

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**  
**IN THE MATTER OF THE PHYSICIAN'S LICENSE**  
**OF**  
**RAJESH SUBRAMANYA, M.D.**  
**DETERMINATION AND ORDER**

**THIS MATTER** came on regularly for hearing on June 3, 2020, before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25 of the Mississippi Code of 1972, Annotated. The Board initiated these proceedings on the 27<sup>th</sup> day of February, 2020 by issuance of a Summons and Affidavit against Rajesh Subramanya, M.D. (hereinafter "Licensee"), setting forth two (2) counts of violations of the Mississippi Medical Practice Act, specifically Count I being Miss. Code Ann. Section 73-25-29(6), and Count II being Miss. Code Ann. Sections 73-25-29(8)(d) and 73-25-83(a), all based upon Licensee pleading guilty to violating 18 U.S.C. §1113(a)(5) *Assault within maritime and territorial jurisdiction- Simple Assault*.

Licensee appeared by counsel, Honorable Douglas G. Mercier. Complaint Counsel for the Board was Honorable Stan. T. Ingram. Sitting as legal advisor to the Board was Honorable Ken Walley, Special Assistant Attorney General. Board members present for the proceedings were Jeanne Ann Rea, M.D., President, David W. McClendon, M.D., Michelle Y. Owens, M.D., Charles D. Miles, M.D., Ken Lippincott, M.D., Kirk L. Kinard, D.O., Daniel Edney, M.D., and Thomas Joiner, M.D., H. Allen Gersh, M.D., was present via videoconference. Consumer members present were Wesley Breland, Maj. General (Ret.) Erik Hearon and Koomarie "Shoba" Gaymes.

Having conducted a hearing in this matter, and based upon the exhibits, testimony and the evidence presented, the Board renders the following Findings of Fact, Conclusions of Law, and Order based upon clear and convincing evidence.

### **FINDINGS OF FACT**

1. That due and legal notice of the hearing of this Board for the purpose of considering disciplinary action has been given in the matter, time and form as required by law and the Rules and Regulations of this Board; and that the Board has full and complete jurisdiction to hear the Summons and Affidavit as filed herein.
2. Licensee is a physician licensed to practice medicine in the State of Mississippi, currently holding License No. 26046. Said license is current until June 30, 2020.
3. That Licensee admitted to FBI agents that on a September 29, 2019 during a flight from New York to Memphis, Licensee groped a female passenger's breast without her consent.
4. That on December 12, 2019, Licensee entered a plea of guilty to 18 U.S.C. §113(a)(5) *Assault within maritime and territorial jurisdiction- Simple Assault*.

Based on the Findings of Fact noted above, Licensee is guilty of Counts I and II of the aforementioned Summons and Affidavit. Specifically, by virtue of Licensee entering into the aforementioned Plea Agreement with the United States, Licensee pleaded guilty to a misdemeanor involving moral turpitude, a certified copy of the conviction order or judgment rendered by the trial court being prima facie evidence thereof, and, by extension, the actions of Licensee which prompted his guilty plea constitute

unprofessional conduct as defined in Mississippi statute, all in violation of Miss. Code Ann. §§ 73-25-29-(8)(d) and 73-25-83(a).

**ORDER**

**IT IS THEREFORE ORDERED** that based upon the Findings of Fact and Conclusions of Law enumerated above, Licensee's certificate to practice medicine in Mississippi is hereby suspended for a period of not less than one (1) year.

**IT IS FURTHER ORDERED** that Licensee shall have the right but not the obligation to petition the Board for reinstatement of his medical license after expiration of one (1) year. Prior to any reinstatement consideration by the Board, Licensee shall (1) submit proof of successful completion of Board-approved continuing medical education in the area of professional boundaries; (2) submit proof of successful completion of Board-approved continuing medical education in the area of medical ethics; and (3) undergo a Comprehensive Psychosexual Evaluation and determination of fitness for duty at a facility approved in advance by the Board. Before reinstatement, Licensee must appear before the Board in person to present his petition for reinstatement and demonstrate compliance with the Board's Order. Any consideration of license reinstatement shall be at the complete discretion of the Board.

**IT IS FURTHER ORDERED** that Licensee shall reimburse the Board for all costs incurred in relation to this matter pursuant to Miss. Code Ann. Section 73-25-30. Licensee shall be advised of the total assessment by separate notification and shall tender to the Board a certified check or money order on or before forty (40) days from the date the assessment is mailed to Licensee via U.S. mail at the address shown on file at the Board.

**IT IS FURTHER ORDERED** that pursuant to Miss. Code Ann. Section 73-25-27, a copy of this Determination and Order shall be sent by registered mail or personally served upon Licensee or his counsel.

**SO ORDERED**, this the 3<sup>rd</sup> day of June, 2020.

**MISSISSIPPI STATE BOARD OF  
MEDICAL LICENSURE**

BY:

  
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JEANNE ANN REA, M.D., PRESIDENT