

**STATE OF NEW HAMPSHIRE
OFFICE OF PROFESSIONAL
LICENSURE AND CERTIFICATION**

BOARD OF MEDICINE

**In Re: Gurijala Ramesh Ramayya, MD
Applicant for Physician License**

Docket No.: 24-MED-006

NOTICE OF DECISION DATED 4/19/2024

Enclosed please find a copy of the Board's Order dated 4/19/2024 relative to:

LICENSING HEARING FINAL DECISION AND ORDER

PETITIONS FOR REHEARING:

Pursuant to N.H. Code Admin. Rs. Plc 206.31(b), 206.33 ("Rules") and RSA 310:14, II, petitions for rehearing shall be filed within 30 calendar days after service of a final adjudicative order. Pursuant to Rule 206.31(c) and (d), the Petition shall: 1) clearly identify the applicant, by name as shown on the application, together with the profession for which the application was filed and the date of the denial of the application, for rehearing of a denial of licensure; 2) clearly state whether the petitioner is seeking to have the decision reversed or modified and, if modified, the specific modification(s) sought; 3) clearly identify the specific findings of fact or conclusions of law, or both, that the petitioner asserts are erroneous; and 4) contain such argument in support of the petition as the petitioner desires to present, including an explanation of how substantial justice would be done by granting the relief requested. Pursuant to Rule 206.31(e), the petitioner or petitioner's representative shall sign the petition. Pursuant to Rule 206.31(f), such signature shall constitute attestation that: 1) the signer has read the petition for rehearing; 2) the signer is authorized to file the petition for rehearing; 3) to the best of the signer's knowledge, information, and belief, there are good grounds to support the petition for rehearing; and 4) the petition for rehearing has not been filed solely or primarily for purposes of delay or harassment in any pending or contemplated administrative, civil, or criminal proceeding. Pursuant to Rule 206.31(g), no answer to a petition for rehearing shall be required, but any answer or objection filed shall be delivered to the presiding officer's office within 5 working days following receipt of service of the petition for rehearing. Pursuant to RSA 541:5, upon the filing of such petition for rehearing, the Board or Presiding Officer shall within ten days either grant or deny the same, or suspend the order or decision complained of pending further consideration, and any order of suspension may be upon such terms and conditions as the Board or Presiding Officer may prescribe. The Presiding Officer and/or Board shall rule upon a Motion for Rehearing in accordance with Rule 206.32. Pursuant to Rule 206.32(e), a decision on reconsideration shall be issued after fully considering the petition and any responses thereto, which reconsideration shall include a hearing on the factual issues identified in the motion if the board determines a hearing to be necessary to a full consideration of the facts.

RIGHT TO APPEAL:

Pursuant to RSA 310:14, III, appeals from a decision on a petition for rehearing shall be by appeal to the New Hampshire Supreme Court pursuant to RSA 541. Pursuant to RSA 541:6, within 30 days after the application for a rehearing is denied, or, if the application is granted, then within thirty days after the decision on such rehearing, the applicant may appeal by petition to the New Hampshire Supreme Court. *See also* Rule 206.33.

**STATE OF NEW HAMPSHIRE
OFFICE OF PROFESSIONAL
LICENSURE AND CERTIFICATION**

BOARD OF MEDICINE

**In Re: Gurijala Ramesh Ramayya, MD
Applicant for Physician License**

Docket No.: 24-MED-006

**FINAL ORDER
AND DECISION -**

I. ATTENDEES:

Board Members and Administrative Staff and Counsel:

Jonathan Eddinger, Board President and Member
Marc L. Bertrand, Board Vice President and Member
Daniel M. Frazee, Board Member
Richard G. Kardell, Board Member
Jonathan Ballard, Board Member
Emily R. Baker, Board Member
David J. Goldberg, Board Member
Beatrice Engstrand, Board Member
Nina C. Gardner, Board Member
Linda M. Tatarczuch, Board Member (via zoom)
Michael Gianunzio, OPLC Board Administrator
Charlene Anstead, OPLC Board Administrator
Cassandra Brown, OPLC Board Counsel

Presiding Officer:

Shane D. Goulet, Esq., OPLC Administrative Law Judge

Parties:

None. Gurijala Ramesh Ramayya failed to appear.

