

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

**IN THE MATTER  
OF  
MAZOLTUV NEREYEVNA BORUKHOVA, M.D.**

**INTERIM  
NONDISCIPLINARY  
ORDER  
OF CONDITIONS  
PURSUANT TO  
N.Y. PUB. HEALTH  
LAW § 230**

Upon the application of MAZOLTUV NEREYEVNA BORUKHOVA, M.D. (Licensee) in the attached Stipulation and Application for an Interim Nondisciplinary Order of Conditions Pursuant to N.Y. Pub. Health Law § 230, which is made a part of this Interim Nondisciplinary Order of Conditions Pursuant to N.Y. Pub. Health Law § 230, it is agreed that

- the Application, and its terms, are adopted, and
- this Order shall be effective upon issuance by the Board, either by mailing of a copy of this Order by first class mail to Licensee at the address in the attached Application or by certified mail to Licensee's attorney, or upon facsimile transmission to Licensee or Licensee's attorney, whichever is first.

**SO ORDERED.**

DATE: 5-5-2008

Redated Signature

KENDRICK A. SEARS, M.D.  
Chair  
State Board for Professional Medical Conduct

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LAW § 230

**MAZOLTUV NEREYEVNA BORUKHOVA, M.D.**, being duly sworn,  
deposes and says:

That on or about August 5, 2005, I was licensed to practice as a physician in the State of New York, and issued License No. 237182 by the New York State Education Department.

My current address is Redacted Address and/or c/o  
Matthew Brissenden, Esq., Scaring and Brissenden, 666 Old Country Road, Suite  
501, Garden City, N.Y. 11530-2004.

I am affiliated with the following hospital and/or facilities:

- Forest Hills Hospital (North Shore-LIJ Health System), Flushing, N.Y.
- White Plains Hospital Center (New York-Presbyterian Healthcare System), White Plains, N.Y.

I will notify the Director of the Office of Professional Medical Conduct ("the Director") of any change in my residence, employment, medical practice addresses or hospital affiliations.

I understand that the New York State Board for Professional Medical Conduct is conducting an investigation to determine if I have engaged in professional misconduct. Pending the final outcome of the investigation, I agree to the following :

I shall not engage in the practice of medicine in the State of New York, or in any other jurisdiction where my medical practice is predicated on my license to practice medicine in the

State of New York, pending the final disposition of the current investigation by the Department of Health, Office of Professional Medical Conduct. For the purpose of this agreement, "final disposition" shall mean disposition by administrative closure or determination of a Hearing Committee of the State Board for Professional Medical Conduct or, if an appeal is taken to the Administrative Review Board of the State Board for Professional Medical Conduct ("ARB"), the determination of the ARB.

I agree that my failure to comply with the conditions imposed by this Order shall constitute misconduct as defined by N.Y. Educ. Law § 6530(29).

**I acknowledge that, while this Order is in effect, my practice of medicine in the State of New York, or in any other jurisdiction where predicated on my license to practice medicine in New York, shall constitute the unauthorized practice of medicine within the meaning of N.Y. Educ. Law § 6512, a Class E felony.**

I understand that, unless and until I am allowed to resume the practice of medicine under the terms of this agreement, my licensure status is "inactive" and any practice of medicine while my license is "inactive" shall constitute a violation of New York Education Law Section 6530(12), regardless of the location of such practice, and I shall notify all persons who request my medical services that I have ceased the active practice of medicine.

I agree that, if the Board grants this application, an Order of the Chair of the Board shall issue in accordance with its terms. I further agree that the

Department will notify the National Practitioner Data Bank, the Federation of State Medical Boards, all managed care organizations in New York State, all hospitals and facilities with which Licensee is or has been affiliated, and will place notice on the Department of Health website(s), of the existence of this Interim Nondisciplinary Order of Conditions Pursuant to N.Y. Pub. Health § 230, that the change in Licensee's licensure status is not disciplinary in nature, that I have ceased the active practice of medicine in the State of New York, and that my New York State licensure status is inactive while this Order is in effect.

I understand that nothing in this Application shall be construed as an admission by me of any act of alleged misconduct or as a finding of misconduct as to the matters under investigation. I deny any acts of misconduct and reserve my right to assert all defenses on my behalf in any later or other proceeding.

I agree that, in the event the Board grants my Application, the Interim Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to my attorney or upon transmission via facsimile to my attorney, whichever is earliest.

I make this Application of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's acceptance of this Application, I waive my right to contest the Interim Order for which I apply, whether administratively or judicially, and I agree to be bound by the Interim Order.

I understand and agree that the attorney for the Department, the Director of the Office of Professional Medical Conduct and the Chair of the State Board for Professional Medical Conduct each retain complete discretion either to enter into

the proposed agreement and Interim Order, based upon my Application, or to decline to do so. I further understand and agree that no prior or separate written or oral communication can limit that discretion.

04/18/08  
DATE

Redated Signature

MAZOLTOV NEREYEVNA BORUKHOVA, M.D.  
Licensee

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

STIPULATION AND  
APPLICATION  
FOR AN INTERIM  
NONDISCIPLINARY  
ORDER  
OF CONDITIONS  
PURSUANT TO  
N.Y. PUB. HEALTH  
LAW §230

IN THE MATTER  
OF  
MAZOLTUV NEREYEVNA BORUKHOVA, M.D.

The undersigned agree to Licensee's attached Application and to the issuance of the proposed Interim Nondisciplinary Order of Conditions Pursuant to N.Y. Pub. Health Law § 230.

DATE: 4/21/08

Redacted Signature

MATTHEW BRISSENDEN, ESQ.  
Attorney for Licensee

DATE: 4/23/08

Redacted Signature

ROY NEMERSON  
Deputy Counsel  
Bureau of Professional Medical Conduct

DATE: 5/1/08

Redacted Signature

KEITH W. SERVIS  
Director  
Office of Professional Medical Conduct