

**STATE OF TENNESSEE
DEPARTMENT OF HEALTH**

IN THE MATTER OF:)	BEFORE THE TENNESSEE BOARD
)	OF MEDICAL EXAMINERS
SUSHRI MISHRA, M.D.)	
RESPONDENT)	DOCKET NO.: 17.18-241349A
)	CASE NOS: 2023035791
NASHVILLE, TENNESSEE)	
TENNESSEE LICENSE NO.: 36632)	

FINAL ORDER

This matter came to be heard before the Tennessee Board of Medical Examiners (hereinafter the “Board”) on July 31, 2024, pursuant to a Notice of Charges and Memorandum for Assessment of Civil Penalties issued against Respondent. Presiding at the hearing was the Honorable *Kira Summers*, Administrative Judge, assigned by the Secretary of State. The Division of Health Related Boards of the Tennessee Department of Health was represented by Paetria P. Morgan Esq. The Respondent was a pro se litigant. After consideration of the Notice of Charges, the evidence presented, and the record as a whole, the Board finds as follows:

I. FINDINGS OF FACT

1. Respondent has been at all times pertinent hereto licensed by the Board as a medical doctor in the State of Tennessee, having been granted Tennessee medical license number 36632 by the Board on August 27, 2022. Respondent’s license will expire on December 31, 2025.

2. On May 16, 2023, the Respondent entered into a Consent Order (hereinafter “May Order”) with the Board. The May Order reprimanded the Respondent’s license and required the Respondent to pay civil penalties, costs and submit proof of completing fifty (50) continuing education hours.
3. The Respondent was required to pay the \$4,000 civil penalty within ninety (90) days of May 16, 2023. Therefore, the civil penalty payment deadline was August 14, 2023. Respondent was required to pay the \$198.22 cost assessment within sixty (60) days of the issuance of the Assessment of Costs. The Assessment of Costs was issued on May 25, 2023. Therefore, the cost payment deadline was July 24, 2023. Respondent paid the \$4,198.22 outstanding balance on July 29, 2024.

II. CONCLUSIONS OF LAW

The Findings of Fact are sufficient to establish that grounds for discipline of Respondent’s medical license exist. Specifically, Respondent has violated the following statute which is part of the Tennessee Medical Practice Act, (TENN. CODE ANN. § 63-6-101, *et seq.*) for which disciplinary action before and by the Board is authorized:

4. The finding of facts articulated in paragraphs two (2) and three (3), *supra*, constitute a violation of TENN. CODE ANN. § 63-6-214(b)(2):

Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate any provision of this chapter or, any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee [.]

III. POLICY STATEMENT

The Tennessee Board of Medical Examiners takes this action in order to protect the health, safety and welfare of people in the State of Tennessee.

IV. ORDER

NOW THEREFORE, the Board orders the following:

5. The Tennessee medical license of Sushri Mishra, M.D. license number 36632, is hereby REPRIMANDED, effective the date of entry of this Order.
6. Respondent must pay one (1) "Type C" civil penalty, in the amount of one hundred dollars (\$100.00), representing a penalty for violating the May Order referenced in paragraphs two (2) and three (3) of the Findings of Fact, *supra*. Any and all civil penalties shall be paid within thirty (30) days of the effective date of this Order. Any and all civil penalty payments shall be paid by **certified check, cashier's check, or money order** payable to the address listed below. A notation shall be placed on said check that it is payable for the civil penalty of **Sushri Mishra, M.D., Case No. 2023035791**.
7. Respondent must pay, pursuant to TENN. CODE ANN. § 63-6-214(k) and Rule 0880-02-.12(1)(j), the actual and reasonable costs of prosecuting this case to the extent allowed by law, including all costs assessed by the Office of Investigations, Secretary of State, Administrative Procedures Division, as well as the Office of General Counsel. These costs will be established by an Assessment of Costs prepared and filed by counsel for the Department. The maximum amount for the assessment of costs shall be three thousand dollars (\$3,000.00). Any and all costs shall be paid in full within sixty (60) days from the issuance of the Assessment of Costs by submitting a **certified check, cashier's check, or money order** payable to the **State of Tennessee**, which shall be mailed or delivered to:

Disciplinary Coordinator, The Division of Health Related Boards, Tennessee Department of Health, 665 Mainstream Drive, 2nd Floor, Nashville, Tennessee 37243.

A notation shall be placed on said check that it is payable for the costs and civil penalties of **Sushri Mishra, M.D., Case No. 2023035791.**

11. Respondent understands that this is a formal disciplinary action and will be reported to the National Practitioner Data Bank (N.P.D.B.) and/or similar agency.
12. Failure to comply with any of the terms of this Order shall be considered a Board Order violation, which may result in further discipline against Respondent pursuant to T.C.A. § 63-6-214(b)(2).

So **ORDERED** by the Tennessee Board of Medical Examiners this 31st day of July, 2024.



Chairperson
Tennessee Board of Medical Examiners

PREPARED FOR ENTRY:



Patricia P. Morgan (B.P.R. #031772)
Senior Associate General Counsel
Office of General Counsel
Tennessee Department of Health
665 Mainstream Drive, 2nd Floor
Nashville, Tennessee 37243
(615) 741-1611

7/31/24
DATE

RECONSIDERATION, ADMINISTRATIVE RELIEF AND JUDICIAL REVIEW

Within fifteen (15) days after the entry of an initial or final order, a party may file a petition to the Board for reconsideration of the Final Order. If no action is taken within twenty (20) days of filing of the petition with the Board, it is deemed denied. TENN. CODE ANN. § 4-5-317.

In addition, a party may petition the Board for a stay of the Final Order within seven (7) days after the effective date of the Final Order. TENN. CODE ANN. § 4-5-316.

Finally, a party may seek judicial review by filing a petition for review in the chancery court nearest to the place of residence of the person contesting the agency action or alternatively, at the person's discretion, in the chancery court nearest to the place where the cause of action arose, or in the chancery court of Davidson County within sixty (60) days after the effective date of the Final Order. A petition for reconsideration does not act to extend the sixty (60) day period; however, if the petition is granted, then the sixty (60) day period is tolled and a new sixty (60) day period commences from the effective date of the Final Order disposing of the petition. TENN. CODE ANN. § 4-5-322.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon Respondent, Sushri Mishra, M.D., 609 Wolfboro Lane, Nashville, Tennessee 37221 by delivering same in the United States Mail, Certified Number 7021 0950 0001 7213 4341, return receipt requested, and United States First Class Mail, with sufficient postage thereon to reach its destination and via email at sushri@me.com.

This 1st day of August 2024.



Paetria P. Morgan
Senior Associate General Counsel

TN SOS-APD Wed, Jul 31, 2024 03:30 PM : 6 of 6 pages filed