

BEFORE THE WEST VIRGINIA BOARD OF MEDICINE

IN RE:

GUNEET CHAHAL PUREWAL, M.D.

CONSENT ORDER

The West Virginia Board of Medicine ("Board") and Guneet Chahal Purewal, M.D. ("Dr. Purewal") freely and voluntarily enter into the following Consent Order pursuant to West Virginia Code § 30-3-1, *et seq.*

FINDINGS OF FACT

The Board and Dr. Purewal stipulate to the truthfulness and accuracy of the facts, as set forth herein below:

1. Dr. Purewal holds a license (#19951) to practice medicine and surgery in the state of West Virginia. Her practice address of record with the Board is in Weirton, West Virginia.
2. On June 22, 2015, Dr. Purewal submitted her electronic application for medical licensure renewal to the Board for the licensure period of July 1, 2015, through June 30, 2017.
3. In association with her license renewal application, Dr. Purewal made the following attestation:

I have carefully read the questions in this application and have answered them completely. All of my answers and statements made herein are true and correct. I understand that any license renewed on the basis of this application is based upon the

truthfulness and completeness of the statements I have made herein. I understand that furnishing false information in connection with this application constitutes good cause for the revocation of my license to practice medicine in West Virginia. I understand and agree that if any of my answers or other information provided in this application changes prior to July 1, 2015, I have a duty to notify the Board and to amend and/or supplement my application immediately.

4. On her application, Dr. Purewal answered “no” to Professional Practice Question number twelve, which asks whether she has “had any judgments or settlements arising from medical professional liability rendered or made against” her at any time from July 1, 2013, through June 30, 2015.

5. Upon information and belief, on or about June 3, 2015, a settlement was reached resolving a medical malpractice claim against Dr. Purewal. To resolve this claim, a settlement payment was made on behalf of Dr. Purewal in the amount of \$175,000.00.

6. Dr. Purewal’s response to Professional Practice Question number twelve was incorrect.

7. Dr. Purewal failed to disclose the above-referenced medical malpractice settlement on her most recent license renewal application. Moreover, she did not act to supplement or correct her original response at any time prior to July 1, 2015.

8. On September 13, 2015, the Complaint Committee of the West Virginia Board of Medicine initiated a complaint against Dr. Purewal based upon her answer to question twelve on her renewal application.

9. In response to the complaint, Dr. Purewal acknowledged the error and indicated that it was an oversight.

10. The Board and Dr. Purewal voluntarily enter into this Consent Order to resolve the complaint initiated against Dr. Purewal.

CONCLUSIONS OF LAW

The Board and Dr. Purewal stipulate to the following conclusions of law:

1. Dr. Purewal's license to practice medicine and surgery in the state of West Virginia is subject to regulation and discipline by the West Virginia Board of Medicine, the "regulatory and disciplinary body for the practice of medicine and surgery" for physicians, podiatrists and physician assistants in West Virginia. W.Va. Code §30-3-5 and §30-3-7(a).

2. The Board has a mandate to ensure "a professional environment that encourages the delivery of quality medical services" to protect the public interest. W.Va. Code §30-3-2.

3. The West Virginia Medical Practice Act sets forth conduct which may render an individual unqualified for licensure or subject to discipline or other restrictions upon licensure. W.Va. Code §30-3-14. Pursuant to W.Va. Code §30-1-8(c), the Board has promulgated legislative rules that "delineate conduct, practices or acts which, in the judgment of the board, constitute professional negligence, a willful departure from accepted standards of professional conduct and/or which may render an individual unqualified or unfit for licensure, registration or other authorization to practice." See W. Va. Code R. §11-1A-12.

4. Probable cause may exist to substantiate disciplinary charges against Dr. Purewal pursuant to W. Va. Code §30-3-14 (c)(1) and (17), and W. Va. Code R. §§11-1A-12.1.a, 12.1.e and 12.1.j, relating to her inaccurate response to a licensure renewal application question.

Consent Order
Guneet Chahal Purewal, M.D.

5. It is appropriate and in the public interest to waive the commencement of proceedings against Dr. Purewal and to proceed without further investigation, the filing of charges, or a formal Complaint and Notice of Hearing, subject to compliance by Dr. Purewal with the provisions of this Consent Order.

6. This Consent Order sets forth reasonable and appropriate discipline upon Dr. Purewal in the form of an administrative fine.

7. This Consent Order does not impose any discipline which is connected to the delivery of healthcare services by Dr. Purewal.

