



**QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS**



Statement No.:		Date: 27/6/2005
----------------	--	-----------------

**Statement of:**

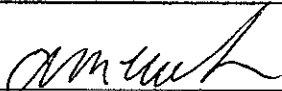

Name of witness:	Ainslie McMULLEN	Date of birth:		Age:	
Occupation:	Administration Officer				

**Police officer taking statement:**

Name of police officer:	Brett Kenneth HEATH	Rank:	Detective Sergeant	Reg. No.:	7162
Region/ Command/ Division:	State Crime Operations Command	Station:	Fraud and Corporate Crime Investigation Group		

Ainslie McMULLEN states:

1. I reside at an address known to Police.
2. I know Jayant Mukundray PATEL ("PATEL") by name only.
3. Between December 1999 and October 2004, I was employed as an Administration Officer by the Office of Health Practitioner Boards ("OHPRB") to perform administrative functions for the Medical Board of Queensland ("MBQ").
4. My role and duties at the OHPRB included the receipt, collation and checking of area of need applications and supporting documents supplied by persons applying to be registered as a medical practitioner by the Medical Board of Queensland.
5. The MBQ would meet every second and fourth Tuesday of the month. The work generated from these Board meetings would take up to a week to complete including the generation and sending of correspondence from the meeting. The next week leading up to the Registration Advisory Meeting ("RAC") which was held on the Monday of the week preceding every Board meeting, required the processing of all new applications. On average between 50 and 100 applications were processed prior to the RAC meeting, depending on the time of year.
6. When an area of need application for registration was received, my role was to check the application for completeness and that all the documents supplied by the applicant or referring agency were attached. I would also check the attachments to ensure that they were correctly certified. Documents typically found attached to an application included certificates of medical qualifications, Certificates of Good Standing, CV's and proof of identity documents.
7. It was not my duty to contact referees or establish the bona fides of applicants.

This is Page 1 of a Statement comprising 5 Page(s).	
 Witness	 Police Officer
Justice of the Peace (Qual) / Commissioner of Declarations	

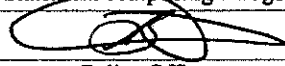
**CONTINUED STATEMENT OF: Ainslie McMULLEN**

8. To assist in the process, a checklist was developed for applicants to be registered under section 135 to fill an area of need.
9. Once the application and supporting documents were checked, the application was referred to the next Registration Advisory Meeting ("RAC") for discussion and consideration. If the RAC deemed it appropriate, the application was referred to the Board to confirm the decision.
10. I have no specific recollection of the receipt and collation of the application and supporting documents supplied by PATEL. I have however perused the MBQ file relating to the registration of PATEL as a special purpose registrant at the Bundaberg Base Hospital between 1 April 2003 and 31 March 2004.
11. For the RAC meeting dated 3 February 2003, I completed a checklist for the application for registration by PATEL.
12. Attached to this application were the following documents:
  - a. Registration checklist dated 3 February 2003 completed by myself;
  - b. Registration form checklist received 21 January 2003;
  - c. A letter under the hand of Suzy TAWSE of Wavelength Consulting Pty Ltd to the Registrar of the Medical Board of Queensland dated 17 January 2003.
  - d. A letter under the hand of Dr Kees NYDAM, Assistant Director of Medical Services Bundaberg Health Service District, Bundaberg Base Hospital to the Registrar of the Medical Board of Queensland dated 8 January 2003 and submitted on behalf of PATEL by Wavelength Consulting Pty Ltd.
  - e. Copy of the application form M1 completed and signed by PATEL dated 6 January 2003 and submitted on his behalf by Wavelength Consulting Pty Ltd. Received 17 January 2003;
  - f. Application for area of need certification;
  - g. Copy of Form 1 completed by the Assistant Director of Medical Services of the Bundaberg Base Hospital;
  - h. Copy of position description of the Senior Medical Officer- Surgery at the Bundaberg Base Hospital;

This is Page 2 of a Statement comprising 5 Page(s).

