



Mark R. Chassin, M.D., M.P.P., M.P.H.  
Commissioner

C. Maynard Guest, M.D.  
Executive Secretary

April 29, 1993

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Kenneth E. Anselmi, M.D.  
P.O. Box 236  
Doran, VA 24612

Effective Date: 5/4/93  
RE: License No. 122340

Dear Dr. Anselmi:

Enclosed please find Order #BPMC 93-65 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 12237-0614

Sincerely,

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

Enclosure

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

-----X

IN THE MATTER :  
OF : ORDER  
KENNETH E. ANSELM, M.D. : BPMC 93-65

-----X

Upon the application of Kenneth E. Anselmi, M.D.  
(Respondent) for Consent Order, which application is made a part  
hereof, it is

ORDERED, that the application and the provisions thereof  
are hereby adopted and so ORDERED, and 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 by certified mail, whichever is  
earliest.

SO ORDERED,

DATED: 27 April 1993

Charles J. Vacanti  
Charles J. Vacanti, M.D.  
Chairperson  
State Board for Professional  
Medical Conduct

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

-----X  
IN THE MATTER : APPLICATION  
OF : FOR  
KENNETH E. ANSELM, M.D. : CONSENT  
: ORDER  
-----X

COMMONWEALTH OF VIRGINIA )  
COUNTY OF TAZEWELL<sup>ss.:</sup> )

KENNETH E. ANSELM, M.D., being duly sworn, deposes and  
says:

That on or about November 7, 1974, I was licensed to  
practice as a physician in the State of New York, having been  
issued License No. 122340 by the New York State Education  
Department.

I am not currently registered with the New York State  
Education Department to practice as a physician in the State of  
New York.

I understand that the New York State Board of Professional  
Medical Conduct has charged me with Two Specifications of  
professional misconduct.

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

I admit that the conduct described by the Informal Conference Committee of the Virginia Board of Medicine would, if committed in New York State, constitute professional misconduct under New York Education Law §§6530(3) (negligence on more than one occasion) and 6530(5) (incompetence on more than one occasion). To that extent only, I admit guilt to the First and Second Specifications in full satisfaction of the charges against me.

I hereby agree to the penalty that I shall receive a censure and reprimand.

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

Kenneth E. Anselmi

KENNETH E. ANSELM, M.D.  
RESPONDENT

Sworn to before me this  
15 day of April, 1943.

Doris C. Keene

NOTARY PUBLIC

My Commission Expires 5-96.

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

-----X  
IN THE MATTER : APPLICATION  
OF : FOR  
KENNETH E. ANSELM, M.D. : CONSENT  
: ORDER  
-----X

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

Date: 4/15/93

Kenneth E. Anselmi  
KENNETH E. ANSELM, M.D.  
RESPONDENT

Date: 4/14/93

Brian J. Buniva  
BRIAN BUNIVA, ESQ.  
ATTORNEY FOR RESPONDENT

Date: 4/19/93

Michael A. Hiser  
MICHAEL A. HISER  
ASSISTANT COUNSEL  
BUREAU OF PROFESSIONAL  
MEDICAL CONDUCT

Date: April 28, 1993

Kathleen M. Tanner

KATHLEEN M. TANNER  
DIRECTOR  
OFFICE OF PROFESSIONAL  
MEDICAL CONDUCT

Date: 27 April 1993

Charles J. Vacanti

CHARLES J. VACANTI, M.D.  
CHAIRPERSON  
STATE BOARD FOR  
PROFESSIONAL MEDICAL CONDUCT

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

-----X  
IN THE MATTER : STATEMENT  
OF : OF  
KENNETH E. ANSELMI, M.D. : CHARGES  
-----X

KENNETH E. ANSELMI, M.D., the Respondent, was authorized to practice medicine in New York State on November 7, 1974, by the issuance of license number 122340 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine in New York State. His last known registered address was Apartment 9A, 321 East 13th Street, New York, New York 10003.

FACTUAL ALLEGATION

A. By Decision dated May 14, 1991, an Informal Conference Committee ("Committee") of the Virginia Board of Medicine ("Virginia Board"), the duly authorized professional disciplinary agency of the Commonwealth of Virginia, voted to officially reprimand the Respondent.

B. The Decision indicated that the Committee had found Respondent had violated §§54.1-2915.A(3), as further defined in

§§54.1-2914.A(8), (9), (10), (13), (14) and §§54.1-3303 and §54.1-3408 of the Code of Virginia (1950), as amended.

C. One basis for the Committee Decision was Respondent's admission that he had aided and abetted the unlicensed practice of medicine by one Allan R. Adkins, O.D., by providing Adkins with pre-signed prescription blanks for Adkins' unauthorized use on a weekly basis from 1984 through approximately 1990.

D. The Committee's Decision was further based on the finding that, on January 24, 1990, Respondent fraudulently prescribed Poly-Pred #5 cc ophthalmic drops, with one refill authorized, to a patient described as "Individual A", a person whom the Respondent had not examined, and which prescription was outside a bona fide physician/patient relationship and contrary to sound medical judgment.

E. The conduct described in the Decision of the Committee concerning Respondent's care of Individual A, and his provision of pre-signed prescription blanks to Dr. Adkins, resulted in Respondent being officially reprimanded by the Virginia Board. Respondent's conduct would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §§6530(3), 6530(4), 6530(5), 6530(6), and/or 6530(9)(e).

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

HAVING BEEN FOUND GUILTY OF IMPROPER  
PROFESSIONAL PRACTICE OR PROFESSIONAL  
MISCONDUCT BY A DULY AUTHORIZED  
DISCIPLINARY AGENCY OF ANOTHER STATE

Respondent is charged with having been found guilty of improper professional practice or professional misconduct by a duly authorized disciplinary agency of another state, where the conduct upon which the finding was based would, if committed in New York State, constitute professional misconduct under the Laws of New York State, within the meaning of N.Y. Educ. Law §6530(9)(b) (McKinney Supp. 1993) in that Petitioner charges:

1. The facts in Paragraphs A, B, C, D and E.

SECOND SPECIFICATION

HAVING DISCIPLINARY ACTION TAKEN AGAINST  
RESPONDENT BY A DULY AUTHORIZED PROFESSIONAL  
DISCIPLINARY AGENCY OF ANOTHER STATE

Respondent is charged with having 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, within the meaning of N.Y. Educ. Law §6530(9)(d) (McKinney Supp. 1993), in that Petitioner charges:

2. The facts in paragraphs A, B, C, D and E.

DATED: Albany, New York  
*March 17, 1993*

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