

BEFORE THE COLORADO MEDICAL BOARD  
STATE OF COLORADO  
CASE NOS. 2015-4537-B; 2015-4674-B; 2015-5000-B; 2016-165-B; 2016-4960-B  
and 2016-5306-B

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**ORDER OF SUSPENSION PURSUANT TO SECTION 24-4-104(4), C.R.S.**

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IN THE MATTER OF THE LICENSE TO PRACTICE AS A PHYSICIAN IN THE  
STATE OF COLORADO OF KHAJA N. CHISTY, M.D., LICENSE NO. DR-51265,

Respondent.

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TO: KHAJA N. CHISTY, M.D.  
1700 W. 100<sup>th</sup> Ave., Suite 101  
Thornton, CO 80260

Inquiry Panel B (“Panel”) of the Colorado Medical Board (the “Colorado Board”), having reviewed this matter during its meeting of the Panel on November 18, 2016, hereby finds as follows:

1. Respondent was licensed to practice medicine in the state of Colorado on May 16, 2012, and was issued license number DR-51265, which Respondent has held continuously since that date.

2. On October 20, 2016, the Panel reviewed materials from case numbers 2015-4537-B; 2015-4674-B; 2015-5000-B and 2016-165-B and found that based upon the information reviewed, the Panel had reasonable grounds to believe that Respondent deliberately and willfully violated the Medical Practice Act and/or that the public health, safety, or welfare imperatively requires emergency action. The Panel reviewed information that Respondent was out of the country and physically absent from his office for extended periods of time during the period of October 2, 2015 and January 12, 2016. The Panel reviewed additional information that Respondent left post-dated, pre-signed prescriptions for certain patients and that Respondent may have left pre-signed blank prescriptions with his office staff to provide to other patients during his absence from the office. The Panel reviewed information that hundreds of prescriptions for controlled substances were filled by Respondent’s patients while Respondent was out of the country. The Panel reviewed information that patients with whom Respondent did meet with via telehealth technologies did not know in advance that they would be seen via telehealth technologies, and were not given the opportunity to consent to such treatment method. The Panel also reviewed information that certain patients attempted to contact Respondent’s office for treatment without success while Respondent was out of the

office for an extended period of time. The Panel expressed concerns regarding Respondent's conduct identified above, as well as regarding Respondent's failure to ensure continuity of care for his psychiatric patients while he was away from his office for extended periods of time. The Panel was also concerned that Respondent's medical records for patient encounters either did not document certain patient encounters, or did not document that the encounter occurred via telehealth technologies.

3. On October 21, 2016, the Panel issued its Notice of Right to Request Pre-Suspension Hearing, authorizing Respondent to appear for a pre-suspension hearing on November 18, 2016. Respondent did not appear for a hearing.

4. On November 18, 2016, the Panel reviewed materials relating to case numbers 2015-4537-B; 2015-4674-B; 2015-5000-B; 2016-165-B; 2016-4960-B and 2016-5306-B, and found that based upon the information reviewed, the Panel had reasonable grounds to believe that the public health, safety, or welfare imperatively requires emergency action and/or that Respondent was guilty of a deliberate and willful violation of the Medical Practice Act. In addition to the concerns that the Panel had identified at its prior meeting, the Panel also found that:

- a. During his lengthy absence from the office, Respondent failed to adequately monitor patients who were prescribed certain controlled substances;
- b. Respondent failed to appropriately transfer or terminate certain patients who were otherwise unable to obtain care from Respondent's office while he was out of the country; and
- c. Respondent prescribed inappropriate combinations of benzodiazepines, stimulants and Suboxone to certain patients.

5. Based upon paragraphs 1-4, the Panel has objective and reasonable grounds to believe and finds that Respondent deliberately and willfully violated the Medical Practice Act and/or that the public health, safety, or welfare imperatively requires emergency action.

6. The Panel incorporates paragraphs 1 through 5 in its findings for this Order of Suspension from the practice of medicine.

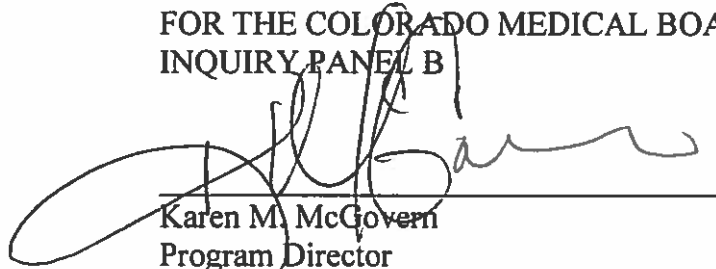
7. The Panel is therefore authorized by Section 24-4-104(4), C.R.S. to suspend Respondent's license to practice medicine in this state pending proceedings for suspension or revocation.

WHEREFORE, it is ordered that:

1. Respondent's license to practice medicine in this state is hereby suspended, effective at 5:00 p.m., Friday, November 18, 2016.
2. The suspension shall remain in effect until resolution of this matter.

ENTERED this 18th day of November, 2016.

FOR THE COLORADO MEDICAL BOARD  
INQUIRY PANEL B

A handwritten signature in black ink, appearing to read 'Karen M. McGovern', is written over a horizontal line. The signature is fluid and cursive.

Karen M. McGovern  
Program Director  
Colorado Medical Board  
1560 Broadway, Suite 1300  
Denver, Colorado 80202

*Delegated by Panel B to sign on its behalf*