

THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, N.Y. 12234

OFFICE OF PROFESSIONAL DISCIPLINE
ONE PARK AVENUE, NEW YORK, NEW YORK 10016-5802

April 12, 1990

Ronald Rosenblatt, Physician
455 Mid Island Plaza
Hicksville, N.Y. 11801

Re: License No. 146479

Dear Dr. Rosenblatt:

Enclosed please find Commissioner's Order No. 10731. This Order and any penalty contained therein goes into effect five (5) days after the date of this letter.

If the penalty imposed by the Order is a surrender, revocation or suspension of your license, you must deliver your license and registration to this Department within ten (10) days after the date of this letter. In such a case your penalty goes into effect five (5) days after the date of this letter even if you fail to meet the time requirement of delivering your license and registration to this Department.

Very truly yours,

DANIEL J. KELLEHER
Director of Investigations

By:

MOIRA A. DORAN
Supervisor

DJK/MAH/er
Enclosures

CERTIFIED MAIL- RRR

cc:

RECEIVED

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Office of Professional
Medical Conduct

Hypnotic (as set forth in Paragraph A); Second Specification, Practicing Fraudulently (as set forth in Paragraphs B, B.1, B.2 and I); Twenty-Third Specification, Failing to Maintain Accurate Records (as set forth in Paragraphs C.4, D.4, E.4, G.3, H.3); Twenty-Fourth Specification, Practicing while the License is suspended (as set forth in Paragraphs B, B.1, and B.2); Twenty-Fifth Specification (as set forth in Paragraph I); and I do not contest the following specifications: Third through Eighth Specification, Practicing Fraudulently (as set forth in Paragraphs C, C.1, C.2, C.3(i), C.3(ii), C.3(iii); D, D.1, D.2, D.3(i) D.3(ii), D.3(iii); E, E.1, E.2, E.3(i), E.3(ii), E.3(iii); F., F.1, F.2, F.3(i), F.3(ii), F.3(iii); G, G.1, G.2(i), G.2(iii), H, H(1), H(2), H(3); in full satisfaction of all the charges.

I hereby make this application to the Board of Regents and request that it be granted.

I understand that, in the event that the application is not granted by the Board of Regents, 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 of Regents shall be made without prejudice to the continuance of any disciplinary proceeding and the final

determination by the Board of Regents pursuant to the provisions of the Education Law.

I agree that, in the event the Board of Regents grants my application, an order of the Commissioner of Education may be issued striking my name from the roster of physicians in the State of New York without further notice to me.

I further agree that the order of the Commissioner shall include a provision that I shall not apply for the restoration of my license until at least one (1) year has elapsed from the effective date of the service of such order. I understand that such application is not automatically granted but may be granted or denied.

No promises of any kind were made 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.

RONALD ROSENBLATT, M.D.
Respondent

Sworn to before me this
23 day of _____, 1990

NOTARY PUBLIC

DIANNE ABELOFF
NOTARY PUBLIC, State of New York
No. 24-4738734
Qualified in Kings County
Commission Expires March 30, 1991

RONALD ROSENBLATT, M.D.

The undersigned has reviewed and agrees to the attached application to surrender license.

Date: January 30, 1990



DAVID AXELROD, M.D.
Commissioner of Health

The undersigned, a member of the Board of Regents who has been designated by the Chairman of the Regents Committee on Professional Discipline to review this application to surrender license, has reviewed the attached application to surrender license and recommends to the Board of Regents that the application be granted.

Date: Feb. 28, 1990



MEMBER OF THE BOARD OF REGENTS

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

IN THE MATTER : STATEMENT
OF : OF
RONALD ROSENBLATT, M.D. : CHARGES
-----X

RONALD ROSENBLATT, M.D., the Respondent, was authorized to practice medicine in New York State on July 1, 1981 by the issuance of license number 146479 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department.

FACTUAL ALLEGATIONS

- A. From on or about September 12, 1989 through on or about January 10, 1990, Respondent was dependent upon the drugs Percocet and Halcion.
- B. Between May 11, 1987 and October 7, 1987, while his medical license was on inactive status, Respondent engaged in the active practice of medicine in that:
 1. Respondent prescribed Percocet and/or Dilaudid on approximately 75 occasions to 25 patients, Patients A

through Y (the patient names are contained in the attached Appendix).

