (36) Willfully makes a false representation when seeking or making application for licensure or any other application related to the practice of medicine;
- (42) Fails to submit to a criminal history records check under § 14-308.1 of this title[.]

Health Occ. § 14-308.1. Criminal history records check through Central Repository.

- (a) In this section, “Central Repository” means the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services.
- (b) An applicant, a licensee, or a certificate holder shall apply to the Central Repository for a State and national criminal history records check.
- (c) As part of the application required under subsection (b) of this section, an individual shall submit to the Central Repository:
 - (1) Two complete sets of legible fingerprints taken on forms approved by the Director of the Central Repository and the Director of the Federal Bureau of Investigation;
 - (2) The fee authorized under § 10-221(b)(7) of the Criminal Procedure Article for access to State criminal history records; and
 - (3) The mandatory processing fee required by the Federal Bureau of Investigation for a national criminal history records check.

The pertinent provisions of the Board's regulations under COMAR 10.32.02 provide:

.14 Proposed Orders; Show Cause Hearings.

- A. Nothing in this chapter prohibits the issuance of a charging document with a proposed order which will go into effect if the respondent fails to request a hearing.

INVESTIGATIVE FINDINGS

Panel B finds the following:

1. At all times relevant hereto, the Respondent was and is licensed to practice medicine in the State of Maryland. The Respondent was initially licensed to practice medicine in Maryland on August 15, 1978, under License Number D22583. The Respondent's license is active through September 30, 2019.

2. On or about August 2, 2017, the Respondent submitted an online application (the "Application") for the renewal of his license using the Board's online renewal application process.

3. When a licensee applies online to renew his or her license, a notice appears that informs the licensee that the Board may not renew a license if it has not received the licensee's Criminal History Record Check ("CHRC") information, which includes the licensee's submission of his or her fingerprints to the Criminal Justice Information Services ("CJIS") before attempting to complete the renewal application.

4. The Respondent's signed Application states, "Failure to submit to a [CHRC] may result in disciplinary action." Prior to submitting the online Application, the Respondent checked a box attesting to completing the CHRC.

5. By email dated November 1, 2017, Board staff informed the Respondent that the Board had not received his CHRC. Board staff further informed the Respondent that he had ten business days to submit his CHRC.

6. To date, the Respondent has not replied to the email or notified the Board of a new e-mail address.

7. On January 16, 2018, by letter to the Respondent's address of record, the Board informed the Respondent that it opened a preliminary investigation based upon his failure to obtain a CHRC for license renewal and the attestation that he submitted to a CHRC. The letter requested that, no later than ten business days after his receipt thereof, the Respondent submit to the Board documentation to support that he obtained a CHRC.

8. To date, the Respondent has not replied to the letter or notified the Board of a new mailing address.

9. On January 25, 2018, according to the Board's Report of Investigation, the Respondent contacted Board staff and admitted that he had not yet completed a CHRC but that he intended to have his fingerprints taken.

10. To date, the Respondent has not submitted his CHRC documentation.

11. On March 9, 2018, the Board again sent an e-mail to the Respondent's e-mail address regarding his failure to obtain a CHRC for license renewal and the attestation that he submitted to a CHRC.¹

¹ Board staff used the e-mail address that the Respondent provided on his renewal application as his "most current email address where [the Board] may contact [him] regarding [his] license."

12. To date, the Respondent has not replied to the email or notified the Board of a new e-mail address.

13. On March 16, 2018, by Advisory Letter (the "Advisory Letter") to the Respondent's address of record, the Board mistakenly notified the Respondent that the preliminary investigation based upon his failure to obtain a CHRC for license renewal and the attestation that he submitted to a CHRC had been closed by way of the Advisory Letter.

14. On April 10, 2018, by e-mail to the Respondent's e-mail address² and by letter to the Respondent's address of record, the Board notified the Respondent that the Advisory Letter had been issued to him in error and that, as of the date of the e-mail and letter, the Board had not received his CHRC documentation, and that the investigation based on his failure to obtain a CHRC for license renewal and the attestation that he submitted to a CHRC had been reopened.

15. To date, the Respondent has not responded to the e-mail or letter and has not notified the Board of a new e-mail or mailing address.

SUMMARY

16. Panel B's investigation determined that the Respondent failed to submit fingerprints to CJIS in compliance with the CHRC process, as set forth in Health Occ. § 14-308.1, and misrepresented to the Board in the Application that he completed the CHRC.

² See footnote 1.

17. The Respondent's failure to complete the CHRC, as described above, constitutes, in whole or in part, a violation of Health Occ. § 14-404(a)(42), Fails to submit to a criminal records history check under § 14-308.1 of this title[.]

18. The Respondent's misrepresentation to the Board on the Application that he completed the CHRC, and his failure to respond to correspondence from the Board, as described above, constitutes, in whole or in part, a violation of one or more of the following provisions of the Act:

- a. Health Occ. § 14-404(a)(1), Fraudulently or deceptively obtains or attempts to obtain a license for the applicant, licensee, or for another;
- b. Health Occ. § 14-404(a)(3)(ii), Is guilty of: (ii) Unprofessional conduct in the practice of medicine;
- c. Health Occ. § 14-404(a)(33), Fails to cooperate with a lawful investigation conducted by the Board or a disciplinary panel; and
- d. Health Occ. § 14-404(a)(36), Willfully makes a false representation when seeking or making application for licensure or any other application related to the practice of medicine[.]

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Panel B concludes as a matter of law that the Respondent violated Health Occ. §§ 14-404(a) (1), (3ii), (33), (36) and (42).

ORDER

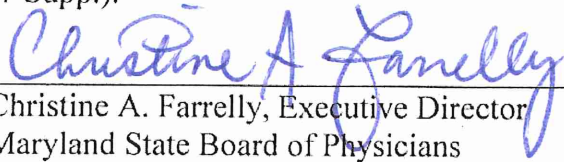
It is, on the affirmative vote of a majority of the quorum of Panel B, hereby:

ORDERED that the license of **Ramesh C. Parti, M.D.**, is **REVOKED**; and it is further

ORDERED that the Respondent may apply for reinstatement of the Respondent's license to practice medicine after a minimum of one (1) year from the date of this Order; and it is further

ORDERED that this is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2014 & 2017 Supp.).

12/12/2018
Date


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

NOTICE OF RIGHT TO PETITION FOR JUDICIAL REVIEW

Pursuant to Health Occ. § 14-408, the Respondent has the right to seek judicial review of this Final Decision and Order. Any petition for judicial review shall be filed within thirty (30) days from the date of mailing of this Final Decision and Order. The cover letter accompanying this final decision and order indicates the date the decision is mailed. Any petition for judicial review shall be made as provided for in the Administrative Procedure Act, Md. Code Ann., State Gov't § 10-222 and Title 7, Chapter 200 of the Maryland Rules of Procedure.

If the Respondent files a petition for judicial review, the Board is a party and should be served with the court's process at the following address:

Christine A. Farrelly, Executive Director
Maryland State Board of Physicians
4201 Patterson Avenue, 4th Floor
Baltimore, Maryland 21215

Notice of any petition should also be sent to the Board's counsel at the following address:

Noreen M. Rubin, Assistant Attorney General
Maryland Office of the Attorney General
Maryland Department of Health
300 West Preston Street, Suite 302
Baltimore, Maryland 21201