
**BEFORE THE MISSISSIPPI STATE
BOARD OF MEDICAL LICENSURE**

IN THE MATTER OF:

BHAVIK PATEL, D.O.

ORDER

THIS MATTER came on regularly for hearing on May 19, 2022, before the Mississippi State Board of Medical Licensure (hereinafter “Board”), pursuant to Title 73, Chapter 25 of Mississippi Code (1972) Annotated. Bhavik Patel D.O. (“Licensee”) is seeking licensure pursuant to Miss. Code Ann. Section 73-25-29, following the denial of application for Mississippi permanent medical licensure.

Licensee was present and represented by Honorable Penny Lawson. Complaint Counsel for the Board was Honorable Paul Barnes. Also present was complaint Co-Counsel Honorable Stan T. Ingram. Sitting as legal advisor and hearing officer to the Board was Honorable Alexis E. Morris, Special Assistant Attorney General. Board members present for the proceedings were David McClendon, M.D, President; Michelle Owens, M.D.; Ken Lippincott, M.D.; Daniel Edney, M.D.; Charles D. Miles, M.D.; Kirk Kinard, D.O.; Thomas Joyner, M.D.; and

Roderick Givens, M.D. Consumer members present were Koomarie “Shoba” Gaymes and Wesley Breland.

A composite exhibit was introduced that included: 1) an Order to Show Cause and affidavit; 2) Respondent’s Response; 3) Respondent’s DO Application; 4) Respondent’s handwritten submissions dated 6/22/2021; 5) Respondent’s handwritten submission dated 7/25/2021; 6) Respondent’s Arrest narrative dated 8/5/2021; 7) Texas Tech University Verification dated 7/1/2021, Texas Tech Program Director’s Report, Texas Tech University Letter dated 3/11/2020, Texas Tech Letter dated 3/24/2020; 8) Texas Medical Board’s Order of Temporary Suspension dated 11/29/2020; 9) Texas Medical Board’s Order Granting Termination of Suspension dated 6/11/2021; 10) Respondent’s Application for Pre-Trial Diversion and Pre-Trial Diversion Terms and Conditions; 11) Respondent’s Petition for Expunction; 12) Respondent’s Motion to Dismiss; 13) Bench Order of Dismissal; 14) Miss. Code Ann. § 97-2-51; 15) Texas Rule 163.2; and 16) Respondent’s Denial letter and request for hearing dated 9/9/2021.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Respondent testified that he found an advertisement on a popular website and contacted the author of the ad, an undercover female officer posing as a seventeen (17) year old female, by text message. The evidence presented at the hearing supports that the Respondent continued to converse with the female even though he knew that she was under the age of 18. Respondent negotiated to engage in sexual activity with the 17-year-old female at a hotel. Upon arriving at the hotel, Respondent was

arrested by the Lubbock Police Department and charged with prostitution/other pay or person under eighteen (18) years of age, a second-degree felony. Ultimately, Respondent was dismissed from a Texas Tech University residency program in General Surgery and his training permit to practice was terminated by the Texas Medical Board. Respondent testified that he knew what he had done was wrong and that he had learned a lesson on human trafficking and minors. Respondent also noted that while he had filed for expungement of the arrest, the hearing had not yet occurred.

Based on the evidence and testimony presented, the Board finds that the Respondent is guilty of having been disciplined by a licensed hospital or medical staff of said hospital by virtue of his dismissal from a residency program in violation of Miss. Code Ann. § 73-25-83(c).

Based on the evidence and testimony presented, the Board finds that the Respondent is guilty of revocation, suspension, or other restrictions imposed on license, permit, or certificate issued by another state licensing authority which prevents or restricts practice in that jurisdiction in violation of Miss. Code Ann. § 73-25-29(9).

Based on the evidence and testimony presented, the Board finds that Respondent is guilty of unprofessional conduct, including any dishonorable or unethical conduct likely to deceive, defraud or harm the public in violation of Miss. Code Ann. §§ 73-25-29(8)(d) and 73-25-83(a).

The Board notes that Respondent has neither completed a residency program, nor has he undergone a psychosexual evaluation to determine whether he is fit to practice medicine.

ADJUDICATION

NOW THEREFORE, IT IS ORDERED, that the request of Bhavik Patel, D.O. for licensure is hereby denied.

IT IS FURTHER ORDERED that pursuant to Section 73-25-27, a copy of this Order shall be sent by registered mail or personally served upon Bhavik Patel, D.O.

SO ORDERED, this the 19th day of May 2022.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**WILLIAM D. MCCLENDON, JR., M.D.,
PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE APPLICATION FOR LICENSURE OF:

BHAVIK K. PATEL, D.O.

ORDER OF CONTINUANCE


THIS MATTER came on regularly for consideration by the Mississippi State Board of Medical Licensure in response to a request for continuance of the hearing set for this date by Bhavik K. Patel, D.O., (hereinafter "Applicant") through his counsel Penny Lawson, Esq. After consideration of the matter, the Board finds Applicant's request to be well-taken, and is hereby **GRANTED**.

