



New York State Board for Professional Medical Conduct

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

Antonia C. Novello, M.D., M.P.H., Dr.P.H.
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NYS Department of Health
Dennis P. Whalen
Executive Deputy Commissioner
NYS Department of Health
Anne F. Saile, Director
Office of Professional Medical Conduct

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Chair

Denise M. Bolan, R.P.A.
Vice Chair

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

October 30, 2000

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Ramesh Amin, M.D.
10 Dosoris Lane
Dix Hills, New York 11746

RE: License No. 114944

Dear Dr. Amin:

Enclosed please find Order #BPMC 00-287 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect October 30, 2000.

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

cc: Amy Kulb, Esq.
Jacobson and Goldberg, L.L.P.
585 Stewart Avenue
Garden City, NY 11530

Marcia E. Kaplan, Esq.

bcc: K. Spooner
A. Bohenek
J. Dawson
P. Cooney

e-mail R. Nemerson
P. VanBuren
S. Barna

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

IN THE MATTER
OF
RAMESH AMIN, M.D.

CONSENT
ORDER

BPMC No. 00-287

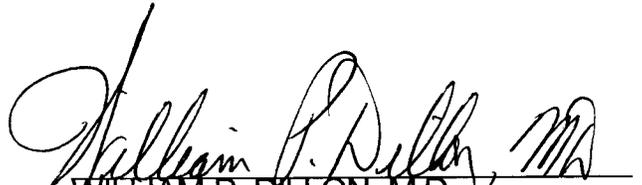
Upon the proposed agreement of RAMESH AMIN, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is agreed to and

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 of the Consent Order to Respondent at the address set forth in this agreement or to Respondent's attorney by certified mail, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 10/26/00


WILLIAM P. DILLON, M.D.
Chair
State Board for Professional
Medical Conduct

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

IN THE MATTER
OF
RAMESH AMIN, M.D.

CONSENT
AGREEMENT
AND
ORDER

STATE OF NEW YORK)
COUNTY OF Suffolk) ss.:

RAMESH AMIN, M.D., (Respondent) being duly sworn, deposes and says:
That on or about January 22, 1973, I was licensed to practice as a
physician in the State of New York, having been issued License No. 114944 by the
New York State Education Department.

My current address is 10 Dosoris Lane, Dix Hills, N.Y. 11746, and I will
advise the Director of the Office of Professional Medical Conduct of any change
of my address.

I understand that the New York State Board for Professional Medical
Conduct has charged me with three specifications of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part
hereof, and marked as Exhibit "A".

I cannot successfully defend against at least one of the acts alleged in
Exhibit "A", in full satisfaction of the charges against me. I hereby agree to the
following penalty:

That my license to practice medicine in the State of New York
shall be limited pursuant to New York Public Health Law
§230-a(3), to practice at the Suffolk County Substance Abuse
Treatment Center, or to substantially similar practice in a

supervised setting, such as a mental health facility, a hospital, or other facility licensed pursuant to the N.Y. Public Health Law or N.Y. Mental Hygiene Law, subject to the prior written approval of the Director of OPMC, and as further set forth in attached Exhibit "B."

I further agree that the Consent Order for which I hereby apply shall impose the following conditions and those conditions set forth in attached Exhibit "B."

That Respondent shall maintain current registration of Respondent's license with the New York State Education Department Division of Professional Licensing Services, and pay all registration fees. This condition shall be in effect beginning thirty days after the effective date of the Consent Order and will continue while the licensee possesses his license; and

That Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigation of all matters regarding Respondent. Respondent shall respond in a timely manner to each and every request by OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond

promptly and provide any and all documents and information within Respondent's control upon the direction of OPMC. This condition shall be in effect beginning upon the effective date of the Consent Order and will continue while the licensee possesses his license.

I hereby stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that in the event I am charged with professional misconduct in the future, this agreement and order shall be admitted into evidence in that proceeding.

I hereby make this Application to the State Board for Professional Medical Conduct (the Board) and request that it be granted.

I understand that, in the event that this Application is not granted by the Board, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such Application shall not be used against me in any way and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding; and such denial by the Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board pursuant to the provisions of the Public Health Law.

