



COMMONWEALTH of VIRGINIA

Sandra Whitley Ryals
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Richmond, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

July 6, 2009

Zaigham Hussain Ansari, M.D.
1017 Long Beeches Ave.
Chesapeake, Virginia 23320

CERTIFIED MAIL

7160 3901 9845 3426 6716

RE: License No.: 0101-231153

Dear Dr. Ansari:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on **Thursday, August 13, 2009, at 11:15 a.m., at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Henrico, Virginia.** The conference will be conducted pursuant to Sections 54.1-2400(10), 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code").

A Special Conference Committee ("Committee") will inquire into allegations that you may have violated certain laws and regulations governing the practice of medicine in Virginia. Specifically, you may have violated Sections 54.1-2915.A(3), (12), (13), (16), (18) and (19) of the Code, and 18 VAC 85-20-100.A(1) of the Board of Medicine General Regulations, in that, on or about October 6, 2008, in the course of a cardiac examination, you touched Patient A in a manner she deemed sexually lewd and offensive and in a manner which could be reasonably interpreted as intended for your own sexual arousal or gratification.

Please see Attachment I for the name of the patient referenced above.

After consideration of all information, the Committee may:

1. Exonerate you;
2. Place you on probation with such terms it deems appropriate;
3. Reprimand you;
4. Modify a previous Board Order; and
5. Impose a monetary penalty pursuant to Section 54.1-2401 of the Code.

Further, the Committee may refer this matter for a formal administrative proceeding when it has failed to dispose of a case by consent pursuant to Section 2.2-4019 of the Code.

You have the right to information that will be relied upon by the Committee in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the Committee for its consideration when discussing the allegations with you and when deliberating upon your case. These documents are enclosed only with the original notice sent by certified mail, and must be claimed at the post office. These materials have been provided this date to your counsel, John Franklin, III, Esquire.

To facilitate this proceeding, you must submit eight (8) copies of any documents you wish for the Committee to consider to Reneé S. Dixon, Discipline Case Manager, Virginia Board of Medicine, 9960 Mayland Drive, Suite 300, Richmond, Virginia, 23233, by **July 22, 2009**. Your documents may not be submitted by facsimile or e-mail. Should you or Adjudication Specialist Virginia Scher wish to submit any documents for the Committee's consideration after **July 22, 2009**, such documents shall be considered only upon a ruling by the Chair of the Committee that good cause has been shown for late submission.

Absent good cause to support a request for a continuance, the informal conference will be held on August 13, 2009. A request to continue this proceeding must state **in detail** the reason for the request and must establish good cause. Such request must be made, in writing, to me at the address listed on this letter and must be received by **July 20, 2009**. Only one such motion will be considered. Absent exigent circumstances, such as personal or family illness, a request for a continuance after **July 20, 2009**, will not be considered.

Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of medicine and other healing arts in Virginia cited in this notice can be found on the Internet at <http://leg1.state.va.us>. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

In its deliberations, the Committee may utilize the Sanction Reference Points System, as contained in the Sanction Reference Manual. The manual, which is a guidance document of the Board, may be accessed at <http://www.dhp.virginia.gov/medicine>. You may request a paper copy from the Board office by calling (804) 367-4513.

Please advise the Board, in writing, of your intention to be present. Should you fail to appear at the informal conference, the Board may proceed to a formal administrative hearing in order to impose sanctions.


Notice of Informal Conference - Zaigham Hussain Ansari, M.D.

July 6, 2009

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If you have any questions regarding this notice, please contact Virginia Scher, Adjudication Specialist, at (804) 367-4669.

Sincerely,


for William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

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Vas/Ansari67NIC.DOC

Enclosures:

Attachment I
Informal Conference Package
Map

cc: Jane E. Piness, M.D., President, Virginia Board of Medicine
Sandra Whitley Ryals, Director, Department of Health Professions
Reneé S. Dixon, Discipline Case Manager, Board of Medicine
Virginia Scher, Adjudication Specialist, APD
Lorraine McGehee, Deputy Director, APD
John Franklin, III, Esquire [w/enclosures]
J. W. Turner, Senior Investigator [122567]

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: ZAIGHAM HUSSAIN ANSARI, M.D.
License No.: 0101-231153

ORDER

In accordance with Sections 54.1-2400(10), 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code"), an informal conference was held with Zaigham Hussain Ansari, M.D., on August 13, 2009, in Richmond, Virginia. Members of the Virginia Board of Medicine ("Board") serving on the Special Conference Committee ("Committee") were: Valerie Lowe Hoffman, D.C., Chairman; Sandra Anderson Bell, M.D.; and Stephen E. Heretick, J.D. Dr. Ansari appeared personally and was represented by legal counsel, John Franklin, III, Esquire. Virginia Scher, Adjudication Specialist, was present as a representative for the Administrative Proceedings Division of the Department of Health Professions.

