

IN THE MATTER OF  
THE LICENSE OF  
MOHSIN MAZHAR SYED, M.D.

BEFORE THE DISCIPLINARY  
PANEL OF THE  
TEXAS MEDICAL BOARD

**ORDER OF TEMPORARY SUSPENSION**  
**(WITHOUT NOTICE OF HEARING)**

On June 15, 2017, came to be heard before the Disciplinary Panel (Panel) of the Texas Medical Board (Board), composed of Sherif Z. Zaafran, M.D., Margaret McNeese, M.D., and Carlos Gallardo, members of the Board duly in session, the matter of the Application for Temporary Suspension (Without Notice of Hearing) of the license of Mohsin Mazhar Syed, M.D. (Respondent). Susan Rodriguez represented Board staff. Based on evidence submitted, the Board through this Panel makes the following Findings of Fact and Conclusions of Law and enters this Order of Temporary Suspension (Without Notice of Hearing):

**FINDINGS OF FACT**

1. Respondent is an internal medicine physician practicing cosmetic surgery and aesthetics at the Medical Spa of Midland, 4506 Briarwood Avenue, Midland, Texas 79707.
2. In May 2017 Respondent was indicted on one count of felony sexual assault based on allegations that Respondent sexually assaulted a patient in December 2016 during an office visit.
3. It has been alleged that on or about December 19, 2016, Patient 1 had an appointment with Respondent during which he administered injections of Botox and "lip fillers." At the same visit Patient 1 also requested a consultation for liposuction treatment of her outer thighs. It is alleged that during the appointment Respondent asked if Patient 1 had breast implants and asked to see them. After looking at Patient 1's breasts, Respondent proceeded to examine her outer thighs. Respondent then went on to touch Patient 1's inner thighs, abdomen, and lower abdomen, asking about those areas even though the patient did not request treatment of those areas. Respondent then moved Patient 1's underwear and touched her labia. After Patient 1 moved away from Respondent, Respondent attempted to hug and kiss Patient 1 but she

refused. Respondent then apologized and indicated that he would perform the requested outer thigh treatment on Patient 1 at a discounted rate.

4. Patient 1 and Respondent left the exam room. The patient paid for her products but was not charged for the additional fillers she received. The medical records for Patient 1 indicate that the patient would receive a \$3,000 discount on the outer thigh treatment.

5. Patient 1 filed a report with the Midland Police Department the next day.

6. Respondent subsequently sent text messages to Patient 1, indicating that there had been a “misunderstanding” and asking the patient to contact him so he could explain.

7. Respondent was arrested on or about June 1, 2017, but bonded out of custody the same day.

8. Staff has received reports detailing similar allegations against Respondent by two other patients.

9. Based on information and belief, Respondent continues to see and treat patients at his practice address in Midland.

### **CONCLUSIONS OF LAW**

Based on the above Findings of Fact, the Panel concludes the following:

1. Section 164.059 of the Act authorizes the Disciplinary Panel to temporarily suspend or restrict the medical license of Respondent if the Disciplinary Panel determines from evidence presented to it that the Respondent’s continuation in the practice of medicine would constitute a continuing threat to the public welfare.

2. Based on the evidence presented and the Findings of Fact set forth herein, the Disciplinary Panel finds that Respondent violated various sections of the Medical Practice Act, specifically:

a. Section 164.051(a)(1) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent’s commission of an act prohibited under Section 164.052 of the Act.

b. Section 164.052(a)(5) of the Act authorizes the Board to take disciplinary action against Respondent based upon Respondent’s unprofessional or dishonorable conduct that is likely to deceive or defraud the public, as provided by Section 164.053, or injure the public, as further defined by Board Rules 190.8(2)(E),

engaging in sexual contact with a patient; 190.8(2)(F), engaging in sexually inappropriate behavior or comments directed toward a patient; 190.8(2)(K), behaving in an abusive or assaultive manner towards a patient or patient's family that interferes with patient care; 190.8(2)(P), behaving in a disruptive manner towards licensees, hospital personnel, other medical personnel, patients, family members or others that interferes or could be reasonably expected to adversely impact the quality of care rendered to a patient; and 190.8(2)(R), commission of the following violations of federal and state laws whether or not there is a complaint, indictment, or conviction: i) any felony; and ii) any offense in which assault or battery, or the attempt of either is an essential element.

- c. Section 164.053(a)(1) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's commission of an act that violates a law of this state that is connected with Respondent's practice of medicine.

3. Based on the evidence presented and the above Findings of Fact and Conclusions of Law, the Panel determines that Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.

### **ORDER**

Based on the above Findings of Fact and Conclusions of Law, the Panel ORDERS that:

1. Respondent's Texas Medical License No. K-2295 is hereby TEMPORARILY SUSPENDED.

2. This Order of Temporary Suspension (Without Notice of Hearing) is effective on the date rendered.

3. Notice of this Order of Temporary Suspension (Without Notice of Hearing) shall be given immediately to Respondent.

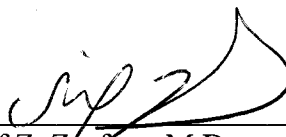
4. A hearing on the Application for Temporary Suspension (With Notice of Hearing) will hereby be scheduled before a Disciplinary Panel of the Board at a date to be determined as soon as practicable, at the offices of the Board, unless such hearing is specifically waived by Respondent.

5. This Order of Temporary Suspension (Without Notice of Hearing) shall remain in effect until such time as a hearing on the Application for Temporary Suspension (With Notice of

Hearing) is conducted and a Disciplinary Panel enters an order, or until superseded by a subsequent order of the Board.

**SIGNATURE PAGE FOLLOWS.**

Signed and entered this June 15, 2017.



---

Sherif Z. Zaafran, M.D.  
Chair, Disciplinary Panel  
Texas Medical Board