

**STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION**

DEPARTMENT OF FINANCIAL AND)	
PROFESSIONAL REGULATION)	
of the State of Illinois.	Complainant.)
v.)	No. 2011-11474
ANJUM I. USMAN, M.D.,)	
License No.036-083420,	Respondent.)

COMPLAINT

NOW COMES THE DIVISION OF PROFESSIONAL REGULATION of the DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois (Department), by its Chief of Medical Prosecutions, Laura E. Forester, and as its Complaint against ANJUM I. USMAN, M.D., Respondent, complains as follows:

FACTUAL ALLEGATIONS

1. Respondent is presently the holder of a Certificate of Registration as a Physician and Surgeon in the State of Illinois, License Number 036-083420, issued by the Department. Respondent's license is currently in active status.
2. That the Department has jurisdiction to investigate complaints and to bring this action pursuant to 20 ILCS 2105/2105-15 (a) (5) and 225 ILCS 60/36. (2009, as amended).
3. That at all times mentioned herein the Respondent practiced medicine as a Physician and Surgeon in the State of Illinois.
4. That on or about December 27, 2011, the Department received the following information alleging:
 - a. that Respondent treated patient R.S., a minor, for autism using a variety of alternative and unconventional medical treatments;
 - b. that patient R.S. received unnecessary and medically unwarranted treatment that may potentially result in permanent disabling injuries as a result of Respondent's treatments; and
 - c. that Respondent's husband improperly sold a hyperbaric oxygen chamber to patient R.S.'s father.

5. That at all times stated herein, Respondent was practicing as a Physician and Surgeon at True Health Medical Center located at 603 E. Diehl Road, Suite 135, Naperville, IL 60563.
6. That at all times stated herein, Respondent owned, operated and managed True Health Medical Center in Naperville, IL.
7. That at all times stated herein, Respondent owned, operated and managed Pure Compounding Pharmacy, located at 603 E. Diehl Road, Suite 131, Naperville, IL 60563.
8. That at all times stated herein, Respondent's husband owned, operated and managed Creating Connections, located at 603 E. Diehl Road, Suite 135, Naperville, IL 60563.
9. That patient R.S. was born on [REDACTED]
10. That on or about July 24, 2006, patient R.S. presented to True Health Medical Center in Naperville, Illinois due to complaints of hypotonia, speech delay, echolalia, scripting, social delay, mushy stools, poor eye contact, and a diagnosis of mild autism.
11. That beginning on or about July 24, 2006, Respondent undertook to diagnose and treat patient R.S.
12. That on or about July 24, 2006, patient R.S.'s mother signed an informed consent form stating that chelation therapy's usage "is considered controversial for the generalized treatment of chronic, low or high level lead toxicity, mercury toxicity or for other heavy metal toxicities, either acute or chronic."
13. That patient R.S.'s medical records and/or other information gathered during the course of the Department's investigation indicated that at various times between July 24, 2006, and June 8, 2010, Respondent diagnosed patient R.S. with the following conditions and/or diagnoses:
 - a. Intestinal dysbiosis – clostridia, yeast;
 - b. Oxidative stress;
 - c. Mitochondrial dysfunction;
 - d. Methylation;
 - e. Low vitamin D;
 - f. Low zinc;
 - g. Low iron;
 - h. Hypotonia; and

