



**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.  
Commissioner  
NYS Department of Health

Dennis P. Whalen  
Executive Deputy Commissioner  
NYS Department of Health

Dennis J. Graziano, Director  
Office of Professional Medical Conduct

**PUBLIC**

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

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

March 19, 2004

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Leonard George Clow, D.O.  
26 Walnut St., Apt. B-6  
Old Orchard Beach, Maine 04064

Re: License No. 192144

Dear Dr. Clow:

Enclosed please find Order #BPMC 04-54 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect March 26, 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 the 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

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

**IN THE MATTER  
OF  
LEONARD GEORGE CLOW, D.O.**

**CONSENT  
ORDER**

BPMC No. 04-54

Upon the application of (Respondent) Leonard George Clow, D.O., in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is

ORDERED, that the Consent Agreement, and its terms, are adopted and SO ORDERED, and it is further

ORDERED, that this Order shall be effective upon issuance by the Board, either

- by mailing of a copy of this Consent Order, either by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, OR
- upon facsimile transmission to Respondent or Respondent's attorney, Whichever is first.

SO ORDERED.

DATED: 3/19/04

  
MICHAEL A. GONZALEZ, R.P.A.  
Vice Chair  
State Board for Professional Medical Conduct

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

**IN THE MATTER  
OF  
LEONARD GEORGE CLOW, D.O.**

**CONSENT  
AGREEMENT  
AND  
ORDER**

Leonard George Clow, D.O., representing that all of the following statements are true, deposes and says:

That on or about May 6, 1993, I was licensed to practice as a physician in the State of New York, and issued License No. 192144 by the New York State Education Department.

My current address is 26 Walnut Street, Apt. B-6, Old Orchard Beach, Maine, 04064, and I will advise the Director of the Office of Professional Medical Conduct of any change of address as long as I am licensed in New York State and during the tenure of this proceeding.

I understand that the New York State Board for Professional Medical Conduct has charged me with 14 specifications of professional misconduct.

A copy of the Statement of Charges, marked as Exhibit "A", is attached to and part of this Consent Agreement.

In full and final satisfaction and settlement of the charges against me, I admit to the First, Second, Third, Fifth and Sixth Specifications, and agree to the following penalty:

1. Censure and Reprimand.

I further agree that the Consent Order shall impose the following conditions:

That Respondent shall maintain current registration of licensure with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and shall pay all registration fees. This condition shall take effect thirty (30) days after the Consent Order's effective date and will continue so long as Respondent remains licensed in New York State; and

That Respondent shall cooperate fully with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigations of matters concerning Respondent. Respondent shall respond in a timely manner to all OPMC requests for written periodic verification of Respondent's compliance with this Order. Respondent shall meet with a person designated by the Director of OPMC, as directed. Respondent shall respond promptly and provide all documents and information within Respondent's control, as directed. This condition shall take effect upon the Board's issuance of the Consent Order and will continue so long as Respondent remains licensed in New York State.

I stipulate that my failure to comply with any conditions of this Order shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that if I am charged with professional misconduct in future, this

Consent Agreement and Order **shall** be admitted into evidence in that proceeding.

I ask the Board to adopt this Consent Agreement.

I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to the Public Health Law.

I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this Order shall take effect upon its issuance by the Board, either by mailing of a copy of the Consent Order by first class mail to me at the address in this Consent Agreement, or to my attorney by certified mail, OR upon facsimile transmission to me or my attorney, whichever is first.

I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and ask that the Board adopt this Consent Agreement.

DATED 3/5/04

  
LEONARD GEORGE CLOW, D.O.  
RESPONDENT

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

DATE: 3/5/04

  
Respondent appearing PRO SE

DATE: 3.9.04

  
IHOR B. EVANICK  
ASSOCIATE COUNSEL  
Bureau of Professional Medical Conduct

DATE: 3/10/04

  
DENNIS J. GRAZIANO  
Director  
Office of Professional Medical Conduct

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

IN THE MATTER  
OF  
LEONARD GEORGE CLOW, D.O.

