

BEFORE THE ALABAMA STATE BOARD OF MEDICAL EXAMINERS

ALABAMA STATE BOARD OF )  
MEDICAL EXAMINERS, )  
 )  
Complainant, )  
 )  
v. )  
 )  
OLUSEUN OFUJE AJAYI, M.D., )  
 )  
Respondent. )

CASE NO.: 2024-10

**ORDER TO SHOW CAUSE**

This Order to Show Cause is directed to OLUSEUN OFUJE AJAYI, M.D. (“Respondent”) pursuant to the authority set forth in Ala. Code § 34-24-70(c)(3) and Ala. Admin. Code r. 540-X-3-.19. A hearing will be conducted at **11:00 a.m. on Thursday, August 15, 2024**, at the office of the Alabama State Board of Medical Examiners (“the Board”), located at 848 Washington Avenue, Montgomery, Alabama. Respondent is ORDERED AND DIRECTED to appear before the Board at the time and place stated above and to show cause, if there be any, as to why his application for a Certificate of Qualification (“COQ”) to practice medicine or osteopathy in Alabama should not be denied. As grounds for denial, the Board states as follows:

**JURISDICTION**

1. On October 18, 2023, Respondent, a physician practicing in Georgia, submitted to the Board an application for a COQ. The Board has jurisdiction of this matter pursuant to Ala. Code § 34-24-70 and Ala. Admin. Code r. 540-X-3-.19.

**FACTS**

**Education and Training**

2. Respondent attended medical school at The Medical College of Wisconsin from

approximately August 13, 2012 through May 18, 2016, and graduated from the program as required by Ala. Admin. Code r. 540-x-3-.02.

3. Respondent participated in a post-graduate program in psychiatry at Morehouse School of Medicine from approximately July 1, 2016 through June 30, 2020, and completed the program as required by Ala. Admin. Code r. 540-x-3-.03.

4. On or about April 2, 2017, Respondent achieved a passing score on the United States Medical Licensing Examination (“USMLE”) as required by Ala. Admin. Code r. 540-x-3-.04.

5. On or about September 14, 2020, Respondent was certified by the American Board of Psychiatry and Neurology.

6. Upon information and belief, Respondent is licensed to practice medicine in Georgia, California and New York, and currently practices in Atlanta, Georgia at Connected Minds, LLC, a virtual mental health practice which he started on or about June 1, 2020.

#### **Application for COQ**

7. On October 18, 2023, Respondent submitted to the Board an application for a COQ.

8. Respondent states in the application that his work at Connected Minds, LLC is 95% administrative work and 5% active clinical practice.

9. Question 1 of the application queries whether the applicant has “ever been arrested for, cited for, charged with, or convicted of any crime, offense, or violation of any law, felony, or misdemeanor, including, but not limited to, offenses related to the practice of medicine or state or federal controlled substances laws?” Respondent checked “no.”

10. However, Respondent was arrested on April 24, 2011 and charged with criminal trespassing and disorderly conduct. He was also arrested on March 10, 2014 for disorderly conduct.

11. Respondent also checked “no” to questions 16 and 18 on the application. Question 16 states “[w]ere limitations or special requirements imposed on you because of questions of academic, clinical, or disciplinary problems, or any other reason during your medical education or postgraduate training, such as repeating a class or classes or taking time off from school to study for an examination?” Question 18 of the application queries “[h]ave you ever been disciplined for unprofessional conduct/behavior reasons by a medical school or postgraduate program?”

12. Respondent indicated on the application that he was placed on a remediation plan in the second year of his residency, directed at improving his clinical skills in the ER setting. However, this was not a full disclosure, as the Board’s investigation revealed that, in addition to the remediation plan, Respondent was placed on academic probation at the Medical College of Wisconsin on June 6, 2013, due to a pattern of academic difficulty. He remained on academic probation until his graduation on May 18, 2016.

13. The Board’s investigation further revealed that Morehouse School of Medicine imposed special requirements on Respondent and disciplined him during his residency. On the Post Graduate Education Certificate, Dr. Deirdre Evans-Cosby, the Director of the Residency Program at Morehouse School of Medicine, checked “yes” in response to the following three questions: (1) “Does this individual’s official record reflect that he/she was ever placed on academic or disciplinary probation?; (2) Does this individual’s record reflect that he/she was ever disciplined for unprofessional conduct/behavioral reasons?; and (3) Does this individual’s official record reflect that he/she was ever notified in writing that there were any limitations or special requirements imposed on him/her because of questions of academic or clinical incompetence, disciplinary problems, or any other reason?”

14. The Board’s investigation revealed that the Clinical Competency Committee at



Morehouse met with Respondent on October 21, 2016 due to concerns with his interpersonal and communication skills and professionalism. These concerns arose after negative interactions with his attending physician in the emergency department, an evaluation from his internal medicine preceptor, and his response to feedback on his duty hour logging violation. The committee memorialized its concerns in a memorandum dated November 15, 2016.

15. On February 1, 2017, Dr. Evans-Cosby emailed Respondent regarding his failure to log any duty hours for six days. She notes that this was his second violation, the first occurring on September 14, 2016.