I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same. I agree that such order shall be effective upon issuance by the Board which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

I am making this Application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

DATED 10.12.00



RAMESH AMIN, M.D.
RESPONDENT

Sworn to before me
on this 12 day of
October 2000

Phyllis Forte
NOTARY

Phyllis Forte
Notary Public, State of New York
No. 41-4747830
Qualified in Suffolk County
Commission Expires Nov. 30, 2011

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE: 10/12/00

Amy K. Kuller
AMY KULLER, ESQ.
Attorney for Respondent

DATE: October 17, 2000

Marcia E. Kaplan
MARCIA E. KAPLAN
Associate Counsel
Bureau of Professional
Medical Conduct

DATE: October 25, 2000

Anne F. Saile
ANNE F. SAILE
Director
Office of Professional
Medical Conduct

EXHIBIT "A"

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

IN THE MATTER
OF
RAMESH AMIN, M.D.

STATEMENT
OF
CHARGES

RAMESH AMIN, M.D., the Respondent, was authorized to practice medicine in New York State on or about January 22, 1973 by the issuance of license number 114944 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On more than one occasion on or after 1978, Respondent inappropriately and not in the course of the good faith practice of medicine, administered Valium to Individual A, who was not his patient.
- B. On more than one occasion on or after 1978, Respondent inappropriately engaged in sexual contact with Individual A.

SPECIFICATION OF CHARGES

FIRST AND SECOND SPECIFICATIONS

FRAUDULENT PRACTICE

Respondent is charged with committing professional misconduct as defined by N.Y. Educ. Law §6530(2)(McKinney Supp. 2000) by practicing the profession of medicine fraudulently as alleged in the facts of the following:

- 1. Paragraph A.
- 2. Paragraph B.

THIRD SPECIFICATION

NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(3)(McKinney Supp. 2000) by practicing the profession of medicine with negligence on more than one occasion as alleged in the facts of two or more of the following:

- 3. Paragraph A.

DATED: May , 2000
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct

EXHIBIT "B"

Conditions

1. Respondent shall conduct himself in all ways in a manner befitting his professional status, and shall conform fully to the moral and professional standards of conduct and obligations imposed by law and by his profession.

2. Respondent shall submit written notification to the New York State Department of Health addressed to the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299; said notice is to include a full description of any employment and practice, professional and residential addresses and telephone numbers within or without New York State, and any and all investigations, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility, within thirty days of each action.

3. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by New York State. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].

4. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in or intends to leave the active practice of medicine in New York State for a period of thirty (30) consecutive days or more. Respondent shall then notify the Director again prior to any change in that status. The following conditions shall be in effect whenever Respondent practices medicine in New York State:
 - a. The Respondent shall practice medicine only when supervised in his medical practice by a practice supervisor who shall be on-site, unless determined otherwise by the Director of OPMC. The practice supervisor shall be proposed by Respondent and subject to the written approval of the Director. The practice supervisor shall not be a family member or personal friend, or be in a professional

- relationship that could pose a conflict with supervision responsibilities.
- b. Respondent shall ensure that the practice supervisor is familiar with this Order and its conditions and is willing to report to OPMC. Respondent shall ensure that the practice supervisor is in a position to regularly observe and assess Respondent's medical practice. Respondent shall cause the practice supervisor to report within 24 hours any possible misconduct to OPMC.
 - c. Respondent shall authorize the practice supervisor to have access to his patient records and to submit quarterly written reports, to the Director of OPMC, regarding Respondent's practice. These narrative reports shall address all aspects of Respondent's clinical practice including, but not limited to, the evaluation and treatment of patients, general demeanor, and other such on-duty conduct as the supervisor deems appropriate to report.
5. Respondent's professional performance may be reviewed by the Director of OPMC. This review may include, but shall not be limited to, a review of office records, patient records and/or hospital charts, interviews with or periodic visits with Respondent and other staff at practice locations or OPMC offices.
 6. Respondent shall maintain legible and complete medical records which accurately reflect the evaluation and treatment of patients. The medical records shall contain all information required by State rules and regulations regarding controlled substances.
 7. Respondent shall comply with all terms, conditions, restrictions, limitations and penalties to which he is subject pursuant to the Order and shall assume and bear all costs related to compliance. Upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of OPMC and/or the Board may initiate any such other proceeding against Respondent as may be authorized pursuant to the law.