



New York State Board for Professional Medical Conduct

433 River Street, Suite 303 • Troy, New York 12180-2299 • (518) 402-0863

PUBLIC

Antonia C. Novello, M.D., M.P.H., Dr. P.H.
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NYS Department of Health*

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*Executive Deputy Commissioner
NYS Department of Health*

Dennis J. Graziano, Director
Office of Professional Medical Conduct

Michael A. Gonzalez, R.P.A.
Vice Chair

Ansel R. Marks, M.D., J.D.
Executive Secretary

December 30, 2003

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Albany Multi-Medicine, P.C.
c/o Wilfred Friedman, Esq.
Friedman and Mahdavian, P.C.
The Bar Building
36 West 44th Street, Suite 816
New York, NY 10036

Re: Professional Corporation
Albany Multi-Medicine, P.C.

Dear Mr. Friedman:

Enclosed please find Order BPMC No. 03-359 issued by the New York State Board for Professional Medical Conduct. This order carries the penalty of revocation of the certificate of incorporation for the professional corporation listed and goes into effect January 6, 2004.

If the penalty imposed by the Order is a surrender, revocation or suspension of this license, you are required to deliver to the Board the license and registration within five (5) days of receipt of the Order to Board for Professional Medical Conduct, New York State Department of Health, Hedley Park Place, Suite 303, 433 River Street, Troy, New York 12180.

Sincerely,

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

IN THE MATTER
OF
ALBANY MULTI-MEDICINE, P.C.

CONSENT
AGREEMENT
AND ORDER

BPMC No. 03-359

The Respondent, Albany Multi-Medicine, P.C., says:

The Respondent is a professional service corporation duly authorized by the filing of its certificate of incorporation on September 11, 2000 to practice medicine in the State of New York pursuant to Article 15 of the Business Corporation Law.

The Respondent is subject to the jurisdiction of the New York State Board for Professional Medical Conduct, and the pre-hearing and hearing procedures of Title II-A of Article 2 of the New York Public Health Law, pursuant to Section 1503(d) of the Business Corporation Law.

The Respondent is applying to the New York State Board for Professional Medical Conduct for a Consent Agreement and Order imposing a penalty, pursuant to Section 230-a of the Public Health Law and Section 1503(d) of the Business Corporation Law, of revocation of its certificate of incorporation such that the revocation shall be effective immediately and shall be self-executing, provided, however, that pursuant to Article 10 of the Business Corporation Law, the Respondent will be permitted to wind up its affairs notwithstanding this revocation, and this Consent Agreement and Order shall be deemed automatically to be the final and operative document revoking the Respondent's certificate of incorporation, and the Respondent requests that the Board issue this Consent Agreement and Order.

The Respondent understands that the New York State Board for Professional Medical Conduct has charged Respondent with one (1) specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A."

The Respondent does not contest the one (1) specification set forth in the Statement of Charges (Exhibit A).

The Respondent agrees that, in the event the State Board for Professional Medical Conduct agrees with its proposal, this Consent Agreement and Order shall be issued revoking its certificate of incorporation. The Respondent agrees that such revocation shall be effective immediately and shall be self-executing, except for the application of the provisions of Article 10 of the Business Corporation Law, and this Consent Agreement and Order shall be deemed automatically to be the final and operative document revoking the Respondent's certificate of incorporation. The Respondent agrees, notwithstanding the above, nothing herein shall be construed to absolve the Respondent in any way from paying to the Departments of State, Education, and Taxation and Finance any outstanding taxes, fines and penalties.

The Respondent agrees that, in the event the State Board for Professional Conduct grants this application, this Consent Agreement and Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Agreement and Order to the corporation's attorney Wilfred Friedman, Esq., Friedman and Mahdavian, P.C., The Bar Building, 36 West 44th Street, Suite 816, New York, NY 10036, or upon transmission via facsimile to the Respondent's attorney at (212) 302-1119, whichever is first.

The Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct in its administration and enforcement of this Consent Agreement and Order by

providing written responses, attending meetings or providing documentation concerning verification of its compliance with the terms of this Consent Agreement and Order.

The Respondent agrees that in the event it is charged with professional misconduct in the future for violation or non-compliance with any provision of this Consent Agreement and Order, or in the event that it is charged with professional misconduct in the future for any other type of misconduct, this Consent Agreement and Order shall be admitted into evidence in that proceeding.

The Respondent acknowledges that, in the event that this proposed agreement is not approved by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon it or construed to be an admission of any act of misconduct alleged or charged against it, such proposed agreement shall not be used against it in any way, and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding; and such denial by the State Board for Professional Medical Conduct shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by a Committee on Professional Medical Conduct pursuant to the provisions of the Public Health Law.

