

**LOUISIANA STATE BOARD OF MEDICAL EXAMINERS**

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**IN THE MATTER OF:**

**MAHMOUD RASHIDI NAIMABADI, M.D.**  
*(Certificate No. MD.14562R)*  
*Respondent*

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**No. 20-I-788**

**CONSENT ORDER**

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The above-entitled matter was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following the receipt of apparently reliable information that Mahmoud Rashidi Naimabadi, M.D. ("Dr. Naimabadi"), a physician who at all times pertinent has been licensed and engaged in the practice of medicine in multiple states, including Louisiana, had action taken on his license to practice medicine in the State of California.<sup>1</sup> The California Board placed Dr. Naimabadi's license to practice in that state on probation for five (5) years, among other things, on findings that Dr. Naimabadi fell below the standard of care on two surgical cases.

Predicated upon the foregoing information, the Investigating Officer assigned by the Board with respect to this matter determined reasonable cause existed such that a formal Administrative Complaint could be filed against Dr. Naimabadi, charging him with violations of the Louisiana Medical Practice Act, La. Rev. Stat. §37:1285 (A) (29)<sup>2</sup>.

As evidenced by his subscription to this Order, Dr. Naimabadi acknowledges the substantial accuracy of the forgoing information and that such acknowledgment and the reported information would provide the Investigating Officer ("I/O") assigned to this matter by the Board with probable cause to pursue administrative proceedings against him for violation of the Louisiana Medical Practice Act, La. Rev. Stat. §37:1285 (A)(29), and further, that proof of such information upon administrative evidentiary hearing could establish grounds under the Act for the suspension, revocation, or imposition of such other terms, conditions, or restrictions on his license to practice medicine in the state of Louisiana as the Board may determine appropriate.

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<sup>1</sup> Decision, *In the Matter of the Accusation Against Mahmoud Rashidi Naimabadi*, Case No. 800-2017-03696, Med. Bd of Cal, Dept. of Consumer Affairs (September 3, 2020)

<sup>2</sup> The Board may take action against the license of a physician as a result of La. Rev. Stat. §37:1285A: (29) The refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice medicine in that state or the revocation, suspension, or other restriction imposed on a license, permit, or certificate issued by such licensing authority which prevents or restricts practice in that state, or the surrender of a license, permit, or certificate issued by another state when criminal or administrative charges are pending or threatened against the holder of such license, permit, or certificate;...

Recognizing his right to written notification of any charges that may be asserted against him as a result of this investigation, as well as the right to administrative adjudication of such charges, at which time he would be entitled to be represented by legal counsel, to call witnesses and to present evidence in defense or in mitigation of the charges made and to a decision thereon by the Board based upon written findings of fact and conclusions of law, pursuant to La. Rev. Stat. §§49:951 et seq. Dr. Naimabadi, nonetheless, hereby waives his rights to notice, formal adjudication and written decision and, pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Furthermore, Dr. Naimabadi acknowledges that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 et seq., or to which he otherwise may be afforded by any law to contest his agreement to or the force and effect of the Board's investigation or this document in any court or other forum. By his subscription hereto, Dr. Naimabadi also hereby authorizes the I/O to present this Consent Order to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation and he waives any objection to such disclosures under La. Rev. Stat. §49:960. Dr. Naimabadi expressly acknowledges that the disclosure of such information to the Board by the I/O shall be without prejudice to the I/O's authority to proceed with the filing and adjudication of any administrative charges that may subsequently be filed in this matter against him, or to the Board's capacity to adjudicate such complaint should the Board decline to approve this Consent Order.

Based upon the information provided, the Board has concluded that the public interest would be properly protected and served by allowing Dr. Naimabadi to maintain his license. In consideration of this finding, accordingly, and on the recommendation of the Investigating Officer, the Board has concluded that its responsibility to insure the health, safety and welfare of the citizens of this state, pursuant to La. Rev. Stat. §37:1261, will be effectively served by entry of this Order set forth hereinafter by consent. Accordingly, in consideration of the forgoing and pursuant to the authority vested in the Board by La. Rev. Stat. §49:955(D);

**IT IS ORDERED** that the license of Mahmoud Rashidi Naimabadi, M.D. to engage in the practice of medicine in the State of Louisiana, as evidenced by Certificate No. MD.14562R, be and the same is hereby placed **ON PROBATION** for five (5) years, provided, however, that such licensure and Dr. Naimabadi's continuing exercise of rights and privileges thereunder, shall be conditioned upon his acceptance of and strict compliance with the following terms, conditions and restrictions:

**(1) Compliance with California Order.** Dr. Naimabadi shall strictly comply with all terms, conditions and restrictions placed on his license by the California Board.

**(2) Continuing Medical Education.** Dr. Naimabadi shall obtain not less than forty (40) credit hours per year for the five (5) years of his probationary period through attendance at and participation in continuing medical education ("CME") programs accredited by the American College of Physicians, the American Medical Association, or such other national accrediting association or organization as the Board may approve in writing. On or before each anniversary date of the effective date of this Consent Order, Dr. Naimabadi shall cause to be submitted to

the Board written certification of the CME programs and credits completed by him during the preceding twelve (12) months.

**(3) Course on Proper Medical Record Keeping.** Within six (6) months of the effective date of this Consent Order, Dr. Naimabadi shall attend and successfully complete a course (or courses) on medical record keeping. The course shall be approved in advance by the Board. On or before the expiration of six (6) months from the effective date of this Consent Order Dr. Naimabadi shall cause to be submitted to the Board written certification of satisfaction of the requirements of this provision.

