



New York State Board for Professional Medical Conduct

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

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

Charles J. Vacanti, M.D.
Chair

March 26, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Paul Schonbrun, D.O.
36 Lunney Court
Chestnut Ridge, New York 10977

RE: License No. 195593

Dear Dr. Schonbrun:

Enclosed please find Order #BPMC 97-74 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
Hedley Park Place, Suite 303
433 River Street
Troy, New York 12180

Sincerely,

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

Enclosure

cc: Wilfred T. Friedman, Esq.
36 West 44th Street
New York, New York 10036

Jean Bresler, Esq.

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

IN THE MATTER
OF
PAUL SCHONBRUN, D.O.

CONSENT
ORDER
BPMC #97-74

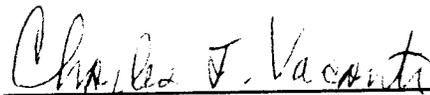
Upon the application of PAUL SCHONBRUN, D.O. (Respondent) for Consent Order, which application is made a part hereof, it is

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: 20 March 1997



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
PAUL SCHONBRUN, D.O.

APPLICATION
FOR
CONSENT ORDER

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:

PAUL SCHONBRUN, D.O., being duly sworn, deposes and says:

That on or about May 5, 1994, I was licensed to practice as a physician in the State of New York, having been issued License No. 195593 by the New York State Education Department.

My current address is 36 Lunney Court, Chestnut Ridge, New York and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

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

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

I hereby agree not to contest these four specifications in full satisfaction of the charges against me and hereby agree to the penalty of three (3) years suspension of my medical license stayed with five (5) years of probation, the terms of which are annexed hereto and marked Exhibit "B"

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.

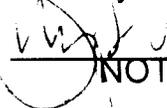
I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same.

I am making this Application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.



PAUL SCHONBRUN, D.O.
RESPONDENT

Sworn to before me this
____ day of _____, 19____



NOTARY PUBLIC

Notary Public, State of New York

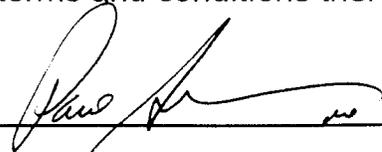
NEW YORK STATE DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

**IN THE MATTER
OF
PAUL SCHONBRUN, D.O.**

**APPLICATION
FOR
CONSENT ORDER**

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

DATE: 3-6-97



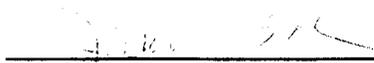
PAUL SCHONBRUN, D.O.
Respondent

DATE: _____



WILFRED T. FRIEDMAN, ESQ.
Attorney for Respondent

DATE: 4-11-97



JEAN BRESLER
Associate Counsel
Bureau of Professional
Medical Conduct

DATE: March 19, 1997

Anne Saile

ANNE F. SAILE
Director
Office of Professional Medical
Conduct

DATE: 20 March 1997

Charles J. Vacanti

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

IN THE MATTER
OF
Paul Schonbrun, D.O.

STATEMENT
OF
CHARGES

Paul Schonbrun, D.O., the Respondent, was authorized to practice medicine in New York State on or about May, 5, 1994, by the issuance of license number 195593 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. The Respondent while a Resident in the Emergency Medicine program at St. Barnabas Hospital (SBH) offered to perform osteopathic manipulation therapy, on individual A (whose name appears with all other individuals in the annexed appendix), a first year resident because she complained of neck pain. Under the guise of therapy, Respondent inappropriately touched individual A, and made inappropriate sexual comments to her.
- B. The Respondent while a Resident in the Emergency Medicine program at (SBH) on several occasions inappropriately touched the breasts and buttocks of individual B, another resident in the program.
- C. The Respondent while a Resident in the Emergency Medicine program at (SBH) inappropriately touched the chest of individual C, another resident in this program.
- D. The Respondent while a resident in the Emergency Medicine program at

(SBH) inappropriately touched the breasts of individual D, another resident in this program.

