

COMMONWEALTH OF KENTUCKY  
BOARD OF MEDICAL LICENSURE  
CASE NO. 2131

JUL 22 2024

K.B.M.L.

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF KENTUCKY HELD BY ANAND P. LALAJI, M.D., LICENSE NO. 41552, 3475 PIEDMONT ROAD, SUITE 1150, ATLANTA, GEORGIA 30305

**ORDER OF REVOCATION**

On July 18, 2024, the Kentucky Board of Medical Licensure (hereinafter “the Board”), acting by and through its Hearing Panel B, took up this case for final action. The members of Panel B reviewed the Complaint, filed November 14, 2023; the Emergency Order of Suspension, filed November 14, 2023, the Hearing Officer’s Recommended Order Finding Anand P. Lalaji, M.D. in Default, filed May 20, 2024; and a June 25, 2024 memorandum from the Board’s counsel. The licensee, Anand P. Lalaji, M.D., did not file exceptions to the hearing officer’s recommended order and did not appear before the Panel.

Having considered all the information available and being sufficiently advised, Hearing Panel B ACCEPTS the hearing officer’s findings of fact and conclusions of law, including the incorporation of the Complaint as referenced by the Recommended Order, and ADOPTS those findings of fact and conclusions of law, and INCORPORATES them BY REFERENCE into this Order. (Attachment)


Having considered all of the sanctions available under KRS 311.595 and the nature of the violations in this case, Hearing Panel B has determined that revocation is the appropriate sanction for these violations. Accordingly, Hearing Panel B **ORDERS**:

1. The license to practice medicine held by Anand P. Lalaji, M.D., is hereby REVOKED and he may not perform any act which constitutes the “practice of medicine,” as that term is defined by KRS 311.550(10) – the diagnosis, treatment, or correction of any and all human

conditions, ailments, diseases, injuries, or infirmities by any and all means, methods, devices, or instrumentalities – in the Commonwealth of Kentucky;


2. The Panel shall not consider any petition for reinstatement of the licensee's license to practice medicine in the Commonwealth of Kentucky unless and until:
  - a. At least two (2) years have passed from the date of entry of this Order; and
  - b. Pursuant to KRS 311.565(1)(v), the licensee has reimbursed the costs of these proceedings in the amount of \$7,056.25;
3. The provisions of KRS 311.607 SHALL apply to any petition for reinstatement filed by the licensee; and
4. The licensee shall not violate any provision of KRS 311.595 and/or 311.597.

SO ORDERED on this 22<sup>nd</sup> day of July, 2024.

  
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DALE E. TONEY, M.D.  
CHAIR, HEARING PANEL B

### CERTIFICATE OF SERVICE

I certify that the original of this Order of Revocation was delivered to Mr. Michael S. Rodman, Executive Director, Kentucky Board of Medical Licensure, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222; and copies were mailed to Thomas J. Hellmann, Esq., Hearing Officer, 810 Hickman Hill Road, Frankfort, Kentucky 40601 and via certified-mail return receipt requested and via email to the licensee's counsel, Richard Walter, Esq., Boehl, Stopher & Graves, LLP, 410 Broadway, Paducah, Kentucky 42001 [rwalter@bsgpad.com](mailto:rwalter@bsgpad.com) and the licensee, Anand P. Lalaji, M.D., License No. 41552, 3344 Peachtree Road NE, Suite 2080, Atlanta, Georgia 30326 [credentialing@theradiologygroup.org](mailto:credentialing@theradiologygroup.org) on this 22<sup>nd</sup> day of July, 2024.

  
\_\_\_\_\_  
Nicole A. King  
Assistant General Counsel  
Kentucky Board of Medical Licensure  
310 Whittington Parkway, Suite 1B  
Louisville, Kentucky 40222  
Tel. (502) 429-7150

### **EFFECTIVE DATE AND APPEAL RIGHTS**

Pursuant to KRS 311.593(1) and 13B.120, the effective date of this Order will be thirty (30) days after this Order of Revocation is received by the licensee or the licensee's attorney, whichever shall occur first.

The licensee may appeal from this Order, pursuant to KRS 311.593 and 13B.140-.150, by filing a Petition for Judicial Review in Jefferson Circuit Court within thirty (30) days after this Order is mailed or delivered by personal service. Copies of the petition shall be served by the licensee upon the Board and its General Counsel or Assistant General Counsel. The Petition shall include the names and addresses of all parties to the proceeding and the agency involved, and a statement of the grounds on which the review is requested, along with a copy of this Order.

MAY 20 2024

K.B.M.L.

COMMONWEALTH OF KENTUCKY  
BOARD OF MEDICAL LICENSURE  
CASE NO. 2131

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF  
KENTUCKY HELD BY ANAND P. LALAJI, M.D., LICENSE NO. 41552, 3475  
PIEDMONT ROAD, SUITE 1150, ATLANTA, GEORGIA 30305

**RECOMMENDED ORDER FINDING  
ANAND P. LALAJI, M.D., IN DEFAULT**

On May 17, 2024, the hearing officer conducted a telephonic prehearing conference that had been scheduled at the request of the parties. Hon. Nicole A. King represented the Kentucky Board of Medical Licensure, and Hon. Richard L. Walter represented Dr. Anand P. Lalaji. The parties requested the conference to notify the hearing officer that Dr. Lalaji has recently informed Mr. Walter that he has decided not to attend the administrative hearing scheduled to begin on May 20, 2024.