CONSENT

By signing her name to this Consent Order, Guneet Chahal Purewal, M.D., acknowledges that she understands and agrees with the following:

1. Dr. Purewal has read and understands this entire Consent Order;
2. Dr. Purewal agrees that she has been given adequate time and opportunity to review and consider the terms set forth in this Consent Order;
3. Dr. Purewal understands that she has the right to legal representation in this matter, at her own expense, and agrees that she has been afforded adequate time and opportunity to exercise her right to consult with counsel regarding the legal effect of this Consent Order;
4. Dr. Purewal understands that this Consent Order is a legally binding Order of the West Virginia Board of Medicine that affects her rights and privileges;

5. Dr. Purewal acknowledges that she is fully aware that, without her consent, no permanent legal action may be taken against her except after a hearing held in accordance with West Virginia Code § 30-3-14(h) and §29A-5-1, *et seq.*;

6. Dr. Purewal is aware of her legal rights in this matter, in addition to her right to be represented by counsel at her own expense, including: the right to a formal hearing, after reasonable notice, before the West Virginia Board of Medicine on the disciplinary charges before the Board; the right to confront and cross-examine witnesses against her; the right to present evidence and testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to appeal under Chapter 29A of the West Virginia Code in the event of a final order or decision adverse to her;

7. Dr. Purewal knowingly and voluntarily waives all such additional rights, and agrees to the entry of this Consent Order relative to her practice of medicine in the state of West Virginia;

8. Dr. Purewal acknowledges that if she violates any of the terms of this Consent Order, further action may be taken against her license by the Board, as permitted by law; and

9. Dr. Purewal understands that this Order is a public document which will be available for public inspection, will be accessible through the Board's website, and will be a permanent part of her historical record with the Board. Matters contained herein may be reported to other jurisdictions, the Federation of State Medical Boards and as otherwise required by law.

ORDER

WHEREFORE, on the basis of the foregoing stipulated Findings of Fact and Conclusions of Law, and with the consent of Dr. Purewal, the West Virginia Board of Medicine hereby ORDERS as follows:

1. Dr. Purewal is hereby assessed a **CIVIL FINE** in the amount of four hundred dollars (\$400.00), for providing an inaccurate response to Professional Practice Question Number Twelve on her renewal application. Dr. Purewal's payment of the fine must be received by the Board on or before December 31, 2015.

2. Dr. Purewal agrees to comply fully with the requirements of the West Virginia Medical Practice Act and the legislative rules of the Board at all times while she is licensed to practice medicine in West Virginia, and further agrees to comply with the terms of this Consent Order.

3. This Consent Order shall be deemed entered on the date that this Order, with all required signatures affixed hereupon, is received in the Board's 101 Dee Drive, Charleston, West Virginia, office. The Executive Director of the West Virginia Board of Medicine is hereby authorized to denote the date of entry on behalf of the Board in accordance with this paragraph.

ENTERED ON: December 16, 2015

WEST VIRGINIA BOARD OF MEDICINE



Ahmed D. Faheem, M.D.
President

Date: _____

12.8.15



Rahul Gupta, M.D., M.P.H.
Secretary

Date: _____

12/14/15

ACCEPTANCE

I, GUNEET CHAHAL PUREWAL, M.D., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT ORDER. I HAVE BEEN GIVEN SUFFICIENT TIME AND OPPORTUNITY TO CONSIDER THIS CONSENT ORDER, AND I UNDERSTAND THE EFFECT IT WILL HAVE UPON MY LICENSE TO PRACTICE MEDICINE AND SURGERY IN WEST VIRGINIA.

BY SIGNING THIS CONSENT ORDER, I HAVE WAIVED CERTAIN RIGHTS, BUT I DO SO KNOWINGLY AND VOLUNTARILY, AND I DO NOT WISH TO ASSERT THOSE RIGHTS IN THIS MATTER.

I UNDERSTAND THAT I HAVE THE RIGHT TO LEGAL COUNSEL, AND I HAVE BEEN PROVIDED WITH AMPLE TIME TO SEEK LEGAL ADVICE REGARDING MY ACCEPTANCE OF THIS CONSENT ORDER.

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I AM SIGNING THIS CONSENT ORDER VOLUNTARILY, AND I UNDERSTAND THE POTENTIAL CONSEQUENCES OF VIOLATING THIS CONSENT ORDER.


Guneet Chahal Purewal, M.D.
Date: 12-8-15

STATE OF West Virginia

COUNTY OF Branche, to-wit:

I, Vickie Makar, a Notary Public for said county and

state do hereby certify that Guneet Chahal Purewal, M.D., whose name is signed herein above has this day acknowledged the same before me.

Given under my hand this 2 day of December, 2015.

My Commission expires 10-1-16

Vickie Makar

Notary Public





State of West Virginia *Board of Medicine*

AHMED DAVER FAHEEM, MD
PRESIDENT

RAHUL GUPTA, MD, MPH
SECRETARY

101 Dee Drive, Suite 103
Charleston, WV 25311
Telephone 304.558.2921
Fax 304.558.2084
www.wvbom.wv.gov

R. CURTIS ARNOLD, DPM
VICE PRESIDENT

ROBERT C. KNITTLE
EXECUTIVE DIRECTOR

December 28, 2015

Guneet Chahal Purewal, M.D.
485 Colliers Way, Suite B
Weirton, WV 26062

RE: Consent Order

Dear Dr. Purewal:

This letter will confirm that the Board of Medicine considers you to have fulfilled all obligations set forth in the Consent Order which you entered into with the West Virginia Board of Medicine on December 16, 2015. As of the date of this letter, the West Virginia Board of Medicine considers the above-referenced matter to be closed.

In accordance with the statute, the Consent Order, with a copy of this letter attached, remains a permanent part of your historical record maintained by the Board.

Should you have any questions or concerns please feel free to contact me at 304-558-2921, ext. 70005.

Sincerely,

Robert C. Knittle

RCK/kjd