16. On June 28, 2017, Respondent received an official letter of deficiency and remediation from Dr. Evans-Cosby and the Clinical Competency Committee due to his continued failure to maintain the required daily logging of hours, insufficient patient logs, failure to show for morning reports at the VA when on call, and leaving the hospital at the end of call shifts without signing out with his senior/supervising resident. He was required to complete a remediation plan.

17. On July 26, 2017, the letter of deficiency and remediation was revised to reflect changes based on subsequent discussions with Respondent as well as the residency administration to include concerns with his interpersonal and communication skills while interacting with others. The changes extended the remediation plan to October 4, 2017.

18. On April 27, 2018, Respondent was placed on a three-month probation effective May 2, 2018 following inappropriate communication and interaction with a patient at the Atlanta VA, which resulted in a patient safety concern. Respondent was required to prepare a written remediation plan addressing his deficiencies and meet with Dr. Evans-Cosby every two weeks to review his progress. Respondent satisfied the conditions of his probation and was promoted to a PGY-3 resident effective August 3, 2018.

19. As stated above, Respondent opened Connected Minds, LLC, a virtual mental health practice in Atlanta, Georgia, in or about June 2020. Respondent indicated that this is his sole practice and that his work at Connected Minds, LLC consists of 95% administrative work and 5% active clinical practice. His low percentage of work in active clinical practice may render him unable to practice medicine with reasonable skill and safety due to a lack of clinical competency.

#### **NOTICE OF GROUNDS FOR DENIAL**

20. The Board has reviewed Respondent's application for a COQ and the corroborating materials and concluded that Respondent's application for a COQ may be denied pursuant to the factors enumerated in Ala. Code § 34-24-70(c) and Ala. Admin. Code r. 540-X-3-.19 on the following grounds:

#### **COUNT ONE – SUBMISSION OF FALSE, MISLEADING OR UNTRUTHFUL INFORMATION IN CONNECTION WITH AN APPLICATION FOR A COQ**

21. On or about October 18, 2023, OLUSEUN OFUJE AJAYI, M.D. submitted or caused to be submitted an application for a COQ which contains false, misleading, or untruthful information, in violation of Ala. Admin. Code r. 540-X-3-.19(3) and (5), and Ala. Code § 34-24-70(c)(3).

#### **COUNT TWO – CLINICAL INCOMPETENCE**

22. Beginning in or about June 1, 2022, and continuing through the present date, OLUSEUN OFUJE AJAYI, M.D., has failed to maintain sufficient active clinical practice such that he is presently unable to practice medicine with reasonable skill and safety due to a lack of clinical competency, in violation of Ala. Code § 34-24-360(20)a., Ala. Admin. Code r. 540-X-23-.03, and Ala. Code § 34-24-70(c)(5).

### **COUNT THREE – UNPROFESSIONAL CONDUCT**

23. On or about October 18, 2023, OLUSEUN OFUJE AJAYI, M.D. engaged in unprofessional conduct when he submitted or caused to be submitted an application for a COQ which contains false, misleading, or untruthful information, in violation of Ala. Code § 34-24-360(2) and Ala. Code § 34-24-70(c)(5).

### **NOTICE OF REQUESTED ACTION**

24. WHEREFORE, the foregoing premises considered, the Board seeks to DENY Respondent's application for a COQ pursuant to Ala. Code § 34-24-70(c)(3) and (5) and Ala. Admin. Code r. 540-X-3-.19(3) and (5), and/or take any other action that the Board deems appropriate based upon the evidence presented.

### **NOTICE OF PROCEDURAL RIGHTS AND APPOINTMENT OF HEARING OFFICER**

25. The Board has set a hearing on this matter and orders and directs Respondent to appear and show cause, if there be any, as to why the Board should not deny his application for a COQ. Respondent shall have the burden of establishing to the reasonable satisfaction of the Board that they are entitled to the specific relief requested. Respondent is entitled to be present at the hearing, to call witnesses and present evidence in his behalf, to examine documents offered into evidence by the Board, and to examine any witnesses called by the Board. Respondent is entitled to be represented by counsel at his own expense.

26. The hearing shall be considered a contested case under the Alabama Administrative Procedures Act, and the hearing shall be conducted in accordance with Ala. Code § 41-22-1, *et. seq.* and Chapter 6 of the Rules and Regulations of the Board contained in Chapter 540 of the Alabama Administrative Code.

27. The Honorable William R. Gordon is hereby appointed as Hearing Officer.



28. The Board is presently continuing the investigation of Respondent and said investigation may result in additional charges being prepared and filed as an amendment to this Order.

29. Respondent shall file an answer with the Board no later than **20 days** after service of this Order to Show Cause, as set out in Ala. Admin. Code r. 540-X-6-.04(2).

This Order to Show Cause is entered by direction of the Alabama State Board of Medical Examiners on this the 11th day of April, 2024.



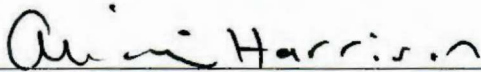
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ALABAMA STATE BOARD OF MEDICAL EXAMINERS



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