



COMMONWEALTH of VIRGINIA

Robert A. Nebiker
Director

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February 8, 2006

Saifullah K. Niazi, M.D.
Commonwealth Physicians, Inc.
4906 Cutshaw Avenue, #105
P. O. Box 6479
Richmond, Virginia 23230

SERVICE BY HAND
&
FIRST CLASS MAIL

RE: License No.: 0101-024968

Dear Dr. Niazi:

I enclose a certified copy of the Virginia Board of Medicine's Order of Summary Suspension entered February 8, 2006, affecting your license to practice medicine in the Commonwealth of Virginia. Effective immediately, it shall be unlawful for you to treat patients, prescribe medications, or otherwise practice medicine, or hold yourself out as a licensed physician in the Commonwealth of Virginia.

Further, in accordance with Sections 54.1-105, 54.1-110, 54.1-2408.1, 54.1-2920, 2.2-4020 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code"), you are hereby given notice that the Virginia Board of Medicine ("Board") will convene a formal administrative hearing to receive and act upon evidence that you may have violated certain laws governing the practice of medicine and surgery in Virginia, as set forth in the attached Statement of Particulars.

The formal administrative hearing will be held in accordance with the provisions of Sections 54.1-2400(11) and 2.2-4024F of the Code, before a panel of the Board, with a member of the Board presiding. You have been scheduled to appear before the Board on **Friday, March 24, 2006, at 9:00 a.m., in the offices of the Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.** A map is enclosed for your convenience. Please register with the receptionist on the 5th floor, who will direct you to the exact location of the hearing.

You have the following rights, among others: to be accompanied by and represented by counsel, to submit oral and documentary evidence and rebuttal proofs, to conduct such cross-examination as may elicit a full and fair disclosure of the facts, and to have the proceedings completed and a decision made with dispatch. Should you wish to subpoena witnesses, requests for subpoenas must be made, in writing, in accordance with the enclosed Instructions for Requesting Subpoenas.

Please carefully read the following paragraphs, which contain date-sensitive and important information regarding this proceeding.

COMMONWEALTH'S EVIDENCE

You have the right to the information that will be used by the Board in reaching a decision regarding this matter; therefore, I enclose the Commonwealth's evidence. Please note that these documents have been hand delivered to you with the Order of Summary Suspension. A copy of these documents has been provided to your counsel, Christopher Malone, Esquire. If you have any questions or objections regarding the content of this package, you must contact Senior Assistant Attorney General Frank W. Pedrotty at (804) 786-7249. Should you wish to file any objections to the Commonwealth's evidence, you must file your objections in writing, addressed to me at the Board office, no later than **February 23, 2006**. If you have not filed any objections by February 23, 2006, the exhibits will be distributed to the Board members for their review prior to your hearing, and will be considered by the Board as evidence when it deliberates upon your case. If you do file objections, the Commonwealth has until **February 28, 2006**, to file a response to the objections, in writing and addressed to me at the Board office. The chairperson of the proceeding will rule on the motion.

RESPONDENT'S EVIDENCE

Should you wish for the Board to consider additional information relative to this proceeding, you must submit fifteen (15) copies of any such documents to Reneé S. Dixon, Discipline Case Manager, Virginia Board of Medicine, 6603 West Broad Street, 5th Floor, Richmond, Virginia 23230, by **March 2, 2006**. You may not submit your documents by facsimile or e-mail. The Commonwealth must file any objections to your submissions in writing, addressed to me at the Board office, no later than **March 6, 2006**. If no objections have been received by **March 6, 2006**, the evidence will be distributed to the Board members for their review, and will be considered by the Board as evidence when it deliberates upon your case. If the Commonwealth raises objections, you have until **March 8, 2006**, to file your response to the objections, in writing and addressed to me at the Board office. The chairperson of the proceeding will rule on the motion.

OTHER PRE-HEARING MOTIONS

If you or Assistant Attorney General Frank W. Pedrotty wish to make any pre-hearing motions regarding matters other than the exhibits, including offers of settlement, each of you

