## BEFORE THE MEDICAL LICENSING BOARD OF INDIANA CAUSE NUMBER: 202405-MED-0017

IN THE MATTER OF THE LICENSE OF: )	FILED
ASAD ISMAIL )	JUNE 07 2024
) LICENSE NO : 01050254A	Indiana Professional Licensing Agency

## JOINT MOTION TO CONTINUE JUNE 27, 2024, HEARING AND SCHEDULE SETTLEMENT CONFERENCE

Respondent, Asad Ismail, M.D., ("Dr. Ismail"), by counsel, and the State of Indiana ("Petitioner"), by counsel, hereby jointly move for a continuance of the hearing currently scheduled for June 27, 2024, at 8:30 a.m., to schedule a Settlement Conference in lieu of the Final Hearing, and in support hereof state:

- 1. An Administrative Complaint was filed on May 2, 2024, against Dr. Ismail's Medical License No. 01050254A.
- 2. On May 9, 2024, the Medical Licensing Board of Indiana entered a Hearing Notice and case management order governing these proceedings. The case management order requires any Motion to Continue the June 27, 2024, Hearing be filed by June 7, 2024. This Joint Motion is made within the timeframe outlined in the case management order.
- 3. Counsel for the State of Indiana and counsel for Respondent, Dr. Ismail, have conferred and believe it is in the best interests of judicial economy and expediency that a Settlement Conference be held in lieu of the Final Hearing based on the parties' discussions.
- 4. The parties reasonably believe that a Settlement Conference in lieu of a Final Hearing on June 27, 2024, may assist in resolving the pending Administrative Complaint and result in a settlement.

5. No prior continuance has been requested, and it is believed that a continuance of

the Final Hearing presently set for June 27, 2024, would not result in any unjust or undue delay,

and may precipitate resolution of the issues raised without the need for a full hearing.

6. This request is made for good cause in the interests of judicial economy and not for

the purposes of delay.

WHERERFORE, Petitioner, by counsel, and Respondent, by counsel, request that the

Board vacate the hearing currently scheduled for June 27, 2024, at 8:30 a.m., and to schedule a

Settlement Conference on the date of the scheduled Final Hearing, and for all other just and proper

relief.

Respectfully submitted,

SCHULTZ & POGUE, LLP

/s/ Peter H. Pogue

Peter H. Pogue, #14631-49

Attorneys for Asad Ismail, M.D.

OFFICE OF THE INDIANA ATTORNEY GENERAL

/s/ Ryan P. Eldridge

Ryan P. Eldridge, #34578-49

Deputy Attorney General

## **CERTIFICATE OF SERVICE**

Service of the foregoing was made via electronic mail on this 7<sup>th</sup> day of June, 2024,

## addressed to:

Indiana Professional Licensing Agency Medical Licensing Board of Indiana 402 W. Washington Street, Rm. W072 Indianapolis, IN 46204

E-mail: clerk@pla.in.gov

Ryan P. Eldridge Deputy Attorney General Office of the Indiana Attorney General 302 W. Washington Street – 5<sup>th</sup> Floor Indianapolis, IN 46204

E-mail: ryan.eldridge@atg.in.gov

/s/ Peter H. Pogue

SCHULTZ & POGUE, LLP 520 Indiana Avenue Indianapolis, Indiana 46202 Phone: (317)262-1000

Fax: (317)262-9000