**(4) Clinical Competence Assessment Program.** Within 60 calendar days of the effective date of this Order, Dr. Naimabadi shall enroll in a clinical competence assessment program approved in advance by the Board or its designee. Dr. Naimabadi shall successfully complete the program not later than six months after his initial enrollment unless the Board or its designee agrees in writing to an extension of that time. The program shall consist of a comprehensive assessment of Dr. Naimabadi's physical and mental health and the six general domains of clinical competence as defined by the Accreditation Council on Graduate Medical Education and American Board of Medical Specialties pertaining to Dr. Naimabadi's current or intended area of practice.

**(5) Monitoring Physicians; Reports.** Dr. Naimabadi's practice shall be monitored by one or more physicians pre-approved in writing by the Board, who shall monitor his practice to determine whether he is practicing consistently within generally accepted standards. Dr. Naimabadi shall authorize and cause such physician, not less frequently than quarterly during his first year of probation and semiannually thereafter, to submit to the Board written reports of his or her determination concerning Dr. Naimabadi's professional and medical performance as derived from such monitoring.

**(6) Notification of Order.** Dr. Naimabadi shall provide a complete copy of this Order to each hospital, clinic, facility or other employer or prospective employer at which or for whom he provides services as a physician in this state.

**(7) Supervision of Mid-level Providers Prohibited.** During the probationary period, Dr. Naimabadi shall not serve as a supervising physician or enter into any collaborative practice agreements with any Physician Assistant or Nurse Practitioner.

**(8) Cooperation with the Board's Probation and Compliance Officer.** Dr. Naimabadi shall immediately notify the Board's Probation and Compliance Officer of any change in his current home, professional addresses and telephone numbers and other requested contact information, and he shall direct all matters required pursuant to this Order to the attention of the Probation and Compliance

Officer, with whom he shall cooperate on all matters and inquiries pertaining to his compliance with the terms, conditions and restrictions of this Order.

**(9) Probation Monitoring Fee.** For each year of the probationary period, Dr. Naimabadi shall pay the Board a probation monitoring fee of Three Hundred (\$300.00) Dollars. Payment of the initial fee shall be due not later than sixty (60) days from the effective date of this Order. All subsequent payments shall be due on or before the anniversary date of the initial fee payment.

**(10) Effect of Violation/Sanction.** By his subscription hereto, Dr. Naimabadi acknowledges that his receipt of written notification that the Board has received reliable information which indicates his failure to comply with the requirements set forth by this Order in any respect shall, without the need for formal hearing or for providing him with any right to which he may otherwise be entitled pursuant to the Louisiana Administrative Procedure Act, La.-Rev. Stat. §§ 49:951 et seq. or which otherwise may be afforded to him by law, constitute his irrevocable consent to the immediate suspension of his license to practice medicine in this state pending a hearing before the Board and the conclusion of the administrative proceedings by issuance of a final decision following administrative adjudication of such charges.

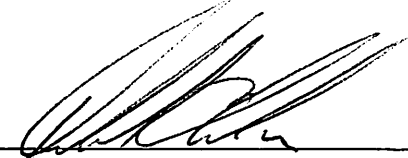
**(11) Certification of Compliance with Probationary Terms/Personal Appearance.** At least sixty (60) days prior to the conclusion of the probationary period imposed herein, Dr. Naimabadi shall provide the Board with an affidavit certifying that he has complied with each of the terms of probation imposed by this Order and she shall contact the Board and arrange for a personal appearance before the Board or its designee at its meeting preceding the expiration of her probationary period. The probationary period and all of its terms and conditions shall be, and shall be deemed to be, extended and continued in full force and effect pending Dr. Naimabadi's compliance with the requirements of this provision.

**IT IS FURTHER ORDERED** that any violation or failure of strict compliance with this Order by Dr. Naimabadi shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such other action against Dr. Naimabadi's license to practice medicine in the state of Louisiana as the Board may deem appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:1285(A).

**IT IS FURTHER ORDERED** that this Order shall be, and shall be deemed to be, a public record.

Signed at New Orleans, Louisiana, and effective on this 14<sup>th</sup> day of December, 2020.

**LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS**

By:   
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Roderick V. Clark, M.D.  
*President*

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*Acknowledgement and Consent on  
the Following Page*

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STATE OF NH  
PARISH/COUNTY OF Millsboro

**ACKNOWLEDGMENT  
AND CONSENT**

I, MAHMOUD RASHIDI NAIMABADI, M.D., hereby acknowledge that I have had the opportunity to seek the advice and guidance of legal counsel with respect to this Consent Order and that all of its terms and conditions have been fully explained to me and/or that I fully understand them. I further acknowledge that I approve, accept and consent to entry of the above and foregoing Order without duress and of my own free will and accord, this 24 day of Nov, 2020.

MAHMOUD RASHIDI NAIMABADI, M.D.

WITNESSES:

[Signature]  
Signature

Zeena Bartolome  
Printed Name

614 Nashua St.  
Address

Milford, NH 03055  
City/State/Zip Code

[Signature]  
Signature

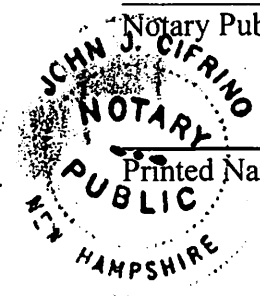
Eric Thome  
Printed Name

614 Nashua St  
Address

Milford, NH 03055  
City/State/Zip Code

Sworn to and subscribed before me this 24 day of Nov, 2020 in the presence of the two stated witnesses.

Notary Public (Signature and Seal)



John J Cifrino, Notary Public  
My Commission Expires  
July 19, 2022

Printed Name/Notary or Bar Number