

FILED OF RECORD

OCT 18 2023

K.B.M.L.

COMMONWEALTH OF KENTUCKY  
BOARD OF MEDICAL LICENSURE  
CASE NO. 2122

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF KENTUCKY HELD BY NOOR HASSAN, M.D., LICENSE NO. 58671, 872 OHIO PIKE, CINCINNATI, OHIO 45245

**AGREED ORDER**

Come now the Kentucky Board of Medical Licensure (“the Board”) and Noor Hassan, M.D. (“the licensee”), and, based upon their mutual desire to grant the applicant/licensee a license to practice medicine in the Commonwealth of Kentucky, hereby ENTER INTO the following **AGREED ORDER**:

**STIPULATIONS OF FACT**

The parties stipulate the following facts, which serve as the factual bases for this Agreed Order:

1. At all relevant times, Noor Hassan, M.D. (“the licensee”) was an applicant for a medical license within the Commonwealth of Kentucky.
2. The licensee’s medical specialty is neurological surgery.
3. The licensee is also licensed to practice medicine in Florida, Ohio and Pennsylvania.
4. On or about April 12, 2012, the Hawaii Medical Board voted to deny the licensee’s application for a medical license in the State of Hawaii.
5. The licensee failed to notify the Florida Board of Medicine, in writing, within thirty (30) days, that he was denied licensure by the Hawaii Board, as required by Florida law.

6. On or about August 13, 2013, the Florida Board of Medicine issued a letter of concern, fined the licensee's license to practice in the State of Florida, required that he complete the program "Legal and Ethical Implications in Medicine Physician's Survival Guide" administered by the Florida Medical Association and required that he complete five (5) hours of continuing medical education in the subject of risk management.
7. On or about June 13, 2013, the licensee admitted to an investigator for the State Medical Board of Ohio that he postdated a prescription for oxycodone to "Patient 1," a misdemeanor of the third degree according to Ohio law.
8. On or about August 13, 2014, the State Medical Board of Ohio entered a final order in which it reprimanded the licensee and placed his Ohio medical license on probation.
9. On or about August 13, 2015, the State Medical Board of Ohio released the licensee's Ohio medical license from probation.

#### STIPULATED CONCLUSIONS OF LAW

The parties stipulate the following Conclusions of Law, which serve as the legal bases for this Agreed Order:

1. By submitting an Application for Medical/Osteopathic License to the Board, the applicant's license is subject to regulation and discipline by the Board.
2. KRS 311.571 provides that the Board may deny licensure to an applicant without a prior evidentiary hearing upon a finding that the applicant has violated any provision of KRS 311.595 or 311.597 or is otherwise unfit to practice.

3. Based upon the Stipulations of Fact, there are grounds to deny the applicant a license pursuant to the provisions of KRS 311.595(17). Accordingly, there are legal grounds for the parties to enter into this Agreed Order.
4. Pursuant to KRS 311.591(6) and 201 KAR 9:082, and in lieu of denial of application, the parties enter into an informal resolution such as this Agreed Order.

### **AGREED ORDER**

Based upon the foregoing Stipulations of Fact and Stipulated Conclusions of Law, and as an express condition of the Board approving the applicant's Application for Medical/Osteopathic License in the Commonwealth of Kentucky, the parties hereby enter into the following **AGREED ORDER**:

1. The license to practice medicine in the Commonwealth of Kentucky held by Noor Hassan, M.D., is hereby PLACED ON PROBATION FOR A PERIOD OF FIVE (5) YEARS, with that period of probation to become effective immediately upon the filing of this Agreed Order;
2. During the effective period of this Agreed Order, the licensee's Kentucky medical license SHALL BE SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:
  - a. Beginning immediately, the licensee SHALL maintain a "controlled substances log" for all controlled substances prescribed. The controlled substances log must include date, patient name, patient complaint, medication prescribed, when it was last prescribed and how much on the last visit. Note: All log sheets will be consecutively numbered, legible i.e. printed or typed, and must reflect "call-in" and refill information. Prescriptions should be maintained in the following manner: 1) patient; 2) chart; and 3) log;
  - b. The licensee SHALL permit the Board's agents to inspect, copy and/or obtain the controlled substance log and other relevant records, upon request, for review by the Board's agents and/or consultants;

- c. The licensee SHALL reimburse the Board fully for the costs of each consultant review performed pursuant to this Agreed Order. Once the Board receives the invoice from the consultant(s) for each review, it will provide the licensee with a redacted copy of that invoice, omitting the consultant's identifying information. The licensee SHALL pay the costs noted on the invoice within thirty (30) days of the date on the Board's written notice. The licensee's failure to fully reimburse the Board within that time frame SHALL constitute a violation of this Agreed Order;
  - d. The licensee understands and agrees that at least two (2) favorable consultant review must be performed, on terms determined by the Panel or its staff, before the Panel will consider a request to terminate this Agreed Order before the expiration of five (5) years; and
  - e. The licensee SHALL NOT violate any provision of KRS 311.595 and/or 311.597.
3. The licensee expressly agrees that if he should violate any term or condition of this Agreed Order, his practice shall constitute an immediate danger to the public health, safety, or welfare, as provided in KRS 311.592 and 13B.125. The parties further agree that if the Board should receive information that he has violated any term or condition of this Agreed Order, the Panel Chair is authorized by law to enter an Emergency Order of Suspension or Restriction immediately upon a finding of probable cause that a violation has occurred, after an *ex parte* presentation of the relevant facts by the Board's General Counsel or Assistant General Counsel. If the Panel Chair should issue such an Emergency Order, the parties agree and stipulate that a violation of any term or condition of this Agreed Order would render the licensee's practice an immediate danger to the health, welfare and safety of patients and the general public, pursuant to KRS 311.592 and 13B.125; accordingly, the only relevant question for any emergency hearing conducted pursuant to KRS 13B.125 would be whether the licensee violated a term or condition of this Agreed Order.

4. The licensee understands and agrees that any violation of the terms of this Agreed Order would provide a legal basis for additional disciplinary action, including revocation, pursuant to KRS 311.595(13).

SO AGREED on this 12<sup>th</sup> day of OCT, 2023.

FOR THE LICENSEE:

Noor Hassan MD  
NOOR HASSAN, M.D.

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COUNSEL FOR THE LICENSEE  
(IF APPLICABLE)

FOR THE BOARD:

W. Saleem.  
WAQAR A. SALEEM, M.D.  
ACTING PRESIDENT

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