IT IS, THEREFORE, ORDERED, that this matter is continued until May 19, 2022, at 9:00 a.m.

SO ORDERED this, the 23rd day of March 2022.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY:


William D. McClendon, Jr., M.D.,
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE APPLICATION FOR LICENSURE

OF

BHAVIK K PATEL, D.O.

ORDER TO SHOW CAUSE

**TO: BHAVIK K PATEL, D.O.
3020 W Northside Drive
Jackson, MS 39213**

YOU ARE HEREBY SUMMONED to appear before the Mississippi State Board of Medical Licensure in its executive conference room, 1867 Crane Ridge Drive, Suite 200B, Hinds County, Jackson, Mississippi on March 17, 2022, at 10:00 A.M., to show cause why your application for a license to practice medicine in the state of Mississippi should not be denied. The Mississippi State Board of Medical Licensure, charged by law with the licensing of medical doctors in the state, under Title 73, Chapter 25, Miss. Code Ann., as amended, charges that you, an applicant for a license to practice medicine in the state of Mississippi, are guilty of being disciplined by a licensed hospital or medical staff of said hospital or the voluntary surrender or restriction of hospital staff privileges while an investigation or disciplinary proceeding is being conducted by said licensed hospital or medical staff; are guilty of the revocation, suspension or other restriction imposed on a license, permit or certificate issued by another state licensing authority which prevents or restricts practice in that jurisdiction; and are guilty of unprofessional conduct, which includes, but is not limited to, any dishonorable or unethical conduct likely to deceive, defraud, or harm the public.

Pursuant to Subsections (8)(d) and (9) of §73-25-29, and §73-25-83(a) and (c), Miss. Code Ann., as amended, such acts constitute grounds for which the Mississippi State Board of Medical Licensure may deny your application for a Mississippi license to practice medicine, or take any other action in relation to your application as the Board may deem proper under the circumstances.

The Mississippi State Board of Medical Licensure further advises that you have the right to be present at the hearing, to be represented by counsel, to produce witnesses or evidence on your behalf; to cross-examine witnesses and to have subpoenas issued on your behalf by this Board. A full text of the Board's Rules of Procedure can be found at the Board's website www.msbl.ms.gov or can be obtained from the Board office. By service of this Order to Show Cause and attached Rules, you are deemed to be fully advised of the same.

You are further advised that, pursuant to the Board's Rules of Procedure, you must file an answer or response to this Order to Show Cause/Affidavit within fifteen (15) days of the date you receive the same or all matters asserted therein shall be deemed admitted.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 11th day of February 2022.



Board Counsel:
Paul Barnes, Esq.
Telephone: (601) 987-3079


Kenneth E. Cleveland, M.D., Executive Director
Mississippi State Board of Medical Licensure

I, Jonathan Dalton
personally served this
subpoena/summons on
Bhavik Patel, D.O. via
email service
This the 11th day of February 2022

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE APPLICATION FOR LICENSURE
OF
BHAVIK K PATEL, D.O.

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HINDS

I, JONATHAN DALTON, Director of the Investigations Division, Mississippi State Board of Medical Licensure, do hereby make oath that I have reason to believe and do believe:

1. That on or about June 17, 2021, Bhavik K Patel, D.O., hereinafter referred to as "Applicant," submitted or caused to be submitted his application for a license to practice medicine in the state of Mississippi.

2. That Applicant answered positively ("yes") to the following questions of note on his licensure application:

Has your certificate of qualification or license to practice medicine in any state been suspended, revoked, restricted, conditioned, or voluntarily surrendered under threat of suspension or revocation?

Has your staff privileges at any hospital or health care facility been revoked, suspended, curtailed, limited, or placed under conditions restricting your practice?

During any postgraduate training were you ever on probation, restrictions, suspension, revocation, modification, or otherwise acted against (explain "otherwise" actions)?

To your knowledge, have you ever been or are you now, the subject of an investigation or disciplinary proceeding by any licensing Board/Agency as of the date of this application?

Have you ever been arrested? (You should answer Yes and explain even if you believe the arrest was sealed, expunged, dropped or otherwise nullified)

Details of the events prompting the affirmative answers to each of the above questions are set forth hereinbelow.

3. That on or about February 21, 2020, Applicant was arrested in Lubbock, Texas, and, according to a National Practitioner Data Bank (NPDB) entry, was charged with prostitution/other payor person under eighteen years of age, a second-degree felony, and was, thereafter, dismissed from his residency program at Texas Tech University Health Science Center in March 2020.

4. On November 19, 2020, the Texas Medical Board (Texas Board) summarily suspended Applicant due to the aforementioned arrest and his subsequent dismissal from his residency program.

COUNT I

Based on the foregoing, Applicant is guilty of having been disciplined by a licensed hospital or medical staff of said hospital by virtue of his dismissal from a residency program, all in violation of Miss. Code Ann., § 73-25-83(c).

COUNT II

Based on the foregoing, Applicant is guilty of the revocation, suspension or other restriction imposed on a license, permit or certificate issued by another state licensing authority which prevents or restricts practice in that jurisdiction, all in violation of Miss. Code Ann., § 73-25-29(9).