The Respondent is making this agreement of its own free will and accord and not under duress, compulsion, or restraint of any kind or manner. In consideration of the value to the Respondent of the acceptance by the Board of this application, allowing the Respondent to resolve this matter without the various risks and burdens of a hearing on the merits, the Respondent knowingly waives any right to contest, whether administratively or judicially, the Consent Agreement and Order issued hereunder for which the Respondent, hereby, applies and the Respondent asks that the application be granted.

The Respondent is making this application through its current controlling shareholder, Nitin Dnyandeo Narkhede, M.D., and the Respondent and Dr. Narkhede warrant that he has the

necessary corporate authority to enter into this Consent Agreement and Order on behalf of the Respondent and to consent on behalf of the Respondent to the revocation of its certificate of incorporation.

Date: 12/4, 2003

ALBANY MULTI-MEDICINE, P.C.

By: 
NITIN DNYANDEO NARKHEDE, M.D.

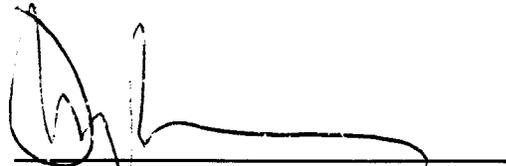
State of New York)
County of New York) ss.:

On the 5th day of December, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared, Nitin Dnyandeo Narkhede, M.D., personally known to me or proved to me on the basis of satisfactory evidence, to be the individual whose name is subscribed to within the instrument and acknowledged to me that he executed the same in his capacity as the current controlling shareholder of the Respondent, the professional service corporation described in and which executed the above instrument; and that he signed his name thereto by order of the Board of Directors of said corporation and that by his signature on the instrument, the individual or the entity upon behalf of which the individual acted, executed the instrument.


Notary Public

AGREED TO:

Date: 12/5, 2003



WILFRED FRIEDMAN, ESQ.
Friedman and Mahdavian, P.C.
The Bar Building
36 West 44th Street
Suite 816
New York, NY 10036

Counsel for the Respondent

Date: Dec 5, 2003



RICHARD J. ZAHMLEUTER, ESQ.
Associate Counsel
Bureau of Professional Medical Conduct

Date: Dec 24, 2003



DENNIS J. GRAZIANO
Director
Office of Professional Medical Conduct

STATE OF NEW YORK: DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER
OF
ALBANY MULTI-MEDICINE, P.C.

ORDER

Upon the proposed Consent Agreement and Order of ALBANY MULTI-MEDICINE, P.C., which proposed agreement is made a part hereof, it is AGREED TO, and

ORDERED, that the certificate of incorporation of ALBANY MULTI-MEDICINE, P.C., which was filed by the Department of State on September 11, 2000, is hereby revoked, such that revocation shall be effective immediately and self-executing, and such that this Order shall be deemed automatically to be the final and operative document revoking the certificate of incorporation; and it is further

ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that this Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy to Wilfred Friedman, Esq., at the addresses set forth in this Consent Agreement and Order, or upon transmission via facsimile, to Respondent's attorney, whichever is earliest.

DATED: 12/29, 2003


✓ . Chair
State Board for Professional Medical Conduct

EXHIBIT A

STATE OF NEW YORK: DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER
OF
ALBANY MULTI-MEDICINE, P.C.

STATEMENT
OF
CHARGES

Albany Multi-Medicine, P.C., the Respondent, is a professional service corporation that was authorized to practice medicine in New York State on or about September 11, 2000, by the New York State Department of State.

FACTUAL ALLEGATIONS

- A. Respondent is subject to the jurisdiction of the State Board for Professional Medical Conduct, and the pre-hearing and hearing procedures of Title II-A of Article 2 of the New York Public Health Law, pursuant to Section 1503(d) of the New York Business Corporation Law.
- B. In the course of practicing medicine, the Respondent failed to post conspicuously at the site of its practice the name and licensure field of its sole shareholder.

SPECIFICATION

Respondent violated New York Education Law §6530(39) by FAILING TO POST CONSPICUOUSLY AT THE SITE OF ITS PROFESSIONAL MEDICAL PRACTICE THE NAME AND LICENSURE FIELD OF ALL OF THE PRINCIPAL PROFESSIONAL LICENSEES ENGAGED IN THE PRACTICE AT THAT SITE (I.E. PRINCIPAL PARTNERS, OFFICERS AND PRINCIPAL SHAREHOLDERS), in that Petitioner charges:

1. The facts in Paragraph A and B.

DATED: *Dec. 15*, 2003
Albany, New York


PETER D. VAN BUREN
Deputy Counsel
Bureau of Professional
Medical Conduct