

IN AND BEFORE THE STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE AND  
SUPERVISION,

Plaintiff,

v.

CASE NO. 86-12-461

MADAN P. MOHAN, M.D.,  
Medical License No. 15075

Defendant.

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision en banc on the 11th day of September, 1987, at 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff, and Madan P. Mohan, M.D., Defendant, appeared in person without counsel and agreed to proceed, waiving his right to representation by legal counsel.

The Board of Medical Licensure and Supervision en banc heard the testimony and reviewed exhibits and being fully advised in the premises, the Board of Medical Licensure and Supervision finds as follows:

FINDINGS OF FACT

1. That Madan P. Mohan, M.D., holds Oklahoma Medical License No. 15075.
2. That the Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.
3. That on or around July 23, 1986, the Defendant, Madan P. Mohan, M.D., pled guilty to the crime of Unauthorized Practice of a Profession, in violation of Section 6512(1) of the Education Law of the State of New York. The guilty plea was taken before the Honorable George F.X. McInerney, Supreme Court Justice, in Hauppauge, New York.
4. The Defendant pled guilty to Count 3 of Indictment No. 215-86 which provided in pertinent part:

"That the Defendant, Padinjarathara Madan Mohan, on or about and between and including 1983 and 1985, in the County of Suffolk and elsewhere, being unauthorized to do so under Title 8 of the New York State Education Law, did practice and offer to practice and hold himself out as being able to practice medicine, a profession in which a license is a prerequisite to the practice of such acts, namely, the Defendant engaged in a continuing course of conduct during which he diagnosed, treated, operated and prescribed for human disease, pain, injury, deformity or physical

condition of plastic surgery patients, known and unknown to the Grand Jury, and held himself out as able to do so."

CONCLUSIONS OF LAW

1. That Madan P. Mohan, M.D., holding Oklahoma Medical License No. 15075, is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, §509, Paragraphs 9 and 10, to-wit:

"Dishonorable or immoral conduct which is likely to deceive or defraud the public."

"The commission of any act which is a violation of the criminal laws of Oklahoma where such act is connected with the physician's practice of medicine."

ORDER

IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:

1. That the Defendant, Madan P. Mohan, M.D., holding Oklahoma Medical License No. 15075, be and is hereby placed on probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of five (5) years, beginning on September 11, 1987, under the following terms and conditions:

(a) That Defendant shall at all times refrain from and not commit or undertake any activity which constitutes unauthorized practice of medicine and surgery in violation of the laws of Oklahoma or any other state.

(b) That Defendant shall appear before this Board or designated member thereof whenever requested to do so and shall make his patient records available to inspection by lawful representatives of the Oklahoma State Board of Medical Licensure and Supervision.

(c) During the period of probation Defendant will furnish to the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.

(d) During the period of probation Defendant will submit to the Investigation Division of the Oklahoma State Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.

(e) Pursuant to Section 26, H.B. 1478, 1987 Legislature, Defendant shall promptly pay upon receipt of invoice from the Investigation Division of the Board the costs of investigation, prosecution and probation of this case.


(f) That violation of any of the terms and conditions of probation shall be grounds for additional charges to be presented to the Board after notice to the Defendant.

(g) In the event Defendant desires to return to Oklahoma to practice medicine and surgery, that the Defendant shall first appear before the Oklahoma Board of Medical Licensure and Supervision en banc in person and the Board retains continuing jurisdiction to impose any

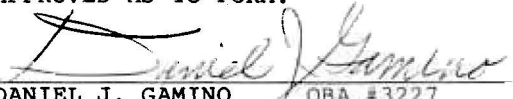
additional terms and conditions on probation as required in their discretion under the circumstances.

2. That the jurisdiction of the Board in this individual proceeding will continue until the terms and conditions of probation are modified or lifted by the Oklahoma Board of Medical Licensure and Supervision on their own motion, or on the motion of the Defendant.

DATED this 11<sup>th</sup> day of September, 1987.

  
MARK R. JOHNSON, M.D., Secretary  
State Board of Medical Licensure  
and Supervision

APPROVED AS TO FORM:

  
DANIEL J. GAMINO OBA #3227  
Daniel J. Gamino & Associates, P.C.  
3315 NW 63  
Oklahoma City, OK 73116  
(405) 840-3741  
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 21 day of September, 1987, to:

Madan P. Mohan, M.D.  
425 Farnsworth Drive  
Broomall, PA 19008