EXHIBIT A  
STATEMENT  
OF  
CHARGES

LEONARD GEORGE CLOW, D.O., the Respondent, was authorized to practice medicine in New York State on or about May 6, 1993, by the issuance of license number 192144 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about January 16, 1969, Respondent was arrested by the Miami Beach, Florida, Police Department, on the charge of disorderly conduct, was convicted and sentenced on January 17, 1969, to ten (10) days jail (suspended).
- B. On or about February 27, 1970, Respondent was arrested by the Northhampton, Massachusetts, Sheriff's Office, on the charge of unlawful possession of a narcotic drug, and was convicted of the charge and sentenced to a \$500 fine.
- C. On or about November 16, 2000, the State of Maine, Board of Osteopathic Licensure (hereinafter "Maine Board"), by a Consent Agreement and Board Order (hereinafter "Maine Order"), issued Respondent a license to practice osteopathic medicine subject to conditions requiring him to 1) undergo a psychological assessment, 2) consistent with said psychological assessment

to participate in remediation either of a continuing education program or counseling, 3) participate in a follow-up report procedure; 4) provide a retrospective presentation to the Maine Board emanating from incidents wherein Respondent's interactions with patients and hospital staff were unprofessional and upsetting to patients and staff and interfered with the doctor/patient relationship and had significant potential for disruption in providing effective patient care.

- D. On or about December 9, 1986, Respondent prepared and/or submitted an application to the Vermont Board of Osteopathic Examination and Registration wherein he falsely answered "No" to question 9)b. "Have you ever been convicted of a criminal offense, other than minor traffic violations?"
  
- E. On or about January 9, 2001, Respondent prepared and/or submitted a Registration Remittance Document to the New York State Education Department wherein he falsely answered "No" to question 2. "Since you last filed a registration application: b. Has any other state or country instituted charges against you for professional misconduct, unprofessional conduct, incompetence or negligence or revoked, suspended or accepted surrender of a professional license held by you?"
  
- F. On or about January 20, 2001, Respondent prepared and/or submitted a MEDICAL STAFF REAPPOINTMENT INFORMATION FORM to Samaritan Medical Center/Samaritan Health System, Watertown, New York, wherein he

falsely answered "No" to question 17. "Have you received any type of sanction or are you currently under investigation by a hospital, state licensing agency or other professional health care organization?" and question 19 "have you been involved in any judgment or settlement of professional misconduct in New York State or any other state since your last Medical Staff (re)appointment?"

- G. On or about March 12, 2001, Respondent prepared and/or submitted an initial appointment application to E.J. Noble Hospital, Gouverneur, New York, wherein he falsely answered "No" to question III. PROFESSIONAL DATA, C. Practice Information, 2. "Has your license to practice in any state ever been voluntarily or involuntarily relinquished, denied, limited, suspended, or revoked?" and question 8. "Have you ever been named as a defendant in any criminal proceeding?"
- H. The conduct resulting in the Maine Board 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. NY Education Law § 6530(2)(practicing the profession fraudulently)
  2. NY Education Law § 6530(20) (moral unfitness)
  3. NY Education Law § 6530(21) (wilfully making or filing a false report)
  4. NY Education Law § 6530(31) (wilfully harassing, abusing or intimidating a patient)

**SPECIFICATION OF CHARGES**

**FIRST THROUGH FOURTH SPECIFICATIONS**

Respondent violated New York Ed. Law § 6530(2) practicing the profession fraudulently;

1. The facts in Paragraphs C and or E.
2. The facts in Paragraphs C and/or F.
3. The facts in Paragraphs A, B, C and/or G.
4. The facts in Paragraphs A, B and/or D.

**FIFTH SPECIFICATION**

Respondent violated New York Education Law § 6530(9)(b) 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, if committed in New York State, constitutes professional misconduct under the laws of New York State in that Petitioner charges:

5. The facts in Paragraphs C and/or H.

### **SIXTH SPECIFICATION**

Respondent violated New York Education Law § 6530(9)(d) by having disciplinary action taken by a duly authorized professional disciplinary agency of another state where the conduct resulting in the disciplinary action, if committed in New York State, constitutes professional misconduct under the laws of New York State in that Petitioner charges:

6. The facts in Paragraphs C and/or H.

### **SEVENTH THROUGH TENTH SPECIFICATIONS**

Respondent violated New York State Education Law § 6530(20) by conduct in the practice of medicine which evidences moral unfitness to practice medicine in that Petitioner charges:

7. The facts in Paragraphs C and/or E.
8. The facts in Paragraphs C and/or F.
9. The facts in Paragraphs A, B and/or D.
10. The facts in Paragraphs A, B, C and/or G.

**ELEVENTH THROUGH FOURTEENTH SPECIFICATION**

Respondent violated New York State Education Law § 6530(21) by wilfully making or filing a false report in that Petitioner charges:

11. The facts in Paragraphs C and/or E.
12. The facts in Paragraphs C and/or F.
13. The facts in Paragraphs A, B and/or D.
14. The facts in Paragraphs A, B, C and/or G.

DATED: January 26, 2004  
Albany, New York

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