

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF REGULATORY SERVICES

In re: Ahmed Naimetulla-Syed, M.D.

Petition No. 971029-001-217

CONSENT ORDER

WHEREAS, Ahmed Naimetulla Syed, M.D., of Newtown, Connecticut (hereinafter "respondent") has been issued license number 023478 to practice medicine and surgery by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 370 of the General Statutes of Connecticut, as amended, and,

WHEREAS, respondent admits that:

1. He prescribed medications, including controlled substances, for a patient using the name of a different person.
2. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-13c(4).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest this matter and agrees that for purposes of this or any future proceedings before the Connecticut Medical Examining Board (hereinafter "the Board"), this Consent Order shall have the same effect as if proven and ordered after a full hearing held pursuant to §§19a-14 and 20-13c of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §§19a-14, 19a-17 and 20-13c of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives his right to a hearing on the merits of this matter.
2. Respondent shall ~~pay a civil penalty of two thousand dollars (\$2,000.00) by certified or cashier's check payable to "Treasurer, State of Connecticut."~~ The check shall reference the Petition Number on the face of the check, and shall be payable at the time respondent submits the executed Consent Order to the Department.
3. Respondent's license number 023478 shall be suspended for a period of two years with said suspension immediately stayed.
4. Concurrently, respondent's license shall be placed on probation for a period of two years under the following terms and conditions.
 - a. At such time as respondent's control substance registrations II and III are reinstated, respondent shall obtain, at his own expense, the services of a physician, licensed and practicing in the State of Connecticut and pre-approved by the Department (hereinafter "supervisor"), to conduct monthly random reviews of twenty-five percent (25%) or forty (40) of respondent's patient records, whichever is the larger number. In the event respondent has forty (40) or fewer patients, then the supervisor shall review all of respondent's patient records. As part of such review, the supervisor shall review and compare respondent's patient records, office dispensing records, controlled substance log, and controlled substance purchase and receipt records to ensure that controlled substances have been appropriately ordered and maintained. The supervisor may monitor respondent's practice by any other reasonable means that he or she deems appropriate, and respondent shall fully cooperate with the supervisor in such additional monitoring.

- (1) Respondent's supervisor shall meet with him not less than once every month after such time as respondent's controlled substance registration licenses is reinstated by Drug Control and/or the DEA.
 - (2) The supervisor ~~shall have~~ the right to monitor respondent's practice by ~~any other~~ reasonable means that he or she deems appropriate. Respondent shall fully cooperate with the supervisor in providing such monitoring.
 - (3) Respondent shall be responsible for providing written supervisor reports directly to the Department within two weeks of each monthly review. Such supervisor's reports shall include: documentation of dates and duration of meetings with respondent; the number and a general description of the patient records and patient medication orders and prescriptions reviewed; a statement regarding respondent's controlled substance purchasing, prescribing and dispensing practices; additional monitoring techniques utilized; and, statement that respondent is practicing with reasonable skill and safety.
 - (4) Respondent further agrees that if the probationary period has already terminated or less than one (1) year of probation remains at the time respondent obtains such registrations, the probationary period shall be extended or reinstated to ensure that the one (1) period of monitoring is completed.
- b. During this period of monitoring respondent shall:
- (1) Maintain a log of all controlled substances dispensed to patients as well as all prescriptions for controlled substances, both written and authorized by phone.
 - (2) Maintain copies of all orders placed to wholesalers for controlled substances, as well as records of receipts.

- c. Within the first six (6) months of the probationary period, respondent shall attend and successfully complete a course in ethics and pharmacology, pre-approved by the Department. Within twenty (20) days of the completion of such course(s), respondent shall provide the Department with proof, to the Department's satisfaction, of the successful completion of such course(s).
 - d. During the period of probation, respondent shall report to the Department any arrest under the provisions of Connecticut General Statutes section 14-227a. Such report shall occur within fifteen (15) days of such event.
5. All correspondence and reports are to be addressed to:
- Bonnie Pinkerton, Nurse Consultant
Department of Public Health
Division of Health Systems Regulation
410 Capitol Avenue, MS #12HSR
P.O. Box 340308
Hartford, CT 06134-0308
6. All reports required by the terms of this Consent Order shall be due on the tenth business day of each month.
 7. Respondent shall comply with all state and federal statutes and regulations applicable to his licensure.
 8. Respondent shall pay all costs necessary to comply with this Consent Order.
 9. Any alleged violation of any provision of this Consent Order may result in the following procedures at the discretion of the Department:
 - a. The Department shall notify respondent in writing by first-class mail that the term(s) of this Consent Order have been violated, provided that no prior written consent for deviation from said term(s) has been granted.