II. CASE SUMMARY/PROCEDURAL HISTORY:

On or about 03/06/24 the New Hampshire Board of Medicine (“Board”) received a completed application for licensure as a physician from Gurijala Ramesh Ramayya, MD (“Applicant”). After reviewing the application at its 03/06/24 regular meeting the Board determined that it needed more information concerning: (1) whether the Applicant has successfully passed the necessary examinations for licensure in the State of N.H.; (2) why the Applicant answered no to question number 8 of the application when his documentation evidence multiple testing failures; and (3) clarification regarding the Applicant’s answer to question number 18 on the application. The Board therefore voted to initiate an adjudicative proceeding to determine whether the Applicant meets the reinstatement requirements as a physician in New Hampshire. On 04/03/24 at 2:00 pm the Board held an adjudicative hearing. Pursuant to RSA 310:11, III(b) ("Rules"), Shane D. Goulet, Esq., OPLC Administrative Law Judge was appointed by the Board as presiding officer.

III. CONDUCT OF THE HEARING AND EVIDENCE PRESENTED:

The Applicant failed to appear for the final hearing in this matter. The record showed that on 03/18/24 the Board mailed the Notice of Hearing for the 04/03/2024 adjudicative hearing in this matter via first-class mail and certified mail, return receipt requested to the address provided by the Applicant in his application as recorded in the MLO profile. Additionally, the record shows that the Board emailed the Applicant a copy of the Notice of Hearing on 03/18/2024 to the email address provided by the Applicant in his application as recorded in the MLO profile. The Board’s Notice of Hearing states that the hearing is scheduled for 04/03/2024 at 2:00 PM EST and will take place at OPLC, 7 Eagle Square, Concord, New Hampshire 03301. The Notice of Hearing contains the information required by RSA 541-A:31. The record contains no correspondence from the Applicant in which he indicates an inability to make the hearing or requests a continuance.

Based upon the foregoing, the Board concluded that it has complied with the service requirements of RSA 541-A, RSA 310-A, and Plc Rule 206.06 et seq. The Board additionally finds that it has provided “notice reasonably calculated, under all the circumstances, to apprise ... [the Licensee] ... of the pendency of the action and afford ... [her] ... an opportunity to present ... [her] ... objections.” *See, i.e., Jones v. Flowers*, 547 U.S. 220, 225-26 (2006). Pursuant to Plc Rules 206.25(a)(2) and (b), the Board therefore concluded during the hearing that the Applicant was in default.

IV. FINDINGS OF FACT AND CONCLUSIONS OF LAW:

The Board finds and concludes the Applicant failed to appear for the final hearing and had the burden of proof in this matter. The Board additionally finds and concludes he received the required statutory, rule, and constitutional notice of the hearing. The Board therefore concludes he defaulted under Plc Rule 206.25(b). Pursuant to Plc Rule 206.25(c) this adjudicatory proceeding is therefore dismissed. The Board further finds and concludes The Board further finds and concludes that the Applicant’s application and supplemental materials do not demonstrate, by a preponderance of the evidence that he meets the requirements of RSA 329:14, II, RSA 329:12, I (6), and Med Rules 303.01 et seq.

IV. CONCLUSION AND DECISION:

Pursuant to Plc Rule 206.25(c) this adjudicatory proceeding is dismissed. The Board hereby denies Gurijala Ramesh Ramayya’s application for licensure as a physician in the State of New Hampshire.

DATED: 4/19/2024

_____/s/ Shane D. Goulet, Esq.
Shane D. Goulet, Esq., Presiding Officer
Administrative Law Judge -
New Hampshire Office of
Professional Licensure & Certification
7 Eagle Square
Concord, NH 03301