



Board for Professional Medical Conduct

Coming Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

Barbara A. DeBuono, M.D., M.P.H.
Commissioner

C. Maynard Guest, M.D.
Executive Secretary

June 2, 1995

CERTIFIED MAIL - RETRUN RECEIPT REQUESTED

Neil F. Feiner, M.D.
450 Potter Road
North Kingston, Rhode Island 02852

RE: License No. 150666

Dear Dr. Feiner:

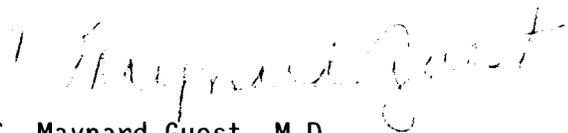
Effective Date: 06/09/95

Enclosed please find Order #BPMC 95-114 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

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.

Board for Professional Medical Conduct
New York State Department of Health
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0756

Sincerely,


C. Maynard Guest, M.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

cc: John Roney, Esq.
Roney & Labinger
344 Wickenden Street
2nd Floor
Providence, Rhode Island 02903

Claudia Bloch, Esq.

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

IN THE MATTER
OF
NEIL FRANK FEINER, M.D.

SURRENDER
ORDER
BPMC #95-114

Upon the Application of NEIL FRANK FEINER, M.D. (Respondent) to Surrender his/her license as a physician in the State of New York, which application is made a part hereof, it is

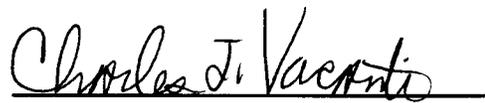
ORDERED, that the application and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of Respondent be stricken from the roster of physicians in the State of New York; it is further

ORDERED, that this order shall take effect as of the date of the personal service of this order upon Respondent, upon receipt by Respondent of this order via certified mail, or seven days after mailing of this order via certified mail, whichever is earliest.

SO ORDERED.

DATED: 25 May 1995



CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional
Medical Conduct

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

IN THE MATTER
OF
NEIL FRANK FEINER, M.D.

APPLICATION TO
SURRENDER
LICENSE

STATE OF RHODE ISLAND)
COUNTY OF PROVIDENCE) ss.:

NEIL FRANK FEINER , M.D., being duly sworn, deposes and says:

On or about July 2, 1982, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 150666 by the New York State Education Department.

My current address is 450 Potter Road, North Kingston, Rhode Island 02852, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that I have been charged with one specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A".

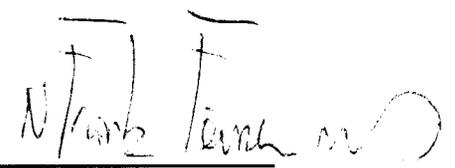
I am applying to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I admit guilt to the specification in full satisfaction of the Statement of Charges.

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

I understand that, in the event that the application is not granted by the State Board for Professional Medical Conduct, 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 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.

I agree that, in the event the State Board for Professional Medical Conduct grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

I am making this Application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.



NEIL FRANK FEINER, M.D.
Respondent

Sworn to before me this

5th day of May, 1995


NOTARY PUBLIC

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

IN THE MATTER
OF
NEIL FRANK FEINER, M.D.

APPLICATION TO
SURRENDER
LICENSE

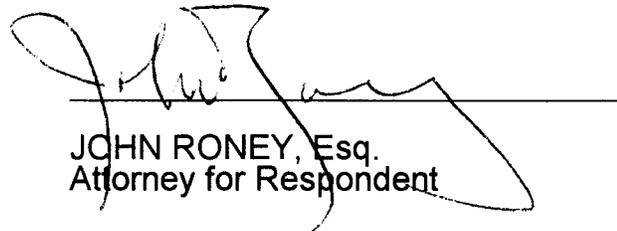
The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 5/10, 1995



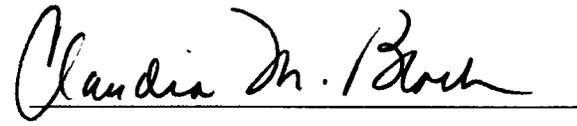
NEIL FRANK FEINER, M.D.
Respondent

Date: May 10, 1995



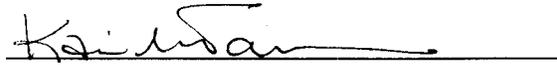
JOHN RONEY, Esq.
Attorney for Respondent

Date: May 17, 1995



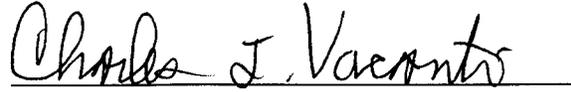
CLAUDIA MORALES BLOCH
Associate Counsel
Bureau of Professional
Medical Conduct

Date: 5/24, 1995



KATHLEEN M. TANNER
Director
Office of Professional Medical Conduct

Date: 25 May, 1995



CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional Medical Conduct

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

IN THE MATTER
OF
NEIL FRANK FEINER, M.D.

STATEMENT
OF
CHARGES

NEIL FRANK FEINER, M.D., the Respondent, was authorized to practice medicine in New York State on or about July 2, 1982 , by the issuance of license number 150666 by the New York State Education Department.

SPECIFICATION

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law Section 6530(9)(d) (McKinney Supp. 1995), in that Respondent's license to practice medicine was suspended after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the suspension would, if committed in New York state, constitute professional misconduct under the laws of New York state, specifically:

On or about December 14, 1994, a Consent Order was executed by the Respondent and the State of Rhode Island Board of Medical Licensure and Discipline wherein Respondent, who practiced as a psychiatrist, was found to have entered into an extended relationship with a woman who was his patient. Pursuant to the Consent Order, Respondent , in violation of Rhode Island General Laws 5-

37-5.1(19) (committing willful misconduct in the practice of medicine), accepted the sanction of an Indefinite Suspension of his license to practice medicine.

This conduct, if committed in New York State, would constitute professional misconduct pursuant to N.Y. Educ. Law Sections 6530(44) (in the practice of psychiatry, any physical contact of a sexual nature between licensee and patient).

April , 1995
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct