

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF PROFESSIONAL
REGULATION,

Petitioner,

CASE NOS. 0058036
0068376

vs.

BHARMINDER SINGH BEDI, M.D.,

Respondent.

ADMINISTRATIVE COMPLAINT

COMES NOW the Petitioner, Department of Professional Regulation, hereinafter referred to as "Petitioner", and files this Administrative Complaint before the Board of Medicine against Bharminder Singh Bedi, M.D., hereinafter referred to as "Respondent", and alleges:

1. Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.30, Florida Statutes; Chapter 455, Florida Statutes; and Chapter 458, Florida Statutes.

2. Respondent is and has been at all times material hereto a licensed physician in the State of Florida, having been issued license number ME 0027258. Respondent's last known address is 5121 Ehrlich Road, Suite 111-B, Tampa, Florida 33624.

COUNT ONE

3. In or about March 1980, Respondent began providing medical care and treatment to C F. (hereinafter the "patient"). The medical care Respondent provided the patient included, but was not limited to, treatment for emotional and psychiatric disorders. Respondent continued to provide medical care and treatment to the patient up until approximately April 1982.

4. From approximately March 1980 up until approximately April 1982, a patient-physician relationship existed between the Respondent and the patient. Respondent exercised influence upon the patient within the patient-physician relationship for the

purpose of engaging the patient in sexual activity. Respondent utilized the patient-physician relationship to induce and engage the patient in sexual activity outside the scope of generally accepted medical examination and treatment.

5. Respondent, in regard to Ms. F , failed to practice medicine with that level of care, skill and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances as evidenced, in part, by the following:

- (a) Respondent failed to properly diagnose the patient's medical or mental condition;
- (b) Respondent failed to properly treat the patient's medical or mental condition; and/or
- (c) Respondent failed to keep adequate medical records relevant to the patient's treatment
- (d) Respondent engaged in sexual activity with a patient, Ms. F ; this was aggravated by the fact that Respondent knew of Ms. F history of prior sexual abuse.

6. Respondent prescribed the drugs soma compound and Tylox to Ms. F some time between March 1980 and April 1982.

7. Respondent failed to keep written medical records justifying the prescription of soma compound and Tylox.

8. Based upon the preceding allegations, Respondent violated Section 458.331(1)(t), Florida Statutes, by failing to practice medicine with that level of care, skill and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances.

COUNT TWO

9. Petitioner realleges the preceding paragraphs one through seven.

10. Based upon the preceding allegations, Respondent violated Section 458.331 458(1)(k), now Section 458.331(1)(j), Florida Statutes, Chapter 86-245 Laws of Florida by exercising influence within a patient-physician relationship for the purpose of engaging a patient in sexual activity.

COUNT THREE

11. Petitioner realleges the preceding paragraphs one through seven.

12. Based upon the preceding, Respondent violated Section 458.331(1)(x) and 458.329, Florida Statutes, by committing sexual misconduct in the practice of medicine.

COUNT FOUR

13. Petitioner realleges the preceding paragraphs one through seven.

14. Based upon the preceding, Respondent violated Section 458.331(1)(1), now Section 458.331(1)(k), Chapter 86-245 Laws of Florida, Florida Statutes, by making deceptive, untrue, or fraudulent representations in the practice of medicine or employing a trick or scheme in the practice of medicine.

COUNT FIVE

15. Petitioner realleges the preceding paragraphs one through seven.

16. Based upon the preceding allegations, Respondent violated Section 458.331(1)(n), now Section 458.331(1)(m), Chapter 86-245 Laws of Florida, Florida Statutes, by failing to keep written medical records justifying the treatment of a patient.

COUNT SIX

17. On or about December 18, 1985, Respondent performed a physical examination on patient F.S.

18. During this physical examination, Respondent fondled the patient's breasts in a sexual manner.

19. Based on the foregoing allegations Respondent violated Section 458.331(1)(x), Florida Statutes, by violating Section 458.329 by being guilty of sexual misconduct in the practice of medicine.

WHEREFORE, the Petitioner respectfully requests the Board of Medicine enter an Order imposing one or more of the following penalties: revocation or suspension of the Respondent's license, restriction of the Respondent's practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, and/or any other relief that the Board deems appropriate.

SIGNED this 19 day of May, 1987.

Van B. Poole
Van B. Poole
Secretary *[Signature]*

COUNSEL FOR DEPARTMENT:

Julie Gallagher
Senior Attorney
Department of Professional
Regulation
130 North Monroe St.
Tallahassee, Fl. 32399-0750
(904) 488-0062

JG/tet
5/12/87

FILED
Department of Professional Regulation
AGENCY CLERK
CLERK *[Signature]*
DATE 5-20-87

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL
REGULATION,

Petitioner,

DOAH CASE NOS. 86-1040
86-3492

vs.

BHARMINDER SINGH BEDI, M.D.

Respondent.

STIPULATION

The Petitioner, Department of Professional Regulation, and the Respondent, Bharminder Singh Bedi, M.D., hereby stipulate to the following:

STIPULATED FACTS

1. At all times relevant hereto, Respondent was a licensed medical doctor in the State of Florida having been issued license number ME 0027258.
2. On March 12, 1986, Petitioner filed a six count Administrative Complaint against the Respondent. On May 20, 1987, Respondent filed a second six count Administrative Complaint against the Petitioner. Both Administrative Complaints charged the Respondent with violations of Chapter 458, Florida Statutes. Respondent was properly served with both Administrative Complaints and a true and correct copy of the Administrative Complaints is attached hereto and incorporated by reference as Exhibit A.
3. Respondent neither admits or denies the allegations of fact contained in the Administrative Complaint and, in order to avoid further disciplinary action, enters into this stipulation.

STIPULATED CONCLUSIONS OF LAW

1. Respondent, in his capacity as a licensed medical doctor, admits that, in such capacity, he is subject to the provisions of Chapter 458 and 459, Florida Statutes, and the jurisdiction of the Department and the

Board.

STIPULATED DISPOSITION

1. Respondent shall not violate the provisions of Chapter 455, 458, or 893, Florida Statutes, or the rules promulgated thereunder.

2. Respondent agrees to accept a reprimand from the Board of Medicine.

3. Respondent's license to practice medicine shall be placed on probation for two years. During the period of probation, Respondent shall do the following:

(a) Undergo psychiatric or psychological evaluation and treatment by a practitioner, who shall be approved by the Board when it considers this stipulation. If the practitioner determines therapy is not required, he or she shall report that fact to the Board in writing and Respondent shall be relieved of the obligation to undergo therapy.

If the practitioner determines therapy is required, Respondent shall undergo the treatment as directed. The practitioner shall submit monthly reports to the Board that detail Respondent's progress in therapy. Respondent expressly waives confidentiality of this evaluation and treatment records and authorizes the Board approved practitioner to submit monthly reports to the Board as required herein. Respondent shall provide this waiver and authorization to the practitioner in writing, when this stipulation becomes effective. Respondent understands that such reports will be a matter of public record.

(b) Satisfactorily complete 30 hours of category I continuing education. These continuing education credits shall be in addition to any other credits Respondent is required by law to complete.

(c) Submit quarterly reports to the Board that include at a minimum, Respondent's practice address(es); a description of Respondent's practice; a statement that details Respondent's compliance with the terms of this stipulation and subsequent Final Order; evidence of

any continuing education courses finished during the period covered by the report; and a statement regarding the Respondent's progress in therapy, if he is undergoing such therapy.

4. Respondent shall have a female employee in the examination or treatment room whenever he physically examines or treats a female patient. Additionally, if a private conference is held with a female patient, the Respondent shall leave the door ajar.

5. Respondent shall dismiss with prejudice the Division of Administrative Hearings case numbers 86-4780P and 4781P, Bharinder S. Sedi, M.D. v. Department of Professional Regulation, which are his actions for attorney's fees. Respondent shall dismiss these cases, with prejudice, immediately following the Board's acceptance or approval of this stipulation.

6. Respondent agrees to abide by all terms and conditions of this stipulation. It is expressly understood that a violation of the terms of this stipulation shall be considered a violation of Chapter 488, Florida Statutes, for which disciplinary action may be initiated.

7. Respondent shall appear before the Board when it considers this stipulation and shall, under oath, answer questions posed by Board members, counsel for the Board, or counsel for the Petitioner.

8. It is expressly understood that this stipulation is subject to approval of the Board and the Department and has no force and effect until an Order adopting the stipulation is entered by the Board.

