



New York State Board for Professional Medical Conduct

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

Richard F. Daines, M.D.
*Commissioner
NYS Department of Health*

Keith W. Servis
*Director
Office of Professional Medical Conduct*

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Chair

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

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

Public

July 30, 2007

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Milton R. Eichmann, M.D.
1844 Country Road 488
Poplar Bluff, MO 63901

Re: License No. 148157

Dear Dr. Eichmann:

Enclosed is a copy of Order #BPMC 07-160 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect August 6, 2007.

If the penalty imposed by this Order is a surrender, revocation or suspension, you are required to deliver your license and registration within five (5) days of receipt of this Order. If the document(s) are lost, misplaced or destroyed, you are required to submit to this office an affidavit to that effect. Enclosed for your convenience is an affidavit. Please complete and sign the affidavit before a notary public and return it to: Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299

Sincerely,

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

cc: Carolyn Shearer, Esq.
Bond, Schoeneck & King, LLP
111 Washington Avenue
Albany, NY 12210

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

IN THE MATTER

SURRENDER

OF

ORDER

**MILTON RANDOLPH EICHMANN, M.D.
CO-06-11-6405-A**

BPMC No. #07-160

MILTON RANDOLPH EICHMANN, M.D., representing that all of the following statements are true, deposes and says:

That on or about October 30, 1981, I was licensed to practice as a physician in the State of New York and issued License No. 148157 by the New York State Education Department.

My current address is 1844 Country Road 488, Poplar Bluff, MO 63901.

I understand that the New York State Board for Professional Medical Conduct has charged me with two (2) Specifications of professional misconduct.

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

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 do not contest Factual Allegation A and B(3) and the Second Specification in full satisfaction of the charges against me.

I ask the Board to accept the Surrender of my License.

I understand that if the Board does not accept this Surrender, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this application 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 accepts the Surrender of my License, the Chair of the Board shall issue a Surrender 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 Surrender Order by first class mail to me at the address in this Surrender of License, or to my attorney by certified mail, OR upon facsimile transmission to me or my attorney, whichever is first. The Order, this agreement, and all attached Exhibits shall be public documents, with only patient identities, if any, redacted. As public documents, they may be posted on the Department's website.

I ask the Board to accept this Surrender of License, which I submit of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's acceptance of this Surrender of License, 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 Surrender Order for which I apply, whether administratively or judicially, and I agree to be bound by the Surrender Order.

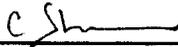
I understand and agree that the attorney for the Department, the Director of the Office of Professional Medical Conduct and the Chair of the State Board for Professional Medical Conduct each retain complete discretion either to enter into the proposed agreement and Order, based upon my application, or to decline to do so. I further understand and agree that no prior or separate written or oral communication can limit that discretion.

Date: 7/13, 2007


MILTON RANDOLPH EICHMANN, M.D.
Respondent

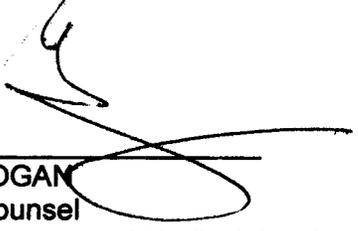
The undersigned agree to Respondent's attached Surrender of License and to its proposed penalty, terms and conditions.

Date: 7-23, 2007



CAROLYN SHEARER
Attorney for Respondent

Date: 24 July 2007



ROBERT BOGAM
Associate Counsel
Bureau of Professional Medical Conduct

Date: 7/26/07, 2007



KEITH W. SERVIS
Director, Office of Professional
Medical Conduct

ORDER

Upon the application of (Respondent), **MILTON RANDOLPH EICHMANN, M.D.**, to Surrender his license as a physician in the State of New York, which is made a part of this Surrender Order, it is

ORDERED, that the Surrender, and its terms, are adopted and it is further

ORDERED, that Respondent's name 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, either by mailing of a copy of this Surrender Order, either by first class mail to Respondent at the address in the attached Surrender Application or by certified mail to Respondent's attorney, OR upon facsimile transmission to Respondent or Respondent's attorney, whichever is first.

SO ORDERED

DATED: 7-27, 2007



KENDRICK A. SEARS, M.D.
Chair
State Board for Professional
Medical Conduct

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

IN THE MATTER
OF
MILTON RANDOLPH EICHMANN, M.D.
CO-06-11-6405-A

STATEMENT
OF
CHARGES

MILTON RANDOLPH EICHMANN, M.D., Respondent, was authorized to practice medicine in New York state on October 30, 1981, by the issuance of license number 148157 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about October 24, 2006, the State of Missouri, State Board of Registration for the Healing Arts (hereinafter "Missouri Board"), by a Settlement Agreement (hereinafter "Missouri Agreement"), placed Respondent's license to practice medicine on five (5) years probation subject to restrictions and terms that include, inter alia, a restriction on the number of hours he may work each week, that he undergo an evaluation, he successfully complete a boundary course and ten (10) additional hours of CME on sexual history interviewing in the context of urology, and he have a female staff member (chaperone) present when providing services to a female patient, based on misconduct, unethical conduct and/or unprofessional conduct; conduct which might be harmful or dangerous to the physical health of a patient; and incompetency and/or gross negligence.

B. The conduct resulting in the Missouri 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. New York Education Law §6530(4) (gross negligence);
2. New York Education Law §6530(20) (moral unfitness); and/or
3. New York Education Law §6530(31) (harassing, abusing, or intimidating a patient).

SPECIFICATIONS
FIRST SPECIFICATION

Respondent violated New York Education Law §6530(9)(b) by 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 under the laws of New York state, in that Petitioner charges:

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

SECOND SPECIFICATION

Respondent violated New York State 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 would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges:

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

DATED: *April 19*, 2007
Albany, New York


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