



New York State Board for Professional Medical Conduct

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

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

Charles J. Vacanti, M.D.
Chair

November 30, 1995

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Michael Fuentes, M.D.
1133 Charles Street
McKees Rock, Pennsylvania 15136

RE: License No. 163471

Dear Dr. Fuentes:

Effective Date: 12/07/95

Enclosed please find Order #BPMC 95-289 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,

Charles Vacanti, M.D.
Chair
Board for Professional Medical Conduct

Enclosure

cc: Edgar Casper, Esq.
3003 North Front Street
Harrisburg, Pennsylvania 17110

Kevin P. Donovan, Esq.

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

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IN THE MATTER :
OF : ORDER
MICHAEL FUENTES, M.D. : BPMC #95-289

-----X

Upon the Application of MICHAEL FUENTES, M.D., to Surrender his 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: 29 November 1995

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 TO
OF : SURRENDER
MICHAEL FUENTES, M.D. : LICENSE

-----X

COMMONWEALTH OF PENNSYLVANIA)

ss.:

COUNTY OF ALLEGHENY)

MICHAEL FUENTES, M.D., being duly sworn, deposes and says:

On or about July 29, 1985, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 163471 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 I have been charged with Two 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 permission to surrender my license as a physician in the State of New York on the grounds that I cannot successfully defend against the Second Specification of misconduct.

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.

M. A. Fuentes M.D.

MICHAEL FUENTES, M.D.
Respondent

Sworn to before me this

22nd day of *November*, 1995


NOTARY PUBLIC

Notarial Seal
Robert P. Spine, Notary Public
Stowe Twp., Allegheny County
My Commission Expires Oct. 13, 1998
Member, Pennsylvania Association of Notaries

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
MICHAEL FUENTES, M.D. : LICENSE

-----X

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

Date: Nov 22, 1995

Michael Fuentes M.D.

MICHAEL FUENTES, M.D.

Respondent

11-22-95

Date: Nov 27, 1995

Kevin P. Donovan

KEVIN P. DONOVAN

Associate Counsel

Bureau of Professional
Medical Conduct

Date: Nov 29, 1995

Anne F. Saile

ANNE F. SAILE

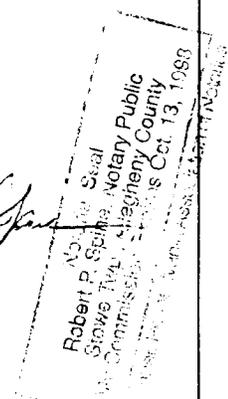
Acting Director, Office of
Professional Medical Conduct

Date: 29 November 1995

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
MICHAEL FUENTES, M.D. : CHARGES

-----X

MICHAEL FUENTES, M.D., the Respondent, was authorized to practice medicine in New York State on July 29, 1985, by the issuance of license number 163471 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. By Order dated July 27, 1994, the State Board of Medicine of the Commonwealth of Pennsylvania suspended indefinitely Respondent's license to practice medicine because he has a psychiatric condition which impairs his ability to safely practice medicine.

B. By Order entered June 28, 1994, the Board of Medicine of the Commonwealth of Virginia revoked Respondent's license to practice medicine because of mental incompetence to practice his profession with safety to his patients and the public.

C. The conduct for which Respondent's licenses was suspended in Pennsylvania and revoked in Virginia would, if committed in New York State, constitute professional misconduct under the laws of New York State, namely having a psychiatric condition which impairs the licensee's ability to practice,

Exhibit A

within the meaning of New York Education Law §6530(8) (McKinney Supp. 1995).

SPECIFICATIONS OF MISCONDUCT

FIRST AND SECOND SPECIFICATIONS

GUILTY OF MISCONDUCT IN ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of New York Education Law §6530(9)(b) (McKinney Supp. 1995) in that he was 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 under the laws of New York State, in that Respondent charges:

1. The facts of paragraphs A and C.
2. The facts of paragraphs B and C.

THIRD AND FOURTH SPECIFICATIONS

LICENSE SUSPENSION OR REVOCATION BY ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of New York Education Law §6530(9)(d) (McKinney Supp. 1995) in that he had his license suspended or revoked 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, in that Respondent charges:

3. The facts of paragraphs A and C.
4. The facts of paragraphs B and C.

DATED: *Nov: 27*, 1995
Albany, New York



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