

IN THE MATTER OF
THE LICENSE OF
SHREENATH VASANT DOCTOR, M.D.

BEFORE THE
TEXAS MEDICAL BOARD

MEDIATED AGREED ORDER

On the 18 day of August, 2023, came on to be heard before the Texas Medical Board (the Board), duly in session, the matter of the license of Shreenath Vasant Doctor, M.D. (Respondent).

On August 9, 2021, Respondent appeared by videoconference with counsel, Marc Calvert, at an Informal Show Compliance Proceeding and Settlement Conference in response to a letter of invitation from the staff of the Board. The Board's representatives were Robert Gracia, a member of the Board and Ivan Rovner, M.D., a member of a District Review Committee (Panel). Maureen Iruke represented Board Staff and prepared this Agreed Order.

A formal complaint was subsequently filed at the State Office of Administrative Hearings (SOAH), Docket No. 503-22-09537.DO. Prior to the matter going to hearing, it was referred for mediation. On June 21, 2023, a mediation was held and presided over by Judge Holly Vandrovec. Ivan Rovner, M.D., a member of the Board's DRC Committee, represented the Board at the mediation. Respondent was represented by counsel Darrin Dest. Nadia Burns represented Board Staff and prepared this Mediated Agreed Order.

BOARD CHARGES

Respondent committed unprofessional conduct regarding one minor patient. Specifically, Respondent failed to release medical records to the patient's parent as well as to a subsequent medical provider. Respondent also inappropriately communicated with the patient's parents.

BOARD HISTORY

Respondent has previously been the subject of disciplinary action by the Board.

On March 5, 2021, the Board entered into a Remedial Plan with Respondent requiring that he pass the Jurisprudence Examination; complete 16 hours of continuing medical education, divided as follows: eight hours in the topic of boundaries and patient communication, four hours in medical record keeping; and four hours in risk management; and pay an administrative fee of \$500 per year. The Board found that Respondent did not properly perform a physical exam before prescribing medications, failed to provide detail regarding differential diagnoses of the patient and engaged in unprofessional and inappropriate conduct when interacting with the patient and his family.

Upon the recommendation of the Board's representatives and with the consent of Respondent, the Board makes the following Findings and Conclusions of Law and enters this Agreed Order.

FINDINGS

The Board finds the following:

1. General Findings:
 - a. Respondent received all notice required by law. All jurisdictional requirements have been satisfied. Respondent waives any defect in notice and any further right to notice or hearing under the Medical Practice Act, Title 3, Subtitle B, Texas Occupations Code (the Act) or the Rules of the Board.
 - b. Respondent currently holds Texas Medical License No. J4088. Respondent was originally issued this license to practice medicine in Texas on November 20, 1993. Respondent is not licensed to practice in any other state.
 - c. Respondent is primarily engaged in the practice of Neuro-Psychiatry and Clinical Pharmacology. Respondent is not board certified.
2. Specific Panel Findings:
 - a. Respondent failed to provide medical records upon the request of a subsequent provider regarding one minor patient, as well as upon request of the minor patient's parents.
 - b. Respondent failed to maintain appropriate boundaries in his communications with the patient's parents when he misinterpreted the parents' joint custody agreement

and appeared to take sides during the course of the parents' underlying custody dispute.

3. Mitigating Factors:

In determining the appropriate sanctions in this matter, the Panel considered the following, as mitigating:

- a. that Respondent has cooperated in the investigation of the allegations related to this Agreed Order;
- b. Respondent has recently completed CME in boundaries and patient communication and has changed the manner in which he communicates with patients and their families to minimize the chance of miscommunication or misunderstanding;
- c. Respondent has exercised greater caution when dealing with patients who are the subject of contentious custody proceedings and will consult legal counsel when faced with issues of competing parental rights; and
- d. Respondent neither admits nor denies the specific panel findings given above.

To avoid further investigation, hearings, and the expense and inconvenience of litigation, Respondent agrees to the entry of this Agreed Order and to comply with its terms and conditions.

CONCLUSIONS OF LAW

Based on the above Findings, the Board concludes that:

1. The Board has jurisdiction over the subject matter and Respondent pursuant to the Act.
2. Section 159.006(a), (d) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's failure to release medical records pursuant to a written release within 15 business days following receipt of request.
3. Section 164.051(a)(1) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's commission of an act prohibited under §164.052.
4. Section 164.051(a)(3) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's violation of a Board rule, specifically 165.2(a) and(b)

failure to release medical records pursuant to a written release within 15 business days following receipt of request.

5. Section 164.052(a)(5) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's unprofessional or dishonorable conduct that is likely to deceive or defraud the public, as provided by Section 164.053.

6. Section 164.001 of the Act authorizes the Board to impose a range of disciplinary actions against a person for violation of the Act or a Board rule.

7. Section 164.002(a) of the Act authorizes the Board to resolve and make a disposition of this matter through an Agreed Order.

ORDER

Based on the above Findings and Conclusions of Law, the Board ORDERS that Respondent shall be subject to the following terms and conditions:

1. Within 60 days from the date of the entry of this Order, Respondent shall enroll in the professional boundaries course offered by University of California San Diego Physician Assessment and Clinical Education (PACE) program or an equivalent course approved in advance by the Executive Director or a designee. Within one year from the date of the entry of this Order, Respondent shall successfully complete the PACE professional boundaries course. To obtain approval for a course other than PACE course, Respondent shall submit in writing to the Compliance Division of the Board information on the course that includes description of the course content, faculty, course location, and dates of instruction. Respondent shall submit documentation of attendance and successful completion of this requirement to the Compliance Division of the Board on or before the expiration of the time limit set forth for completion of the course.

