



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

New York State Board for Professional Medical Conduct

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

Patrick F. Carone, M.D., M.P.H.
Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

July 8, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Bernardo D. Morantte, M.D.
PO Box 576215
Modesto, California 95357

RE: License No. 128163

Dear Dr. Morantte:

Enclosed please find Order #BPMC 97-163 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,

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

Enclosure

cc: Kimberly A. O'Brien, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
BERNARDO D. MORANTTE, M.D. BPMC# 97-163

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BERNARDO D. MORANTTE, M.D., says:

On or about August 27, 1976, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 128163 by the New York State Education Department.

My current address is P.O. Box 576215, Modesto, California, 95357 and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

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 an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

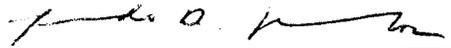
I hereby agree not to contest the allegations and the two specifications set forth in the Statement of Charges (Exhibit A).

I understand that, in the event that this proposed agreement 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 proposed agreement 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 agrees with my proposal, this 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 agreement of my own free will and accord

and not under duress, compulsion, or restraint of any kind or manner.



BERNARDO D. MORANTTE, M.D.
Respondent

Subscribed before me this

23 day of JUNE, 1997

Sandy Martin
NOTARY PUBLIC



AGREED TO:

Date: July 27, 1997



KIMBERLY A. O'BRIEN
Senior Attorney
Bureau of Professional Medical
Conduct

Date: June 26 1997



ANNE F. SAILE
Director
Office of Professional Medical
Conduct

ORDER

Upon the proposed agreement of BERNARDO D. MORANTTE, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement 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.

DATED: June 30, 1997

Patrick F. Carone, M.D.

PATRICK F. CARONE, M.D., M.P.H.
Chair
State Board for Professional
Medical Conduct

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

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IN THE MATTER : STATEMENT
 OF : OF
 BERNARDO DOMASIG MORANTTE, JR., M.D. : CHARGES

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BERNARDO DOMASIG MORANTTE, JR., M.D., the Respondent, was authorized to practice medicine in New York State by the issuance of license number 128163 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine.

FACTUAL ALLEGATIONS

1. By Decision dated September 20, 1996, the Medical Board of California adopted the Proposed Decision of the Administrative Law Judge finding that Respondent failed to comply with a Board Order to participate in a Psychiatric Examination and that Respondent's ability to practice medicine was impaired due to mental illness. Respondent's physician's and surgeon's certificate was revoked and he was ordered to pay costs of \$6,957.37.

2. The conduct of which Respondent was found guilty in California would, if committed in New York State, constitute professional misconduct under the laws of New York State, namely within the meaning of New York Education Law § 6530(7) (McKinney

Exhibit A

Supp. 1997) (practicing the profession while impaired by mental disability) and/or within the meaning of New York Education Law § 6530(8) (McKinney Supp. 1997) (having a psychiatric condition which impairs his ability to practice) and/or within the meaning of New York Education Law § 6530(15) (McKinney Supp.1997) (failure to comply with Board Order).

SPECIFICATIONS OF MISCONDUCT

FIRST SPECIFICATION

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. 1997) 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 Petitioner charges:

1. The facts of paragraphs 1 and/or 2.

SECOND SPECIFICATION

DISCIPLINARY ACTION BY ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of New York Education Law § 6530(9) (d) (McKinney Supp. 1997) in that he had disciplinary action taken against his license 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:

1. The facts of paragraphs 1 and/or 2.

DATED: *May 20*, 1997
Albany, New York


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