At issue in the case is the *Complaint* issued by the Board on November 14, 2023, alleging Dr. Lalaji violated the Board's statutes governing the practice of medicine. The Board alleges that Dr. Lalaji's medical specialty is Diagnostic Radiology and that Mercy Health Lourdes Hospital suspended his hospital privileges and that the hospital's Medical Executive Committee recommended that his hospital staff and clinical privileges be terminated due to concerns for patient safety due to poor quality readings of imaging studies. *Complaint*, pages 1-3. In addition, the Board asserts that based upon a review of his patients' charts by a Board consultant, there were deficiencies in Dr. Lalaji's interpretation of brain studies and additional deficiencies due to Dr. Lalaji's "missed perception" on several imaging studies. *Id.* The Board asserts that those two

types of deficiencies “represent a deviation from the standard of care.” *Complaint*, pages 3-5.

Based upon those factual allegations, the Board asserts that Dr. Lalaji has violated KRS 311.595(9), as illustrated by KRS 311.597(4), and KRS 311.595(21), and as a result, Dr Lalaji is subject to discipline by the Board. *Complaint*, page 5.

At the conference Mr. Walter stated Dr. Lalaji received the Board’s subpoena compelling him to attend the administrative hearing. In addition, Mr. Walter stated, however, that in spite of Dr. Lalaji’s receipt of the subpoena, he has informed Mr. Walter that he will not attend the administrative hearing. Mr. Walter informed Dr. Lalaji that by not attending the administrative hearing, he is subject to a default ruling, but Dr. Lalaji continued to maintain that he will not attend the hearing.

The hearing officer notes that previously, the Board notified Dr. Lalaji that “if the licensee fails to attend the hearing or fails to participate as required at any stage of this administrative hearing, the licensee may suffer a default ruling by the Hearing Officer.” *Notice of Administrative Hearing*, page 2. Dr. Lalaji was notified that “under such circumstances, the Hearing Officer may rule that the Board has established sufficient proof to warrant disciplinary action against the licensee, based solely upon the licensee’s failure to attend or participate.” *Id.* See also KRS 13B.080(6).

In response to Dr. Lalaji’s statements to Mr. Walter, the Board moved for a recommended default order pursuant to KRS 13B.080(6). Finding substantial merit to the Board’s motion, the hearing officer grants the motion for a default ruling. In spite of being notified both by the Board and Mr. Walter of the possible consequences of his decision, Dr. Lalaji has maintained that he will not attend the administrative hearing. It

will not promote the orderly and prompt conduct of the hearing as required by KRS 13B.080(1) for the hearing officer to convene the administrative hearing to confirm that Dr. Lalaji will indeed follow through and will be in default by failing to attend the administrative hearing.

Therefore, the hearing officer finds Dr. Lalaji in default, and the administrative hearing scheduled for May 20-23, 2024 is cancelled.

### **RECOMMENDED ORDER**

As a result of Dr. Anand P. Lalaji being in default, the hearing officer recommends the Board issue a Final Order finding the facial allegations set forth in the *Complaint* to be true, find the allegations constitute violations of KRS 311, 595(9), as illustrated by KRS 311.597(4), and KRS 311, 595(21), and take any appropriate action against Dr. Lalaji's license for violating the Board's statutes governing the practice of medicine.

### **NOTICE OF EXCEPTION AND APPEAL RIGHTS**

Pursuant to KRS 13B.110(4) a party has the right to file exceptions to this recommended decision:

A copy of the hearing officer's recommended order shall also be sent to each party in the hearing and each party shall have fifteen (15) days from the date the recommended order is mailed within which to file exceptions to the recommendations with the agency head.

A party also has a right to appeal the Final Order of the agency pursuant to KRS 13B.140(1) which states:

All final orders of an agency shall be subject to judicial review in accordance with the provisions of this chapter. A party shall institute an appeal by filing a petition in the Circuit Court of venue, as provided in the agency's enabling

statutes, within thirty (30) days after the final order of the agency is mailed or delivered by personal service. If venue for appeal is not stated in the enabling statutes, a party may appeal to Franklin Circuit Court or the Circuit Court of the county in which the appealing party resides or operates a place of business. Copies of the petition shall be served by the petitioner upon the agency and all parties of record. The petition shall include the names and addresses of all parties to the proceeding and the agency involved, and a statement of the grounds on which the review is requested. The petition shall be accompanied by a copy of the final order.

Pursuant to KRS 23A.010(4), "Such review [by the circuit court] shall not constitute an appeal but an original action." Some courts have interpreted this language to mean that summons must be served upon filing an appeal in circuit court.

SO RECOMMENDED this 20<sup>th</sup> day of May, 2024.



THOMAS J. HELLMANN  
HEARING OFFICER  
810 HICKMAN HILL RD  
FRANKFORT KY 40601  
(502) 330-7338  
thellmann@mac.com

**CERTIFICATE OF SERVICE**

I hereby certify that the original of this RECOMMENDED ORDER was mailed this ~~20<sup>th</sup>~~ day of May, 2024, by first-class mail, postage prepaid, to:

JILL LUN  
KY BOARD OF MEDICAL LICENSURE  
HURSTBOURNE OFFICE PARK STE 1B  
310 WHITTINGTON PKWY  
LOUISVILLE KY 40222

for filing; and a true copy was sent by email and first-class mail, postage prepaid, to:

NICOLE A KING  
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THOMAS J. HELLMANN