



New York State Board for Professional Medical Conduct

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

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Office of Professional Medical Conduct
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Vice Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

July 30, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Michael B. Baron, M.D.
1473 Magee Street
Genesee, Idaho 83832

RE: License No. 119932

Dear Dr. Baron:

Enclosed please find Order #BPMC 99-187 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **July 30, 1999.**

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: Robert Bogan, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
MICHAEL B. BARON, M.D. : BPMC # 99-187

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MICHAEL B. BARON, M.D., says:

On or about May 9, 1974, I was licensed to practice medicine as a physician in the State of New York having been issued License No.119932 by the New York State Education Department. My address is 1473 Magee Street, Genesee Idaho 83832.

I understand that I have been charged with two (2) specifications 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 an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I do not contest the two (2) specifications set forth in the Statement of Charges.

I understand that, in the event that this proposed agreement

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 proposed agreement 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 agrees with my proposal, this Order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me. I agree 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 Order to me at the address set forth above, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

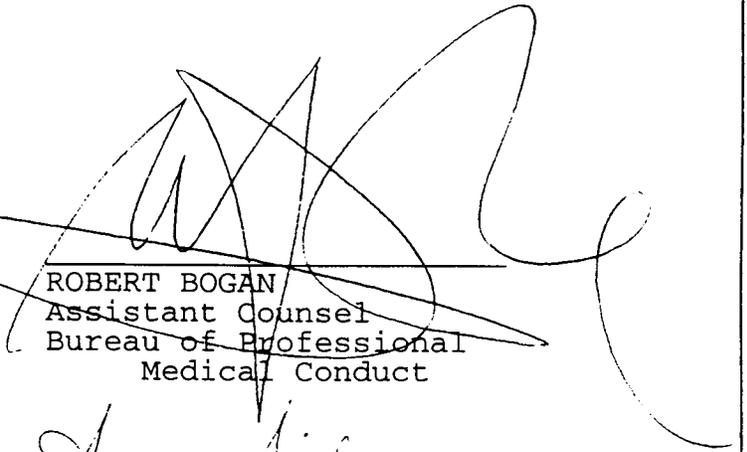
I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Date: July 19, 1999


MICHAEL B. BARON, M.D.
Respondent

AGREED TO:

Date: 21 July, 1999



ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: July 21, 1999


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of MICHAEL B. BARON, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement 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 be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of this Order to Respondent at the address set forth in this agreement or to Respondent's attorney, or upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 7/24/99


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

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

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IN THE MATTER : STATEMENT
OF : OF
MICHAEL B. BARON, M.D. : CHARGES

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MICHAEL B. BARON, M.D., the Respondent, was authorized to practice medicine in New York State on May 9, 1974 by the issuance of license number 119932 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about January 21, 1998(sic), 1999, the State of Washington, Department of Health Medical Quality Assurance Commission, (hereinafter "Washington Board"), entered into a Stipulated Findings of Fact, Conclusion of Law and Agreed Order, (hereinafter "Washington Order"), wherein, the Respondent, among other things, was placed on PROBATION for a period of at least FIVE YEARS with terms and conditions; and was required to perform 40 hours of community service based on, the Respondent's acknowledgment that the state's evidence was sufficient to justify a finding of unprofessional conduct.

B. The conduct resulting in the Washington Board's disciplinary action against Respondent would constitute

misconduct under the laws of New York state, pursuant to the following sections of New York state law:

1. New York Education Law §6530(9) (being a habitual user and dependent upon narcotics);
2. New York Education Law §6530(16) (failure to comply with federal, state rules or laws governing the practice of medicine); and/or
3. New York Education Law §6530(20) (moral unfitness).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent is guilty of violating New York Education Law §6530(9)(b) by reason of having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct committed in New York state, in that the Petitioner charges;

1. The facts in paragraphs A and/or B.

SECOND SPECIFICATION

Respondent is guilty of professional misconduct under New York State Education Law §6530(9)(d) by reason of his having had disciplinary action taken against him by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

2. The facts in paragraphs A and/or B.

DATED: *June 23*, 1999
Albany, New York


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