COUNT III

Based on the foregoing, Applicant is guilty of unprofessional conduct, including any dishonorable or unethical conduct likely to deceive, defraud or harm the

public, all in violation of Miss. Code Ann., § 73-25-29(8)(d) and 73-25-83(a).

5. That Applicant provided a written explanation regarding the arrest in Lubbock, confirming the information mentioned heretofore. Applicant states that the police conducted a “. . . sting operation . . . that targeted solicitors and people involved in human trafficking.” Applicant goes on to state that he sought out an escort on the internet due to marital problems, resulting in conversation with an undercover officer who stated she and her friend were, “. . . in town for her 18th birthday,” indicating Applicant knew or should have known the individual was 17 years old at the time Applicant was speaking with her. Applicant later went to a hotel, in an attempt to meet the 17-year-old female met online, only to be arrested by Lubbock police.

6. That on April 6, 2021, and in lieu of further action by Lubbock County, Applicant agreed to enter into a pre-trial diversion program for a period of one year.

7. That on June 11, 2021, the Texas Board entered an Order Granting Termination of Suspension regarding the aforementioned suspension of Applicant. In his explanation to the Mississippi Board regarding the suspension of his license, Applicant characterizes the Order Granting Termination of Suspension by stating, in part, “On June 11th, 2021, Texas Medical Board removed the temporary suspension without any restrictions or disciplinary actions.” Said Order specifically reads, in part:

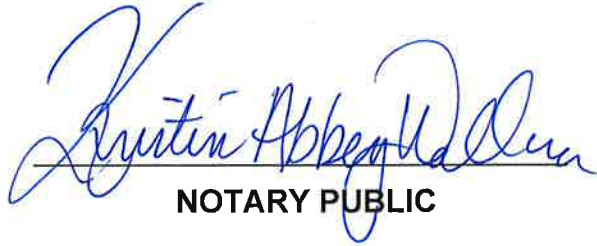
“Based on the information available at the hearing on April 16, 2021, the Panel recommends that the suspension of Probationer’s permit be lifted. However, as a result of Probationer’s dismissal from the residency training program for which the permit was granted, Probationer’s permit remains terminated.”

DATED, this the 11th day of February 2022.

A handwritten signature in blue ink, appearing to read "Jonathan Dalton", written over a horizontal line.

**JONATHAN DALTON, CMBI
DIRECTOR OF INVESTIGATIONS**

SWORN TO AND SUBSCRIBED BEFORE ME, this the 11th day of February
2022.

A handwritten signature in blue ink, appearing to read "Kristin Abbey Wallace", written over a horizontal line.

NOTARY PUBLIC



TELEPHONE: (601) 987-3079

FAX: (601) 987-4159

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

September 7, 2021

**Bhavik K. Patel, D.O.
3020 W Northside Drive
Jackson, MS 39213**

Re: Application for Mississippi Permanent Medical License

Dear Dr. Patel:

The Mississippi State Board of Medical Licensure is in receipt of your application to Mississippi Permanent Medical License and supporting data initiating the application process in the State of Mississippi.

Board staff has reviewed your application and have documented grounds for basis for denial of your application for a Mississippi license based on the following as according to Professional Licensure Miss. Code Ann. § 73-25-29 (1972, as amended) paragraph 8: unprofessional conduct. The Medical Board has denied your permanent medical license request.

Based on the above information, the Mississippi State Board of Medical Licensure has sufficient cause to deny your pending application pursuant to Mississippi Code (1972) Annotated, 73-43-11.

If you wish to pursue your application, you may request a meeting with the Full Board to show why your application should not be denied. Following your request to appear before the Full Board, a meeting will be scheduled.

It is imperative that the Board be notified of your intent within fifteen (15) days from the date of this letter. We ask that you so indicate in the space provided below and return the same to the Board via e-mail, facsimile, or USPS mail. If you have any questions regarding this matter, please do not hesitate to contact my office.

Bhavik K. Patel, D.O.
September 7, 2021
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Thank you for your interest in licensure in the State of Mississippi.

Sincerely,

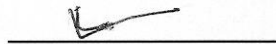


Kenneth E. Cleveland, M.D.
Executive Director

KEC: spa

CC: Stan T. Ingram, Esq.

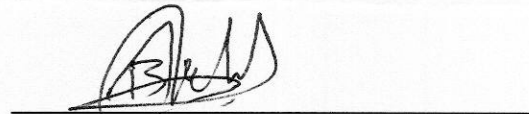
Paul Barnes, Esq.



**I WISH TO PURSUE MY MISSISSIPPI MEDICAL LICENSE.
PLEASE SCHEDULE WITH THE FULL BOARD
AT THE NEXT AVAILABLE MEETING DATE.**



**I DO NOT WISH TO PURSUE A MISSISSIPPI MEDICAL
LICENSE. PLEASE WITHDRAW MY APPLICATION.**



Bhavik K. Patel, D.O.

9/9/21

DATE