The purpose of the informal conference was to inquire into allegations that Dr. Ansari may have violated certain laws and regulations governing the practice of medicine in the Commonwealth of Virginia, as set forth in a Notice of Informal Conference dated July 6, 2009.

FINDINGS OF FACT

Now, having properly considered the evidence and statements presented, the Committee makes the following Findings of Fact:

1. Zaigham Hussain Ansari, M.D., was issued license number 0101-231153 by the Board to practice medicine and surgery in the Commonwealth of Virginia on April 30, 2001. Said license is currently active and will expire on August 31, 2010, unless renewed or otherwise acted upon.

2. Dr. Ansari acknowledged to the Committee that Patient A's reported experience during an October 6, 2008 visit differed significantly from his recollection of their interaction.

3. Dr. Ansari described to the Committee his version of the October 6, 2008 interaction with Patient A, his clinical concerns, and the examination performed. Dr. Ansari indicated that Patient A reported palpitations and chest pain which led him to be concerned about her cardiac status. Dr. Ansari emphasized to the Committee that he advised the patient he wanted to perform a cardiac examination and that he obtained her consent to do so. Dr. Ansari stated he was oblivious to any unease or objection to the examination by Patient A before, during, or immediately after the examination.

4. Dr. Ansari indicated to the Committee that boundary issues were not emphasized in his training programs.

5. Dr. Ansari indicated to the Committee that he has always used his discretion to determine, on a case-by-case basis, whether he needed to utilize a chaperone. Dr. Ansari stated that no chaperone was present during the cardiac examination of Patient A.

6. Dr. Ansari indicated to the Committee that he performs approximately five physical examinations on patients each month, usually in the context of treatment with central nervous stimulants.

7. Dr. Ansari did not fully document Patient A's mental status examination or cardiac examination for the October 6, 2008 visit.

CONCLUSIONS OF LAW

The Committee defers Conclusions of Law in this matter.

ORDER

WHEREFORE, based on the above Findings of Fact it is hereby ORDERED that this matter be, and hereby is, CONTINUED on the following terms and conditions:

1. Within six (6) months of entry of this Order, Dr. Ansari shall submit a certificate or other evidence satisfactory to the Board that he has successfully completed ten (10) hours of Board-approved Continuing Medical Education (CME) in the subject of professional boundaries. Said CME shall be completed through face-to-face, interactive sessions (i.e., no home study, journal or Internet courses). Any CME hours obtained in compliance with this term shall not be used toward compliance with the Board's continuing education requirements for license renewal.

2. Upon receipt of verification of compliance with Term #1 of this Order, the Committee authorizes the Executive Director of the Board to close this matter with no further action.

Dr. Ansari shall maintain a course of conduct in his practice of medicine commensurate with the requirements of Title 54.1, Chapter 29 of the Code and all laws of the Commonwealth.

Violation of this Order may constitute grounds for suspension or revocation of Dr. Ansari license. In the event that Dr. Ansari violates this Order, an administrative proceeding may be convened to determine whether such action is warranted.

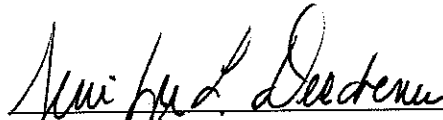
Pursuant to Sections 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Section 54.1-2400(10) of the Code, Dr. Ansari may, not later than 5:00 p.m., on September 17, 2009, notify William L. Harp, M.D., Executive Director, Board of Medicine, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233, in writing that he desires a formal

administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

Therefore, this Order shall become final on September 17, 2009, unless a request for a formal administrative hearing is received as described above.

FOR THE BOARD



for

William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

ENTERED: 8/14/2009



COMMONWEALTH of VIRGINIA

Sandra Whitley Ryals
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

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December 1, 2009

Zaigham H. Ansari, M.D.
1017 Long Beeches Ave.
Chesapeake, Virginia 23320

CERTIFIED MAIL

7160 3901 9845 3430 4401

RE: License No.: 0101-231153

Dear Dr. Ansari:

The Virginia Board of Medicine ("Board") has received verification of your compliance with Term #1 of the Board's Order entered August 14, 2009.

Therefore, pursuant to the authority granted by Term #2, I have determined that this matter should be CLOSED effective this date. The record of the Board currently reflects that you have a full and unrestricted license in the Commonwealth of Virginia.

Pursuant to §54.1-2400.2 (F) of the *Code of Virginia*, a signed copy of this letter shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

The Board wishes you well in your future endeavors.

Sincerely,

A handwritten signature in black ink that reads "William L. Harp, M.D." with a stylized flourish at the end.

William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

cc: Renée S. Dixon, Discipline Case Manager [122567]
Jennie Wood, Administrative Assistant
Susan Brooks, Office Manager, APD