- i. Heavy metal toxicity.
14. That patient R.S.'s medical records and/or other information gathered during the course of the Department's investigation indicated that at various times between July 24, 2006, and June 8, 2010, Respondent ordered and/or administered the following tests to patient R.S.:
 - a. MAP (Metabolic Analysis Profile);
 - b. Complete blood count with differential (CBC w/DIFF);
 - c. Provoked urine tests for toxic metals;
 - d. Comprehensive stool analysis;
 - e. Copper tests;
 - f. Zinc tests;
 - g. Urine porphyrin tests;
 - h. Hair analysis;
 - i. Comprehensive food panel testing;
 - j. Parasitology tests; and
 - k. Microbiology tests.
15. That patient R.S.'s medical records and/or other information gathered during the Department's investigation indicated that at various times between July 24, 2006, and June 8, 2010, Respondent prescribed and/or recommended the following treatments for patient R.S.:
 - a. Dietary measures: casein-free, gluten-free, organic, hormone-free, antibiotic-free, soy-free, corn-free, excitotoxins-free;
 - b. Vitamins, minerals and other dietary supplements: CD Herbal, CD Biotic, antioxidants, magnesium malate, multivitamin, vitamin C, DHA, B12, methylfolate, BH4, Natural Gamma E, vitamin D, vitamin A, L-Carnitine, Acetyl Carnitine, Mineral, zinc, calcium, Therbiotic Detox, Factor 4/Sac B, Probiotic Klaire Detox, Biosothe Herb, Inositol, SNT, selenium, s.bouillardii, Liver Life, olive leaf extract, oil oregano, yucca, citrus pectin, bentonite clay, MCT, Ura ursi, pleo strep, pleo NOT, pleo staph, Brain Biz SL, oxypowder, magnesium glycinate, ProCulture Gold, AFP peptides;
 - c. Enzymes: SPS 30, Houston Enzymes;

- d. Antifungal drugs: Diflucan, Nystatin, Valtrex, Vancomycin, Biocidin;
- e. Other substances: charcoal, GABA, phosphatidyl choline;
- f. Detoxification/chelation drugs: DMPS, CaEDTA, C'SH, Secretin;
- g. Hormones: melatonin;
- h. Hyperbaric oxygen;
- i. Far infrared sauna; and
- j. Gluthathione.

16. None of the treatments described above has been proven to influence the course of autism.

COUNT I

- 1 - 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count I.
17. Hair analysis does not provide a basis for the diagnosis of heavy metal toxicity.
18. Provoked urine testing does not provide a basis for the diagnosis of heavy metal toxicity. The American College of Medical Toxicology has determined that provoked testing has not been scientifically validated, has no demonstrated benefit and may be harmful when used for assessing patients for metal poisoning.
19. Porphyrin testing does not provide a reliable basis for the diagnosis of heavy metal toxicity.
20. Although chelation therapy is FDA-approved for treating lead poisoning, it should not be used unless a non-provoked blood (not urine) test shows an extremely high level of lead.
21. Respondent did not obtain a confirmatory blood lead test or record any source of lead exposure.
22. The record contains no basis for concluding that chelation therapy was appropriate for patient R.S.
23. The record does not document any reason why unproven treatments were prescribed and/or administered to patient R.S.
24. The record does not contain adequate informed consent for any of the prescribed nonstandard tests or treatments. The consent forms used did not accurately present the risks and/or benefits of tests and treatments. Although it mentioned experimental drug use, these were not administered as part of a proper experimental protocol.

25. The informed consent form states that chelation therapy "is considered controversial for the generalized treatment of chronic low or high level lead toxicity, mercury toxicity, or for other heavy metal toxicities, either acute or chronic." This statement is misleading because there is a clear scientific consensus that it is inappropriate for treating lead toxicity without demonstrating that toxicity exists and that the level is very high.
26. That Respondent abused the physician/patient relationship by taking unfair advantage of a patient's vulnerability in that Respondent utilized unproven drugs and medicine to treat patient R.S., a pediatric patient diagnosed with autism.
27. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(20), relying on the Rules for the Administration of the Medical Practice Act, Illinois Administrative Code Title 68, Section 1285.240(b).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT II

- 1 – 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count II.
- 17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count II.
26. That Respondent engaged in unprofessional, unethical and/or dishonorable conduct in that Respondent provided medically unnecessary treatment to patient R.S., failed to obtain informed consent for the medically unnecessary treatment of patient R.S., failed to maintain appropriate medical records and/or charts for the care and treatment of patient R.S., and failed to provide adequate treatment of patient R.S.:
 - a. Breached the responsibility owed to patient R.S.; and
 - b. Violated the standard of care owed to patient R.S.
27. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes

(2002), Section 60/22(A)(5), relying on the Rules for the Administration of the Medical Practice Act, Illinois Administrative Code Title 68, Section 1285.240(a).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT III

1 – 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count III.