9. This stipulation is executed by the Respondent for the purpose of avoiding further administrative action with respect to this cause. In this regard, Respondent authorizes the Board to review and examine all investigative file materials and all pre-trial discovery materials that relate to this case prior to, or in

conjunction with, consideration of this stipulation. In the event the Board rejects this stipulation and a proceeding pursuant to Section 120.57, Florida Statutes, is held that results in a finding that Respondent is guilty of the alleged charges, Respondent hereby waives any defense to entry of a Final Order by the Board based upon the Board's consideration of the stipulation.

10. Respondent and the Department understand that this stipulation, and the subsequent Final Order that incorporates same, does not preclude additional proceedings by the Board or the Department against the Respondent for acts or omissions not set forth in the Administrative Complaints filed in this cause. The parties agree, however, that this stipulation and subsequent Final Order to preclude additional proceedings by the Board or the Department against the Respondent for acts or omissions with respect to the two patients named in the Administrative Complaints up until the date of the last appointment or other treatment or examination.

11. Upon the Board's adoption of this stipulation, Respondent expressly waives all further procedural steps and expressly waives all rights to seek judicial review of, or to otherwise challenge or contest the validity of the stipulation and the Final Order of the Board that incorporates the stipulation.

12. If the stipulation is rejected by the Board, the parties agree that neither party shall use any statements contained in this stipulation against the other party in any subsequent proceeding.

SIGNED this 12th day of May, 1988.

Harinder Singh Bedi
HARINDER SINGH BEDI, M.D.

SWORN AND SUBSCRIBED to
before me this 10 day
of Aug 1958

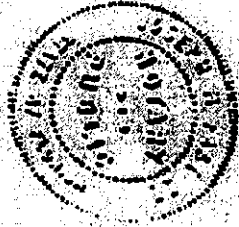
Notary Public in and for
the State of New York

[Handwritten Signature]
Notary Public

APPROVED this 12 day of

[Handwritten Signature]
1958

[Handwritten Signature]
Notary Public



BEFORE THE BOARD OF MEDICINE

DEPARTMENT OF PROFESSIONAL
REGULATION,

Petitioner,

vs.

BHARMINDER SINGH BEDI, M.D.,

Respondent.

FILED
Department of Professional Regulation
AGENCY CLERK

CLERK Melinda H. Jones

DATE 6/21/88

DPR CASE NOS. 0058036, 0068376
LICENSE NO. ME 0027258

FINAL ORDER

THIS MATTER came before the Board of Medicine (Board) pursuant to Section 120.57(3), Florida Statutes, on June 4, 1988, in Tallahassee, Florida, for consideration of a Stipulation (attached hereto as Exhibit A) entered into between the parties in the above-styled case. Upon consideration of the Stipulation, the documents submitted in support thereof, the arguments of the parties, and being otherwise advised in the premises, the Board rejected the Stipulation proposed and offered an amendment at the hearing, which amendment was accepted without objection by the parties.

IT IS HEREBY ORDERED AND ADJUDGED that the Stipulation as submitted be and is hereby approved and adopted in toto and incorporated by reference herein with the following additional term and condition:

In the event Respondent leaves the State of Florida for a period of thirty days or more, or otherwise does not engage in the practice of medicine in Florida, Respondent's probation shall be tolled and shall

remain in a tolled status until Respondent returns to active practice in the State of Florida at which time the probationary status shall resume. Respondent must keep current residence and business addresses on file with the Board. Respondent shall notify the Board within ten days of any changes of said addresses.

Accordingly, the parties shall adhere to and abide by the terms and conditions of the Stipulation as amended.

This Order takes effect upon filing with the Clerk of the Department of Professional Regulation.

DONE AND ORDERED this 15 day of June, 1988.

BOARD OF MEDICINE



MARGARET C. S. SKINNER, M.D.

VICE CHAIRMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by certified mail to Bharminder Singh Bedi, M.D., 5121 Ehrlich Road, Suite 111B-Tampa, Florida 33624 and William Hahn and Joseph M. Fari, Attorneys at Law, Post Office Box 2378, Tampa, Florida 33601 and by interoffice delivery to Julie Gallagher, Attorney at Law, Department of Professional Regulation, 130 North Monroe Street, Tallahassee, Florida 32399-0750, at or before 5:00 P.M., this 21 day of June, 1988.