2. Within one year from the date of the entry of this Order, Respondent shall enroll in and successfully complete at least four (4) hours of continuing medical education (CME) approved for Category I credits by the American Medical Association or the American Osteopathic Association, in the topic of patient-physician communications; approved in writing in advance by the Executive Director or a designee. To obtain approval for the course, Respondent shall submit in writing to the Compliance Division of the Board information on the course, to include at least a description of the course content and faculty, as well as the course location and dates of instruction. Respondent shall submit documentation of attendance and successful completion of this

requirement to the Compliance Division of the Board on or before the expiration of the time limit set forth for completion of the course. The CME requirements set forth in this paragraph shall be in addition to all other CME required for licensure maintenance.

3. At all times while Respondent is under the terms of this Order, Respondent shall give a copy of this Order to all hospitals, nursing homes, treatment facilities, and other health care entities in Texas where Respondent has privileges, has pending an application for privileges, applies for privileges, or otherwise practices. Within 30 days of being first contacted by the Compliance Division of the Board following entry of this Order, Respondent shall provide to the Compliance Division of the Board documentation, including proof of delivery, that the Order was delivered to all such facilities.

4. Respondent shall comply with all the provisions of the Act and other statutes regulating the Respondent's practice.

5. Respondent shall fully cooperate with the Board and the Board staff, including Board attorneys, investigators, compliance officers, consultants, and other employees or agents of the Board in any way involved in investigation, review, or monitoring associated with Respondent's compliance with this Order. Failure to fully cooperate shall constitute a violation of this order and a basis for disciplinary action against Respondent pursuant to the Act.

6. Pursuant to Board Rule 189.15, the time period of this Order shall be extended for any period of time that: (a) Respondent subsequently practices exclusively outside the State of Texas; (b) this Order is stayed or enjoined by Court Order; or (c) for any period of time longer than 60 consecutive days that Respondent does not actively practice medicine and such cessation in practice is NOT due to a suspension of Respondent's license. Respondent shall immediately notify the Board in writing in the event that Respondent leaves Texas to practice elsewhere or ceases active practice for more than 60 consecutive days. Upon Respondent's return to active practice or return to Texas, Respondent shall notify the Board in writing. Upon return to Texas or active practice, Respondent shall be required to comply with the terms of this Order for the period of time remaining on the Order. Respondent shall pay all fees for reinstatement or renewal of a license covering the period of extension or tolling. Tolling shall be in accordance with Board Rule 189.15

7. Respondent shall inform the Board in writing of any change of Respondent's practice or mailing address within 10 days of the address change. This information shall be

submitted to the Registrations Department and the Compliance Department of the Board. Failure to provide such information in a timely manner shall constitute a basis for disciplinary action by the Board against Respondent pursuant to the Act. Respondent agrees that 10 days' notice of a Probationer Show Compliance Proceeding to address any allegation of non-compliance with this Agreed Order is adequate and reasonable notice prior to the initiation of formal disciplinary action. Respondent agrees that any proceeding related to this Order may be held in person, by teleconference, or by videoconference at the discretion of the Board.

8. Any violation of the terms, conditions, or requirements of this Order by Respondent shall constitute unprofessional conduct likely to deceive or defraud the public, or to injure the public, and shall constitute a basis for disciplinary action by the Board against Respondent pursuant to the Act.

9. Respondent shall be permitted to supervise and delegate prescriptive authority to physician assistants and advanced practice nurses and to supervise surgical assistants.

10. This Order shall automatically terminate upon Respondent's submission of sufficient evidence to the Compliance Division of the Board that Respondent successfully completed the requirements ordered in Ordering Paragraph Nos. 1, 2, and 3.

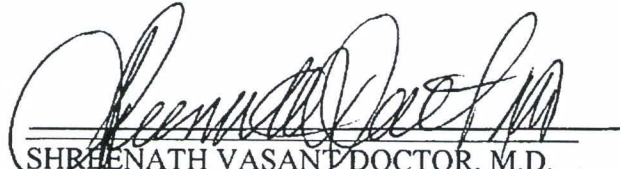
RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.

THIS ORDER IS A PUBLIC RECORD.

(SIGNATURE PAGES FOLLOW)

I, SHREENATH VASANT DOCTOR, M.D., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THIS AGREED ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

DATED: June 28 2023.


SHREENATH VASANT DOCTOR, M.D.
Respondent

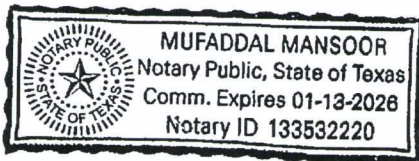
STATE OF TEXAS _____ §
COUNTY OF HARRIS §

SWORN TO AND ACKNOWLEDGED BEFORE ME, the undersigned Notary Public, on this 28 day of June, 2023.




Signature of Notary Public

(Notary Seal)



SIGNED AND ENTERED by the presiding officer of the Texas Medical Board on this 18
day of August, 2023.



Sherif Z. Zaafran, M.D., President
Texas Medical Board