

**STATE OF VERMONT
BOARD OF MEDICAL PRACTICE**

In re: Shakuntala Modi, MD) Docket No. MPN 148-0817
)

CESSATION OF PRACTICE AGREEMENT

NOW COME Shakuntala Modi, MD, and the State of Vermont, by and through Vermont Attorney General Thomas J. Donovan, Jr., and the undersigned Assistant Attorney General, William B. Reynolds, and agree and stipulate as follows:

1. Shakuntala Modi, MD (“Respondent”) of Cadiz, Ohio holds Vermont medical license number 042.0007663, first issued by the Vermont Board of Medical Practice on December 28, 1987. Respondent is a physician.
2. Jurisdiction in these matters vests with the Vermont Board of Medical Practice (“the Board”), pursuant to 26 V.S.A. §§ 1353-1361, 1731 - 1737, 3 V.S.A. §§ 809-814, and other authority.

Background

3. As a result of circumstances involving Respondent’s failure to complete the required continuing medical education credits for the current licensing period, Respondent has voluntarily determined that she shall temporarily and immediately cease and desist at this time from the practice of medicine.
4. Respondent has determined that she shall voluntarily enter into this Cessation of Practice Agreement (“Agreement”) with the Vermont Board of Medical Practice and shall immediately refrain temporarily from any and all practice of medicine until further order of the Board. Respondent agrees that the instant Agreement with the Board sets forth in writing the terms for such cessation of medical practice by her.

5. Respondent acknowledges that she has been offered the opportunity to obtain and receive legal advice and counsel regarding this matter. Respondent agrees and understands that by executing this Agreement she is waiving at this time such rights as she may possess to challenge the jurisdiction and continuing jurisdiction of the Board in this matter, and to a public hearing on any motion that the State might have filed pursuant to 3 V.S.A. §§ 809 & 814. She agrees and fully understands that by executing this document she is waiving the necessity of any proceedings, findings and order by the Board, pursuant to 3 V.S.A. § 814(c), so as to achieve disposition of this matter. Thus, Respondent voluntarily and knowingly agrees to the terms and conditions therein.
6. Respondent has indicated her desire to continue to cooperate fully with the Board. Thus, the parties have agreed to enter into the instant Agreement, which is intended to serve as an interim means of affording Respondent the best possible opportunity to focus upon obtaining the required continuing medical education credits.

Cessation of Practice

7. **It is agreed by the parties that Respondent shall cease and desist immediately and hereafter, following her execution of this Agreement, from any and all practice of medicine in the State of Vermont.**
8. Respondent shall neither prescribe nor dispense any drugs to patients, associates, herself, family matters or others after execution of this Agreement.
9. Respondent agrees that the Board, in its sole discretion, may consider and approve a petition from Respondent at a later date for modification or relief. Respondent

expressly agrees that she will provide her full cooperation at all times with Board investigation and review in this regard.

Express Provisions

10. Respondent agrees, pending further proceedings or order of the Board to:
 - a. Cooperate fully and in good faith with all further investigations of these matters by the Board;
 - b. Sign such authorizations and/or waivers of confidentiality as may be presented to her by the Board;
 - c. Cease and desist, effective immediately, pursuant to this order of the Board, from any and all practice of medicine, including any and all prescribing of any kind for patients, associates, herself, family members or others; office visits; consultations; examinations; treatment; and surgery; and
 - d. Adhere to all terms and conditions set forth above and herein until relieved of such obligation by further order of the Board.

General Provisions

11. Respondent assures and agrees that she shall provide her continued cooperation with the Board and its investigators. Respondent agrees that she shall execute any and all waivers that may be required for the Board, its staff or agents to conduct its investigation and review of circumstances. Respondent also agrees that the Board or its agents may communicate orally to obtain information from practitioners involved in her care and treatment.
12. Respondent recognizes the Board's obligation in all cases to investigate as required and to act expeditiously to protect the public health, safety and welfare. Respondent

makes no statement or admission here other than to assure her continued cooperation with the Board and its statutory responsibilities. Respondent acknowledges that no promises have been made to her regarding the final disposition of any matter or other action of the Board.

13. Respondent agrees that she has read and carefully considered all terms and conditions herein and agrees that these may be adopted as an enforceable order of the Board, pursuant to 3 V.S.A. §§ 129(a)(3), 809(d) and 26 V.S.A. §§1353, 1737, and agrees to accept and be bound by these until such time as she may be expressly relieved of these or they are modified, in writing, by the Board.

14. The parties agree that this Agreement does not constitute disciplinary action.

However, the parties acknowledge that this Agreement shall be a public document, shall be made part of Respondent's licensing file, and may be reported to other licensing authorities. Respondent's license status will be changed to "Cessation of Practice" upon approval by the Board.

15. This Cessation of Practice Agreement is subject to review and acceptance by the Vermont Board of Medical Practice, and shall not become fully and finally effective until presented to and approved by the Board. However, this in no way limits Respondent's obligation to cease and desist from the practice of medicine as stated in Paragraph 7 above. If the Board rejects any part of this Agreement, the entire Agreement shall be void. The parties agree and request that the Board enter a binding order adopting the terms and conditions set forth herein.

16. Respondent agrees that the Board shall retain jurisdiction in this matter and may enforce as necessary the terms set forth herein, pursuant to 26 V.S.A. §1354(25) or other statutory provisions.

SIGNATURES

DATED at Montpelier, Vermont, this ~~8th~~ day of January, 2018.

STATE OF VERMONT

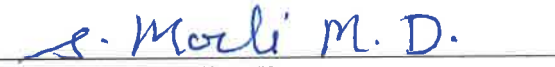
THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:



William B. Reynolds
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609

DATED at Cadiz, Ohio, this ___ day of 1-1-, 2018



Shakuntala Modi, MD
Respondent

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

AS TO SHAKUNTALA MODI, M.D.

APPROVED AND ORDERED
VERMONT BOARD OF MEDICAL PRACTICE


David Jenkins
Ch. Secy



Brent Brugel
Ch. Secy

Pat Hester
W. H. Secy

DATED: February 7th, 2018

ENTERED AND EFFECTIVE: February 7th, 2018

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609