17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count III.

26. Throughout the treatment period, Respondent made statements to patient R.S.'s parents that the prescribed treatments had positive clinical benefits for children with autism, despite the lack of empirical research supporting Respondent's position.

27. That Respondent made false or misleading statements regarding the efficacy or value of the medicine, treatment, or remedy prescribed by Respondent in the treatment of any disease or other condition of the body in that Respondent made false or misleading statements regarding the efficacy of chelation therapy, hyperbaric oxygen chamber therapy and/or far infrared sauna therapy in the treatment of autism.

28. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(10).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT IV

1 – 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count IV.

17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count IV.

26 – 27. The Department realleges paragraphs 26 through 27 of Count III as paragraphs 26 through 27 of Count IV.

28. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(31).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT V

1 - 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count V.

17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count V.

26. That Respondent failed to establish and maintain records of patient care and treatment as required by law in that Respondent failed to document the following for patient R.S.:

- a. A coherent treatment plan;
- b. Diagnoses supported by patient history, physical findings and/or laboratory tests;
- c. Rationale or goals for the majority of prescribed treatments or documentation as to what treatments are intended for what purpose; and
- d. Patient responses to prescribed treatments.

27. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(41).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT VI

- 1 – 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count VI.
- 17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count VI.
26. That between July 24, 2006 and June 8, 2010, patient R.S.'s parents paid approximately \$27,033.44 to Respondent and Pure Compounding Pharmacy, which was owned and operated by Respondent, for the care and treatments prescribed by Respondent for patient R.S.
27. That at some point between July 24, 2006 and September 11, 2008, Respondent indicated to patient R.S.'s father that Respondent's husband sold hyperbaric oxygen chambers.
28. That at some point between July 24, 2006 and September 11, 2008, Respondent indicated to patient R.S.'s father that he could purchase a hyperbaric oxygen chamber at a "better price" if he purchased it from Respondent's husband.
29. That on or about September 11, 2008, patient R.S.'s father purchased a hyperbaric oxygen chamber for \$12,000 from Creating Connections, which was owned and operated by Respondent's husband.
30. That Respondent promoted the sale of drugs, devices, appliances or goods provided for patient R.S. in such a manner as to exploit patient R.S.'s parents for Respondent's own financial gain.
31. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(18).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT VII

- 1 – 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count VII.
- 17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count VII.

26 – 29. The Department realleges paragraphs 26 through 29 of Count VI as paragraphs 26 through 29 of Count VII.

30. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(6).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

COUNT VIII

1 - 16. The Department realleges paragraphs 1 through 16 of the Factual Allegations as paragraphs 1 through 16 of Count VIII.

17 – 25. The Department realleges paragraphs 17 through 25 of Count I as paragraphs 17 through 25 of Count VIII.

26. That Respondent engaged in a pattern of practice or other behavior that demonstrates incapacity or incompetence to practice in that Respondent:

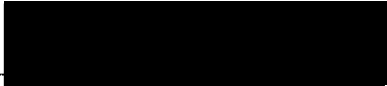
- a. Repeatedly prescribed and administered unproven and medically unnecessary treatments to patient R.S. despite the lack of empirical research demonstrating the effectiveness of the prescribed treatment plans; and
- b. Demonstrated extreme departure from rational medical judgment in the care and treatment of patient R.S.

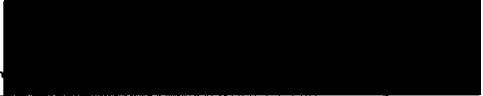
30. That the foregoing acts and/or omissions of Respondent are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 Illinois Compiled Statutes (2002), Section 60/22(A)(26).

WHEREFORE, based on these allegations, the Department of Financial and Professional Regulation of the State of Illinois, by Laura E. Forester, its Chief of Medical Prosecutions, prays that the Physician and Surgeon license of ANJUM I. USMAN, M.D., be revoked, suspended, placed on probation or otherwise disciplined.

DEPARTMENT OF FINANCIAL AND
PROFESSIONAL REGULATION of the State of Illinois

By: _____


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Chief of Medical Prosecutions


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