  
Witness

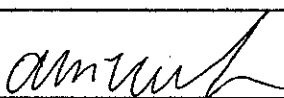
Justice of the Peace (Qual) /  
Commissioner of Declarations

  
Police Officer

**CONTINUED STATEMENT OF: Ainslie McMULLEN**

- i. Copy of Form 2 completed by PATEL and submitted on his behalf by Wavelength Consulting.
- j. A letter under the hand of Suzy TAWSE, Wavelength Consulting Pty Ltd to the Registrar Queensland Medical Board dated 28 January 2003;
- k. Original Oregon Board of Medical Examiners "Verification of Licensure" dated 17 January 2003;
- l. Fax transmission cover sheet from Suzy TAWSE to Ainslie McMULLEN dated 21 January 2003;
- m. Faxed copy of Oregon Board of Medical Examiners "Verification of Licensure" dated 17 January 2003;
- n. Copies of supporting documentation provided with PATEL's application, submitted on his behalf by Wavelength Consulting Pty Ltd including the following certified copies of:
  - i. Bachelor of Medicine and Bachelor of Surgery, Saurashtra University, dated 11 March 1973;
  - ii. Master of Surgery, Saurashtra University dated 20 March 1976;
  - iii. American Board of Surgery Certificate issued 18 October 1996 valid until 1 July 2009;
  - iv. Certificate Dr PATEL served as Intern in Surgery 1 July 1978 to 30 June 1979 and Resident in Surgery 1 July 1979 to 31 December 1981;
  - v. Certificate of Residency in General Surgery, Erie County Medical Centre Program II, State University of New York at Buffalo, 1 July 1982 to 30 June 1983 and Chief Resident in Surgery 1 July 1983 to 30 June 1984;
  - vi. State of Oregon Board of Medical Examiners Licence dated 14 April 1989;
  - vii. Oregon State Board of Medical Examiners, Certificate of registration for Medical/Physician and/or Surgeon, 14 April 1989 to 31 December 2003;

This is Page 3 of a Statement comprising 5 Page(s).



Witness

Justice of the Peace (Qual) /  
Commissioner of Declarations



Police Officer

**CONTINUED STATEMENT OF: Ainslie McMULLEN**

- viii. Controlled Substance Registration certificate dated 22 April 2002;
- ix. Curriculum vitae of PATEL submitted on behalf of PATEL by Wavelength Consulting Pty Ltd;
- x. Certified copy of personal identification page of United States of America passport 207556040 for Jayant Mukundray PATEL.;
- xi. Two passport sized photographs;

**Witness refers to above mentioned exhibits. Exhibit \_\_\_\_\_.**

13. On the original checklist, there is a section which asks, "Under investigation or conditions/undertakings in place" with the options of circling either "Yes", "No", or "N/A". To this question I have circled "No". This response is based to the fact that I did not observe any reference to any investigation, condition, undertaking or disciplinary action on any of the documents supplied by PATEL.
14. From my experience, a Certificate of Good Standing ("CoGS") is either granted or not. The "Verification of Licensure" as supplied by PATEL was taken by me to be the equivalent of a CoGS. I can't recall observing anything untoward on PATEL's "Verification of Licensure" that warranted me performing further inquiry.
15. In PATEL's application form, there are also questions concerning his "Fitness to Practice". In this area, the applicant makes declarations including the status of their registration overseas and whether it has been the subject to any undertaking or the imposition of a condition, suspension or cancellation or in any other way. There is also a declaration concerning whether their registration as a medical practitioner had been cancelled or suspended. To both these questions, PATEL has crossed the box's marked "No".
16. These factors made me believe that PATEL's application and "Verification of Licensure" were legitimate. If PATEL had ticked any of the boxes "Yes", I would have made the appropriate inquiries and passed on the information to the RAC for their consideration. Had I been made aware of the previous disciplinary history of PATEL, I would have brought it to the attention of the RAC for their further investigation and consideration.
17. On 1 November 2004, I took unpaid leave from the OHPRB to explore an employment opportunity outside the Office. On 3 May 2005, I tendered my resignation with the

This is Page 4 of a Statement comprising 5 Page(s).

Witness

Justice of the Peace (Qual) /  
Commissioner of Declarations

Police Officer

**CONTINUED STATEMENT OF: Ainslie McMULLEN**


OHPRB. My reasons for leaving had nothing whatsoever to do with any matter involving my duties at the OHPRB or PATEL's registration.

**Justices Act Acknowledgement**

**Justices Act 1886**

I acknowledge by virtue of section 110A(5)(c)(ii) of the Justices Act 1886 that:

- (1) This written statement by me dated 27/06/2005 and contained in the pages numbered 1 to 5 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that, if it were admitted as evidence, I may be liable to prosecution for stating in it anything that I know is false.

.......... Signature

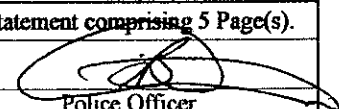
Signed at .....Brisbane.....this.....27th.....day of.....June.....2005....

This is Page 5 of a Statement comprising 5 Page(s).



Witness

Justice of the Peace (Qual) /  
Commissioner of Declarations



Police Officer