

**BEFORE THE IOWA BOARD OF MEDICINE**

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**IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST  
PARVEEN MALIK, M.D., RESPONDENT**

**FILE No. 02-11-329**

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**STATEMENT OF CHARGES and SETTLEMENT AGREEMENT  
(Combined)**

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COMES NOW the Iowa Board of Medicine (Board) and Parveen Malik, M.D., (Respondent), on June 8, 2012, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into this combined Statement of Charges and Settlement Agreement.

**STATEMENT OF CHARGES**

1. Respondent was issued Iowa medical license no. 30264 on October 18, 1994.
2. Respondent's Iowa medical license is active and will next expire on January 1, 2013.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 148 and 272C.

## COUNT I

4. **Unethical or Unprofessional Conduct:** Respondent is charged pursuant to Iowa Code sections 147.55(3) and 272C.10(3) and 653 IAC 23.1(4) for engaging in unethical or unprofessional conduct in violation of the laws and rules governing the practice of medicine in Iowa. Engaging in unethical or unprofessional conduct includes, but is not limited to, the committing by a licensee of an act contrary to honesty, justice or good morals, whether the same is committed in the course of the licensee's practice or otherwise and whether committed within this state or elsewhere.

## COUNT II

5. **Disciplinary Action by Another Licensing Authority:** Respondent is charged pursuant to Iowa Code section 148.6(2)(d) for having a license to practice medicine revoked or suspended, or having other disciplinary action taken by a licensing authority of another state, territory, or country.

## STATEMENT OF THE MATTERS ASSERTED

6. Respondent is an Iowa-licensed physician who practices general medicine in Bay City, Michigan.

7. On or about December 10, 2010, the Michigan Board of Medicine (Michigan Board) filed disciplinary charges against Respondent for: lack of good moral conduct; unethical business practices; unprofessional conduct and health care fraud. The Michigan Board alleged that Respondent inappropriately billed Medicare and private insurers for intravenous infusion associated with Chelation

Therapy from 2001 through 2006 using the diagnosis codes for other therapies because Medicare and most private insurance carriers do not pay for Chelation Therapy, that Respondent inappropriately billed for services that she rendered to herself, her husband and her children and that she inappropriately billed for services she rendered to another family of an unknown relationship to Respondent.

8. On or about February 22, 2011, Respondent entered into a Consent Order and Stipulation with the Michigan Board to resolve the pending disciplinary charges. Respondent was placed on probation for a period of three years subject to Board monitoring and ordered to pay a \$2,500 fine. Respondent also agreed to a life time exclusion from participation in any federal health care program and termination of her provider status in the Medicaid program.

#### **SETTLEMENT AGREEMENT**

9. **CITATION AND WARNING:** Respondent is hereby **CITED** for engaging in unethical or unprofessional conduct and for being disciplined by the Michigan Board of Medicine for lack of good moral conduct; unethical business practices; unprofessional conduct and health care fraud, in violation of the laws and rules governing the practice of medicine in Iowa. Respondent is hereby **WARNED** that evidence of such conduct in the future may result in further formal disciplinary action. Respondent is also **WARNED** that in Iowa, Chelation Therapy or disodium ethylene diamine tetra acetic acid (EDTA) may only be used for the treatment of heavy metal poisoning or in the clinical setting when a licensee experienced in clinical investigations conducts a carefully controlled

clinical investigation of its effectiveness in treating other diseases or medical conditions under a research protocol that has been approved by an institutional review board of the University of Iowa or Des Moines University—Osteopathic Medical Center pursuant to 653 IAC 13.5.

10. **INDEFINITE SUSPENSION:** Respondent's Iowa medical license shall be suspended indefinitely. Respondent shall not engage in any aspect of the practice of medicine under her Iowa medical license during the period of suspension.

11. **REINSTATEMENT:** The Board will consider reinstatement of Respondent's Iowa medical license upon an application for reinstatement pursuant to Iowa Code chapters 17A, 147, 148 and 272C and 653 IAC 26. Respondent's license shall not be reinstated except upon a showing that the basis for suspension of the Respondent's Iowa medical license no longer exists, and that it is in the public interest for the license to be reinstated. Prior to seeking reinstatement of her Iowa medical license, Respondent shall successfully complete the following requirements:

A. **CIVIL PENALTY:** Respondent shall pay a **\$10,000 civil penalty.**

The civil penalty shall be payable to the Treasurer of Iowa, and shall be mailed to the Executive Director of the Board. The civil penalty shall be deposited into the State General Fund.

B. **PROFESSIONAL ETHICS PROGRAM:** Respondent shall successfully complete a Board-approved Professional Ethics Program. Respondent shall ensure that a report is sent directly to the

Board. Respondent is responsible for all costs associated with the program.

12. Respondent shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

13. Respondent voluntarily submits this Order to the Board for consideration.

14. This Order constitutes the resolution of a contested case proceeding.

15. By entering into this Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Charges and waives any objections to the terms of this Settlement Agreement.

16. In the event Respondent violates or fails to comply with any of the terms or conditions of this Order, the Board may initiate action to suspend or revoke Respondent's Iowa medical license or to impose other license discipline as authorized in Iowa Code chapters 148 and 272 and 653 IAC 25.

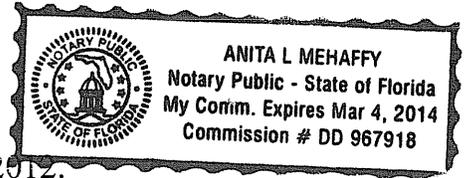
17. Respondent understands that by entering into this combined Statement of Charges and Settlement Agreement, Respondent cannot obtain a copy of the investigative file. Pursuant to Iowa Code section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.

18. This Order is subject to approval by the Board. If the Board fails to approve this Settlement Agreement and Final Order, it shall be of no force or effect to either party.

19. The Board's approval of this Order shall constitute a **Final Order** of the Board.

*Parveen Malik appeared before me this - 23 of April 2012*  
*Anita L. Mehafty*

*Parveen Malik*  
Parveen Malik, M.D., Respondent



Subscribed and sworn to before me on 4-23-, 2012.

Notary Public, State of Florida.

This Order is approved by the Board on June 8, 2012.

*Colle K. Steckelade MD MS*  
~~Siroos S. Shirazi, M.D., Chairman~~  
Iowa Board of Medicine  
400 SW 8<sup>th</sup> Street, Suite C  
Des Moines, Iowa 50309-4686