

DEC 05 2017

COMMONWEALTH OF KENTUCKY  
BOARD OF MEDICAL LICENSURE  
CASE NO. 1AO(D)-91

K.B.M.L.

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF KENTUCKY HELD BY SURESH B. KODALI, M.D., LICENSE NO. 24553, 14819 LANDMARK DRIVE, LOUISVILLE, KENTUCKY 40245

**INTERIM AGREED ORDER (DIVERSION)**

Come now the Kentucky Board of Medical Licensure ("the Board"), acting by and through its Inquiry Panel B, and Suresh B. Kodali, M.D. ("the licensee") and, based upon their mutual desire to fully ensure patient safety during the time necessary for the Panel to fully evaluate and determine the appropriate action on a pending grievance against the licensee, hereby ENTER INTO the following **INTERIM AGREED ORDER**:

1. The license to practice medicine in the Commonwealth of Kentucky held by Suresh B. Kodali, M.D., SHALL BE SUBJECT TO THE following terms and conditions of this Interim Agreed Order, for an indefinite period of time, which shall commence immediately upon the filing of this Interim Agreed Order and shall continue until further Order of the Panel:
  - a. Within twenty (20) days of the filing of this Agreed Order, the licensee shall contact Vanderbilt Medical Center ("Vanderbilt"), 1601 23<sup>rd</sup> Avenue South, Nashville, Tennessee 37212, Tel. (615) 322-4567, Fax (615) 322-7526, to schedule an assessment through the *Vanderbilt Comprehensive Assessment Program for Professionals*, at the earliest dates available to both Vanderbilt and the licensee.
    - i. Both parties may provide relevant information to Vanderbilt for consideration as part of the assessment. In order to permit the Board to provide such relevant information, the licensee shall immediately notify the Board's Legal Department of the assessment dates once the assessment is scheduled;
    - ii. The licensee shall travel to Vanderbilt and participate in and complete the assessment as scheduled and as directed by Vanderbilt, at the licensee's expense;

- iii. Both parties will be provided a copy of any and all assessment reports for their review. To that end, the licensee shall complete any necessary waiver/release necessary to ensure that the Board may receive a copy of any and all assessment reports for review. However, Vanderbilt will issue any and all assessment reports in accordance with its internal policies; and
    - iv. If Vanderbilt recommends any further evaluation or corrective or therapeutic action, the licensee shall take all necessary steps to comply with those recommendations, at the licensee's expense, so that any reports related to the completion of those recommendations may be presented to the Panel for review;
  - b. The licensee SHALL NOT violate any provision of KRS 311.595 and/or 311.597
2. Following review of the licensee's compliance with all above requirements and the assessment report, the Panel shall have the following options:
  1. Close this investigation without any further action;
  2. Ask the licensee to agree to an amendment of this Interim Agreed Order, to include additional or different conditions determined by the Panel to be appropriate;
  3. Issue a Complaint against the licensee's Kentucky license pursuant to KRS 311.591 and, if appropriate, issue an Emergency Order pursuant to KRS 311.592; and/or
  4. Issue a subsequent Order, pursuant to KRS 311.591(7)(b), in which the Panel finds a violation of KRS 311.595(9), as illustrated by KRS 311.597(4), based upon the initial investigation, but does not impose discipline because the Panel does not believe discipline to be necessary under the circumstances.
3. If there is information satisfactory to the Panel or its Chair that the licensee has failed to comply with any condition of this Interim Agreed Order, or has failed to comply with a requirement of this Interim Agreed Order within the time specified for such completion, the Panel or its Chair may immediately terminate this

Interim Agreed Order and issue a Complaint and, if appropriate, an Emergency Order;

4. If the parties must proceed to an evidentiary hearing on this matter at some time in the future, and the VCAP Assessor(s) are unavailable as a witness(es) in the interim, the parties agree that the VCAP assessment report and any underlying VCAP reports may be admitted into evidence, may be fully considered and may constitute the basis for a finding(s) without the live testimony of the assessor(s). The licensee expressly waives any hearsay objection that may be raised by him or by the Hearing Officer at a future hearing under the provisions of KRS 13B.090(1), as an express consideration to the Board for entering into this Interim Agreed Order.
5. The parties agree that this Interim Agreed Order does not constitute final action on this matter. Accordingly, it shall not be reported to the National Practitioner's Data Bank.
6. The licensee understands and agrees that any violation of the terms and conditions of this Interim Agreed Order may result in disciplinary action against his Kentucky medical license, including revocation, pursuant to KRS 311.595(13).

SO AGREED on this 5<sup>th</sup> day of December, 2017.

FOR THE LICENSEE:

  
SURESH B. KODALI, M.D.

  
C. MIKE MOULTON  
COUNSEL FOR DR. KODALI

FOR THE BOARD:

*Randel Gibson DO*

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RANDEL C. GIBSON, D.O.  
CHAIR, INQUIRY PANEL B

*Sara Farmer*

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