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JUN - 1 1989

SETTLEMENT AGREEMENT
BETWEEN
PUSHPA R. MUDAN, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO

This Settlement Agreement is entered into by and between Pushpa R. Mudan, M.D. ("Dr. Mudan") and the State Medical Board of Ohio ("Board"), a state agency charged with enforcing Chapters 4730 and 4531 of the Ohio Revised Code.

Dr. Mudan enters into this Agreement being fully aware of her rights, including her right to be advised by counsel and her right to a hearing on the issues considered.

This Agreement is entered into on the basis of the following statements, admissions and understandings:

1. Dr. Mudan is a physician, duly-licensed to practice medicine in the states of Massachusetts, New York and Michigan.

2. In January, 1988, Dr. Mudan submitted an application to the Board, seeking a license to practice medicine and surgery in Ohio. On February 8, 1989, the State Medical Board of Ohio proposed to deny Dr. Mudan's application for a certificate to practice medicine and surgery in the State of Ohio. This proposal was based on the allegation that Dr. Mudan violated O.R.C. 4731.22(A) and 4731.22(B)(5) by misrepresenting that she had no complaints filed against her by any other licensing board.

3. In December, 1987, Dr. Mudan contacted the Massachusetts State Medical Board and was informed there were no files pending against her. Based on this information, Dr. Mudan answered Question 11 on the Board's application "No."

4. In February, 1988, after completing her application for licensure in Ohio, Dr. Mudan was advised by a representative of the Massachusetts State Medical Board that a complaint against her had not yet been dismissed, but would soon be dismissed. Based on this, Dr. Mudan requested that all information concerning the status of her Massachusetts license be sent to the State Medical Board of Ohio.

5. On March 31, 1988, the complaint against Dr. Mudan was dismissed for insufficient evidence.

Wherefore, in consideration of the foregoing and of the mutual promises set forth below, Dr. Mudan and the Board consent and agree as follows:

The Board hereby withdraws its Notice of Opportunity for Hearing issued on February 8, 1989.



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It is agreed and understood that Dr. Mudan hereby releases the Board, its members, employees, agents and representatives, jointly and severally, individually and collectively, from any and all liability arising from the within matter.

It is hereby agreed and understood by and between the parties that this Settlement Agreement settles all issues relating to the Notice of Opportunity Letter issued on February 8, 1989 and the hearing scheduled for June 8, 1989. Dr. Mudan's application will now be processed in the normal manner.

It is agreed and understood by and between the parties that this Settlement Agreement shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code.

The terms and conditions of this Agreement shall become effective when signed by the following:

Pushpa R. Mudan

PUSHPA R. MUDAN, M.D.

5/24/89

DATE

Donald C.

DONALD A. ANTRIM
Attorney for Pushpa R. Mudan, M.D.

5/24/89.

DATE

Henry G. Cramblett

HENRY G. CRAMBLETT, M.D.
Secretary, State Medical Board of Ohio

5/30/89

DATE

John E. Rauch

JOHN E. RAUCH, D.O.
Supervising Board Member, State Medical Board of Ohio

5/31/89

DATE

Rachel L. Belenker

RACHEL L. BELENKER
Assistant Attorney General
Attorney for the State Medical Board of Ohio

5/31/89

DATE

JUN 1 1989



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STATE OF OHIO
THE STATE MEDICAL BOARD
77 South High Street
17th Floor
Columbus, Ohio 43266-0315

(614)466-3934

February 8, 1989

Pushpa R. Mudan, M.D.
8228 Lake Bluff Court
Worthington, Ohio 43235

Dear Doctor Mudan:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation for one or more of the following reasons:

1. On or about January 8, 1988 you signed your application for medical licensure in Ohio. In response to Question 11 of the Additional Information section, "have you ever been notified of any charges or complaints filed against you with any board, bureau, department, agency, or other body with respect to a professional license?", you stated "No." In fact, on or about September 23, 1987, the Massachusetts Board of Registration in Medicine forwarded to you by certified mail a copy of a complaint filed against you. By letter dated October 20, 1987, you responded to that letter of complaint.

The acts and/or omissions as alleged in paragraph (1), above, individually and/or collectively, constitute "fraud, misrepresentation, or deception in applying for or securing any license or certificate issued by the board", as that clause is used in Section 4731.22(A), Ohio Revised Code.

Further, such acts and/or omissions, individually and/or collectively, constitute "publishing a false, fraudulent, deceptive or misleading statement," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

Further, such acts and/or omissions, individually and/or collectively, demonstrate that you lack the good moral character required by Section 4731.08, Ohio Revised Code, for a certificate to be issued.

STATE OF OHIO
THE STATE MEDICAL BOARD



February 8, 1989

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, that request must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty (30) days of the time of mailing of this notice, the State Medical Board may, in your absence and upon consideration of this matter, determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation.

Copies of the applicable sections are enclosed for your information.

Very truly yours,

Henry G. Cramblett MD

Henry G. Cramblett, M.D.
Secretary

HGC:caa

Enclosures:

CERTIFIED MAIL RECEIPT NO. P 026 073 544
RETURN RECEIPT REQUESTED

cc: Penny McKenzie, Chief, Licensure

David Raybuck, Esq.

CERTIFIED MAIL RECEIPT NO.P 746 514 667
RETURN RECEIPT REQUESTED