



## **Memorandum**

**To:** Administrators, Directors of Nursing, Medical Directors, Directors of Home Care Patient Services, Directors of Resident Services at New York State Nursing Homes, Home Health Agencies and Licensed Home Care Services Agencies (LHCSA) and Adult Care Facilities

**From:** Dan Sheppard, Deputy Commissioner, Office of Primary Care and Health Systems Management, New York State Department of Health (NYSDOH)

**Re:** Modern Diagnostic Laboratory, Inc (MDL)

**Date:** May 24, 2018

On 5/22/2018 the New York State Department of Health (Department) issued an Order for Summary Action against a laboratory service provider, Modern Diagnostic Laboratory Inc. due to findings of an investigation by the Wadsworth Center's Clinical Laboratory Evaluation Program. The investigation determined that glucose and potassium test results were not reliable and in some instances falsely reported.

Yesterday (5/23/2018), the Department issued an Amended Order for Summary Action against MDL. The Amended Order enables MDL to resume providing services under existing contracts. The Amended Order requires that MDL meet certain requirements, including but not limited to, the immediate employment of an independent consultant who will be approved by the Department, and the cessation of any inappropriate testing and reporting practices.

For providers seeking to contract with an alternative laboratory, a list of other approved laboratories can be found at the following link:

<https://www.wadsworth.org/regulatory/clep/approved-labs> .