SPECIFICATION OF CHARGES

FIRST THROUGH FOURTH SPECIFICATIONS

MORAL UNFITNESS

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(20)(McKinney Supp. 1997) by engaging in conduct in the practice of the profession of medicine that evidences moral unfitness to practice as alleged in the facts of the following:

1. Paragraph A
2. Paragraph B
3. Paragraph C
4. Paragraph D

DATED: March , 1997
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct

EXHIBIT "B"

Terms of Probation

1. Respondent shall conduct himself/herself in all ways in a manner befitting his/her professional status, and shall conform fully to the moral and professional standards of conduct and obligations imposed by law and by his/her profession.
2. Respondent shall submit written notification to the New York State Department of Health addressed to the Director, Office of Professional Medical Conduct (OPMC), Hedly Park Place, 433 River Street, Suit 303, Troy, New York, 12180; said notice is to include a full description of any employment and practice, professional and residential addresses and telephone numbers within or without New York State, and any and all investigations, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility, within thirty days of each action.
3. Respondent shall fully cooperate with and respond in a timely manner to requests from OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall personally meet with a person designated by the Director of OPMC as requested by the Director.
4. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by New York State. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].
5. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in or intends to leave the active practice of medicine in New York State for a period of thirty (30) consecutive days or more. Respondent shall then notify the Director again prior to any change in that status. The period of probation shall resume and any terms of probation which were not fulfilled shall be fulfilled upon Respondent's return to practice in New York State.
6. Respondent's professional performance may be reviewed by the Director of OPMC. This review may include, but shall not be limited to, a review of office records, patient records and/or hospital charts, interviews with or periodic visits with Respondent and his/her staff at practice locations or OPMC offices.
7. Respondent shall maintain legible and complete medical records which accurately reflect the evaluation and treatment of patients. The medical records shall contain all information required by State rules and regulations regarding controlled substances.
8. Respondent shall practice only when monitored by qualified health care professional. Monitors shall be proposed by Respondent and approved, in writing, by the Director of OPMC. Monitors shall not be family members or

personal friends, or be in professional relationships which would pose a conflict with monitoring responsibilities.

9. Respondent shall ensure that the monitors, (therapist and practice monitor) are familiar with the terms of this order. Respondent shall cause the monitors to report any deviation from compliance with the terms of this Order to OPMC. Respondent shall cause the monitors to submit required reports on a timely basis.
10. Respondent shall practice medicine only when supervised in his medical practice. The practice supervisor shall be on-site at all locations, unless determined otherwise by the Director of OPMC. Respondent shall cause the Practice monitor to submit quarterly reports to OPMC, regarding the quality of Respondents medical practice. Respondent shall not practice medicine until a practice supervisor has been approved. Respondent shall ensure that the practice supervisor is in a position to regularly observe and assess Respondent's medical practice. Respondent shall cause the practice supervisor to report within 24 hours any suspected inappropriate behavior, or possible misconduct to OPMC.
11. Respondent shall continue in counseling or other therapy with a therapist as long as the therapist determines it is necessary.
12. Respondent shall cause the therapist to submit a proposed treatment plan and quarterly reports to OPMC certifying whether Respondent is in compliance with the treatment plan. Respondent shall cause the therapist to report to OPMC within 24 hours if Respondent leaves treatment against medical advice, or displays any symptoms of or is suspected of engaging in any inappropriate or sexual behavior including harassing or sexual touching of any patient or health care worker.
13. Respondent shall comply with any request from OPMC to obtain an independent psychiatric evaluation by a health care professional proposed by the Respondent and approved, in writing, by the Director of OPMC.
14. Respondent shall comply with all terms, conditions, restrictions, limitations and penalties to which he or she is subject pursuant to the Order and shall assume and bear all costs related to compliance. Upon receipt of evidence of non compliance with, or any violation of these terms, the Director of OPMC and/or the Board may initiate a violation of probation proceeding and/or any such other proceeding against Respondent as may be authorized pursuant to the law.
15. Respondent shall refrain from harassing or inappropriately touching any patient or health care professional.
16. Concurrent with the signing of this document, Respondent shall execute the annexed authorizations for the release of his records from the Committee on Physicians Health, and a separate release authorizing release of his records from his treating therapist.
17. Respondent shall comply with all the terms and conditions of his contract with the Committee on Physicians Health and any other conditions or restrictions imposed by the Committee on Physicians Health.