



STATE OF NEW YORK
DEPARTMENT OF HEALTH

433 River Street, Suite 303

Troy, New York 12180-2299

Richard F. Daines, M.D.
Commissioner

James W. Clyne, Jr.
Executive Deputy Commissioner

November 22, 2010

Anamika Jain, M.D.

REDACTED

Re: BPMC No. 10-53
NYS License No. 225278

Dear Dr. Jain:

Pursuant to BPMC No. 10-53 which states "should Respondent return to the practice of medicine in the State of New York or in any jurisdiction where that practice is predicated upon Respondent's New York State medical license, Respondent shall provide ninety (90) days notice in writing to the Director, OPMC. The Director in his sole discretion may impose whatever limitations, or further conditions, he deems appropriate."

Respondent, having given ninety (90) days notice, shall be subject to the conditions set forth in Attachment I effective November 22, 2010.

Sincerely,

REDACTED

Keith W. Servis
Director
Office of Professional Medical Conduct

Enclosure

ATTACHMENT I

CONDITIONS

Respondent is under the following conditions for a period of three (3) years:

1. Respondent's conduct shall conform to moral and professional standards of conduct and governing law. Any act of professional misconduct by Respondent as defined by N.Y. Educ. Law §§ 6530 or 6531 shall constitute a violation of these conditions and may subject Respondent to an action pursuant to N.Y. Pub. Health Law § 230(19).
2. Respondent shall maintain active registration of Respondent's license (except during periods of actual suspension) with the New York State Education Department Division of Professional Licensing Services, and shall pay all registration fees.
3. Respondent shall provide the Director, Office of Professional Medical Conduct (OPMC), Hedley Park Place, 433 River Street Suite 303, Troy, New York 12180-2299 with the following information, in writing, and ensure that this information is kept current: a full description of Respondent's employment and practice; all professional and residential addresses and telephone numbers within and outside New York State; and all investigations, arrests, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility. Respondent shall notify OPMC, in writing, within 30 days of any additions to or changes in the required information.
4. Respondent shall cooperate fully with, and respond in a timely manner to, OPMC requests to provide written periodic verification of Respondent's compliance with the terms of Conditions. Upon the Director of OPMC's request, Respondent shall meet in person with the Director's designee.
5. The condition period shall toll when Respondent is not engaged in active medical practice in New York State for a period of 30 consecutive days or more. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in, or intends to leave, active medical practice in New York State for a consecutive 30 day period. Respondent shall then notify the Director again at least 14 days before returning to active practice. Upon Respondent's return to active practice in New York State, the condition period shall resume and Respondent shall fulfill any unfulfilled conditions and such additional requirements as the Director may impose as reasonably relate to the matters set forth in Exhibit "A" or as are necessary to protect the public health.
6. The Director of OPMC may review Respondent's professional performance. This review may include but shall not be limited to: a review of office records, patient records, hospital charts, and/or electronic records; and interviews with or periodic visits with Respondent and staff at practice locations or OPMC offices.

7. Respondent shall adhere to federal and state guidelines and professional standards of care with respect to infection control practices. Respondent shall ensure education, training and oversight of all office personnel involved in medical care, with respect to these practices.
8. Respondent shall maintain complete and legible medical records that accurately reflect the evaluation and treatment of patients and contain all information required by State rules and regulations concerning controlled substances.
9. Respondent shall not practice medicine as a sole proprietor of a medical office, as the sole owner, shareholder, or director of any professional medical entity, or otherwise engage in the solo practice of medicine.
10. Respondent shall not in any way supervise physicians, physician assistants or specialist assistants, or collaborate with nurse practitioners.
11. Respondent may practice medicine in the employment of, or as an independent contractor under the direction of, of a physician or professional medical entity, including any facility within the purview of Article 28 of the Public Health Law, provided that the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility submits quarterly written reports to the Director of OPMC regarding Respondent's practice of medicine. These narrative reports shall address all aspects of Respondent's clinical practice including, but not limited to, compliance with these conditions and BPMC Order # 10-53 (Attachment I)(referred to as the "Original Order"), compliance with all requirements imposed by the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility, assessment by the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility of Respondent's evaluation and treatment of patients, patient records, prescribing practices, general demeanor, time and attendance, and other such on-duty conduct as the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility deems appropriate to report. Respondent shall ensure that the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility is familiar with these conditions and Original Order, and willing to report to OPMC. Respondent shall ensure that the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility is in a position to regularly observe and assess Respondent's medical practice. Respondent shall cause the physician or Respondent's physician supervisor at a professional medical entity or an Article 28 facility to report within 24 hours any suspected impairment, inappropriate behavior, questionable medical practice or possible misconduct to OPMC.

12. Respondent shall continue to participate in fully, and complete to the satisfaction of the Director of OPMC, the ongoing "ProbePlus" program in California. Respondent shall provide to the Director of OPMC monthly reports by "ProbePlus" certifying Respondent's continuing full participation in "ProbePlus." Respondent shall immediately report to the Director of OPMC any withdrawal from, or failure to participate fully in, "ProbePlus." Upon completion of the "ProbePlus" program, Respondent shall submit to the Director of OPMC "ProbePlus" detailed assessment of Respondent's participation in, and completion of, "ProbePlus," and to the extent that "ProbePlus" makes recommendations for post-completion oversight, activities, or conditions, Respondent shall comply with such recommendations to the satisfaction of the Director of OPMC.

13. Respondent shall comply with these Conditions and all its terms, and shall bear all associated compliance costs. Upon receiving evidence of noncompliance with, or a violation of, these terms, the Director of OPMC and/or the Board may initiate a violation proceeding, and/or any other such proceeding authorized by law, against Respondent.