

IN AND BEFORE THE STATE BOARD OF MEDICAL EXAMINERS

STATE OF OKLAHOMA

FILED

MAY 19 1987

STATE OF OKLAHOMA, ex rel,
STATE BOARD OF MEDICAL
EXAMINERS,

STATE BOARD OF
MEDICAL EXAMINERS

Plaintiff,

v.

DINESH M. DOSHI, M.D.,
Medical License No. 16021,

CASE NO. 87-1-472

Defendant

FINAL ORDER

This cause comes on for hearing before the Oklahoma Board of Medical Examiners en banc on May 1, 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 the Defendant appeared by and through counsel, John L. Clifton.

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

FINDINGS OF FACT

1. That Dinesh M. Doshi, M.D., holds Oklahoma Medical License No. 16021 issued on January 31, 1987, and the basis for these Findings of Fact were included in Dr. Doshi's application for said license.

2. That the Board of Medical Examiners en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by the law and the rules of the Board.

3. That on or around November 10, 1986, the West Virginia Board of Medicine in Investigation No. 86-19-W entered into a Consent Order with the Defendant Dr. Doshi wherein they found that the Defendant was temporarily suspended in October, 1985, from the medical staff of West Virginia University Hospitals due to suspected drug abuse and that he had completed a four (4) month chemical dependency program sponsored by the Medical Association of the State of Georgia and subsequently was discharged from the treatment program in Georgia under a highly structured 20-month after-care program and that in August, 1986, Dr. Doshi appeared before the Complaints Committee of the West Virginia Board of Medicine to discuss his motivation to remain free of chemical dependency and his active involvement in Narcotics Anonymous.

That the West Virginia Board of Medicine placed Defendant on a period of probation for three (3) years under the requirements that Dr. Doshi's practice of medicine occur only with the supervision of another duly licensed physician approved by the Board and that the supervising physician should present bi-monthly reports to the Board concerning Dr. Doshi's progress and that Dr. Doshi should submit to random unannounced testing of bodily fluids at least twice a month and that Dr. Doshi remain free from the use of any controlled substances except substances prescribed by another physician and that he attend at least 300 meetings of Narcotics Anonymous or Alcoholics Anonymous and keep a log of his attendance. The entire Consent Order is incorporated herein by reference as if fully set out and attached hereto and marked as Exhibit A.

CONCLUSIONS OF LAW

1. That Dinesh M. Doshi, M.D., holding Oklahoma Medical License No. 16021, was on probation with the West Virginia Board of Medicine for substance abuse which was in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, Section 509, Paragraph 5, to-wit:

"Habitual intemperance or the habitual use of habit-forming drugs."

ORDER

IT IS THEREFORE ORDERED by the Board of Medical Examiners of Oklahoma as follows:

1. That the Defendant, Dinesh M. Doshi, M.D., License No. 16021, be and is hereby placed on probation to the Oklahoma State Board of Medical Examiners for a period of three years, beginning on May 1, 1987, under the following terms and conditions:

(a) That Defendant shall not consume alcohol or prescription drugs or controlled dangerous substances in any form unless duly prescribed by his licensed physician and the Defendant shall have an affirmative duty to inform his licensed physician of his prior use of alcohol and other substances.

(b) That Defendant shall continue therapy for alcohol and substance abuse and will cause to be submitted to the Oklahoma Board of Medical Examiners written reports on a quarterly basis from the psychiatrist or physician principally in charge of his case. The Defendant shall require his psychiatrist or physician to continue to report on a quarterly basis to the Board until the Defendant is advised in writing that it is no longer required.

(c) That Defendant shall continue to attend at least weekly meetings of Alcoholics Anonymous and shall compile written verification of his attendance at the meetings and submit that verification to the Board on a quarterly basis.

(d) During the period of probation Defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis upon the request of any investigator or other agent representing the Oklahoma State Board of Medical Examiners.

(e) During the period of probation Defendant will furnish to the office of the State Board of Medical Examiners all current legal addresses and any change of address in writing, and further that Defendant will advise the office of the Oklahoma Board of Medical Examiners if any change in employment, either part-time or full-time.

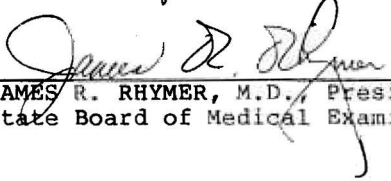
(f) That the Defendant shall complete on a timely basis all reports and forms required by the Investigative Division of the Oklahoma Board of Medical Examiners.

(g) That Defendant shall appear before this Board or a designated member thereof whenever requested to do so.

(h) Defendant recognizes the terms of probation may be revoked at any time if the Board, upon further notice and hearing, concludes that he violated any terms or conditions thereof.

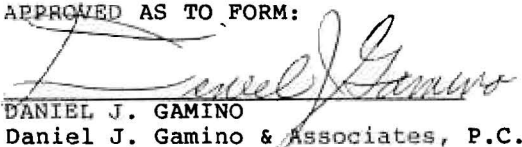
2. The Oklahoma Board of Medical Examiners specifically retains continuing jurisdiction over this matter and in the event the Defendant desires to return to practice medicine and surgery within the State of Oklahoma, the Defendant must meet with the Board and disclose his plans at that time and the Oklahoma Board of Medical Examiners may impose additional terms and conditions.

DATED this 19 day of May, 1987.



JAMES R. RHYMER, M.D., President
State Board of Medical Examiners

APPROVED AS TO FORM:



DANIEL J. GAMINO
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 on the 20 day of May, 1987, I deposited in the U.S. Mails, postage prepaid thereon, a true and correct copy of the above and foregoing Final Order addressed to:

John L. Clifton
Attorney at Law
322 N. Broadway
Shawnee, OK 74801

