

catch up, that she had little insight into a patient's condition relative to the anesthetic implications, that she played a passive role in patient planning and management, and that she had a lack of basic and specialty knowledge of anesthesia. Defendant additionally received unsatisfactory evaluations during her probationary period.

6. On or about July 1, 2001, Defendant entered the Family Practice Residency Program at the University of Oklahoma Health Sciences Center, Southwest Oklahoma Family Practice Clinic in Lawton, Oklahoma.

7. On or about August 7, 2001, Defendant submitted her Application for Renewal of her Special Training License in the State of Oklahoma for the period September 2, 2001 through September 1, 2001. On her Application for Renewal, Defendant was asked the following question: "Since the last renewal or initial licensure (whichever is most recent): Have you been denied privileges, lost privileges or received discipline by any hospital or other professional medical organization?" In response to this question, the Defendant answered "NO".

8. On or about April 1, 2002, Defendant was placed on a ninety (90) day program of "Increased Academic Study" in the Family Practice Residency Program based upon difficulties with utilization of her knowledge base.

9. On or about July 11, 2002, the Family Practice Residency Program at the University of Oklahoma Health Sciences Center, Southwest Oklahoma Family Practice Clinic in Lawton, Oklahoma elected not to renew Defendant's contract for her PGY3 year. The non-renewal of her contract was based upon her failure to complete required elements of her academic probation.

10. During the time Defendant was both an anesthesiology resident and a family practice resident, Defendant performed numerous procedures at which time patient care was jeopardized due to Defendant's acts of negligence or her inability to perform the required procedures with appropriate skill and knowledge.

Defendant is guilty of unprofessional conduct in that she:

A. Engaged in conduct which is likely to deceive, defraud or harm the public in violation of 59 O.S. §509(9) and OAC 435:10-7-4(11).

B. Engaged in gross or repeated negligence in the practice of medicine and surgery in violation of OAC 435:10-7-4(15).

C. Engaged in practice or other behavior which demonstrates an incapacity or incompetence to practice medicine and surgery in violation of OAC 435:10-7-4(18).

D. Engaged in fraud or misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic reregistration of a medical license in violation of OAC 435:10-7-4(8).

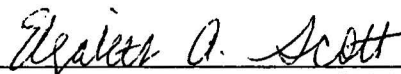
E. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509(14) and OAC 435:10-7-4(39).

F. Used a false, fraudulent or deceptive statement in a document connected with the practice of medicine and surgery in violation of OAC 435:10-7-4(19).

Conclusion

WHEREFORE, the Plaintiff respectfully requests that the Board conduct a hearing, and, upon proof of the allegations contained herein, impose such disciplinary action as authorized by law, up to and including suspension or revocation and any other appropriate action with respect to Defendant's medical license, and an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,

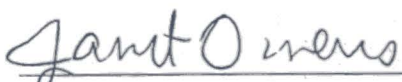


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Attorney for the Plaintiff

CERTIFICATE OF SERVICE

I certify that on the 25 day of July, 2002, I mailed, via first class mail, postage pre-paid, a true and correct copy of this pleading to Kalpana Mohandas, M.D., 4427 W. Gore, Lawton, OK and to Hilary G. Phillips, 1802 N. Shartel, Oklahoma City, OK 73103.



Janet Owens