- b. Said notification shall include the acts or omission(s) that violate the term(s) of this Consent Order.
 - c. Respondent shall be allowed fifteen (15) days from the date of the mailing of ~~notification~~ notification required in paragraph 9a above to demonstrate to the satisfaction of the Department that he has complied with the terms of this Consent Order or, in the alternative, that he has cured the violation in question.
 - d. If respondent does not demonstrate compliance or cure the violation by the limited fifteen (15) day date certain contained in the notification of violation to the satisfaction of the Department, he shall be entitled to a hearing before the Board which shall make a final determination of the disciplinary action to be taken.
 - e. Evidence presented to the Board by either the Department or respondent in any such hearing shall be limited to the alleged violation(s) of the term(s) of this Consent Order.
10. In the event respondent violates any term of this Consent Order, respondent agrees immediately to refrain from practicing as a physician, upon request by the Department, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation. In any such summary action, respondent stipulates that his failure to cooperate with the Department's investigation shall constitute an admission that his conduct constitutes a clear and immediate danger as required pursuant to the General Statutes of Connecticut, sections 4-182(c) and 19a-17(c).

11. In the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of his license before the Board.
12. Legal notice ~~shall be sufficient~~ if sent to respondent's last known address ~~of record~~ reported to the Licensure and Registration Section of the Division of Health Systems Regulation of the Department.
13. This Consent Order is effective on the first day of the month immediately following the date this Consent Order is accepted and ordered by the Board.
14. Respondent understands this Consent Order may be considered as a public document and evidence of the above admitted violations in any proceeding before the Board in which his compliance with this Consent Order or with §20-13c of the General Statutes of Connecticut, as amended, is at issue.
15. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department from taking action at a later time. The Department shall not be required to grant future extensions of time or grace periods.
16. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that he may have under the laws of the State of Connecticut or of the United States.
17. This Consent Order is a revocable offer of settlement that may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.

18. Respondent permits a representative of the Legal Office of the Bureau of Regulatory Services to present this Consent Order and the factual basis for this Consent Order to the Board. Respondent understands that the Board has complete and final discretion as to whether this executed Consent Order is approved or accepted.

19. Respondent understands and agrees that he is responsible for satisfying all of the terms of this Consent Order during vacations and other periods in which he is away from his residence.

20. Respondent has the right to consult with an attorney prior to signing this document.

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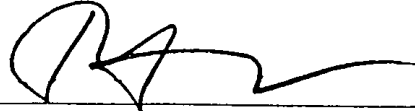
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I, Ahmed Naimetulla Syed, M.D., have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Ahmed Naimetulla Syed, M.D.
Ahmed Naimetulla Syed, M.D.

Subscribed and sworn to before me this 30th day of June 1998.



~~Notary Public or person authorized~~ Ron Murphy
~~by law to administer an oath or affirmation~~
Commissioner of Superior Court

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 7th day of July 1998, it is hereby accepted.

Cynthia Denne
Cynthia Denne, Director
Division of Health Systems Regulation

The above Consent Order having been presented to the duly appointed agent of the Connecticut Medical Examining Board on the 21st day of July 1998, it is hereby ordered and accepted.

Richard J. [Signature]
Connecticut Medical Examining Board
Chairman



STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

August 1, 2000

Ahmed Naimetulla Syed, MD
P.O. Box 3579
Newtown, Connecticut 06470

Re: Consent Order
Petition No. 971029-001-217
License No. 023478
DOB: [REDACTED]

Dear Dr. Syed:

Please accept this letter as notice that you have satisfied the terms of your license probation, effective 8/1/2000.

Notice will be sent to the Department's Licensure and Registration section to remove all restrictions from your license related to the above-referenced Consent Order.

Thank you for your cooperation during this process.

Very truly yours,

Bonnie Pinkerton, RNC
Division of Health Systems Regulation

cc: D. Tomassone



Phone: (860) 509-7400
Telephone Device for the Deaf (860) 509-7191
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P.O. Box 340308 Hartford, CT 06134
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