2. Respondent presented Attending Physician's Statements for payment to various insurance carriers for Patients A through C.

C. Between in or about December, 1983 and in or about February, 1989, Respondent treated Patient A, who complained of wheezing. On approximately 63 occasions between May 17, 1984 and February 2, 1989, Respondent prescribed a total of 6,595 Percocet tablets. On one occasion, he prescribed 90 Dilaudid tablets. During the period from in or about December, 1983 through in or about February, 1989:

1. Respondent failed to take a history.
2. Respondent failed to perform a physical examination, and/or failed to perform follow-up examinations relative to presenting complaints.
3. Respondent prescribed Percocet and/or Dilaudid inappropriately, in that:
 - i. Respondent prescribed Percocet and/or Dilaudid without documented medical indication.

ii. Respondent failed to attempt to reduce the daily dose of Percocet prescribed or to prescribe non-narcotic analgesics.

iii. Respondent failed to consult with specialists in pain management, psychiatry and/or chemical dependency.

4. Respondent failed to keep adequate medical records accurately representing Patient A's medical condition.

D. Between on or about November 14, 1984 and on or about December 13, 1988, Respondent treated Patient B for diabetes and angina. On approximately 37 occasions within that period, Respondent prescribed a total of 4,010 Percocet tablets. On one occasion, he prescribed 24 Dilaudid tablets. During the period from on or about November 14, 1984 through on or about December 13, 1988:

1. Respondent failed to take a history.

2. Respondent failed to perform a physical examination and/or failed to perform follow-up examinations.

3. Respondent prescribed Percocet and/or Dilaudid inappropriately, in that:

- i. Respondent prescribed Percocet and/or Dilaudid without documented medical indication.
 - ii. Respondent failed to attempt to reduce the daily dose of Percocet prescribed, or to prescribe non-narcotic analgesics.
 - iii. Respondent failed to consult with specialists in pain management, psychiatry and/or chemical dependency.
 4. Respondent failed to keep adequate medical records accurately representing Patient B's medical condition.
- E. Between on or about February 16, 1985 and on or about February 13, 1989, Respondent treated Patient C. On approximately 17 occasions within that period, Respondent prescribed a total of 2,140 Percocet tablets. During the period from on or about February 16, 1985 through on or about February 13, 1989:
 1. Respondent failed to take a history.
 2. Respondent failed to perform a physical examination and/or failed to perform follow-up examinations.

3. Respondent prescribed Percocet inappropriately, in that:
 - i. Respondent prescribed Percocet without documented medical indication.
 - ii. Respondent failed to attempt to reduce the daily dose of Percocet prescribed, or to prescribe non-narcotic analgesics.
 - iii. Respondent failed to consult with specialists in pain management, psychiatry and/or chemical dependency.

4. Respondent failed to keep adequate medical records accurately representing Patient C's medical condition.

F. Between on or about July 13, 1985 and on or about November 3, 1988, Respondent treated Patient D on 4 occasions in his office. On approximately 33 occasions between July 13, 1985 and November 3, 1988, Respondent prescribed a total of 1,280 Percocet tablets and 1,966 Dilaudid tablets. During the period from on or about July 13, 1985 through on or about November 3, 1988:

1. Respondent failed to take a history.

2. Respondent failed to perform a physical examination, and/or failed to perform a physical examination, and/or failed to perform follow-up examinations.
3. Respondent prescribed Percocet and/or Dilaudid inappropriately, in that:
 - i. Respondent prescribed Percocet and/or Dilaudid without documented medical indication.
 - ii. Respondent failed to attempt to reduce the daily dose of Percocet and/or Dilaudid prescribed or to prescribe non-narcotic analgesics.
 - iii. Respondent failed to consult with specialists in pain management, psychiatry and/or chemical dependency.
4. Respondent failed to keep adequate medical records accurately representing Patient D's medical condition.

G. Respondent treated Patient E between on or about June 21, 1984 and on or about December 17, 1988. On approximately 60 occasions within that period, Respondent prescribed a total of 2,450 Percocet tablets and 3,340

Dilaudid tablets. During the period from on or about June 21, 1984 through on or about December 17, 1988:

1. Respondent failed to perform a physical examination, and/or failed to perform follow-up examinations relative to presenting complaints.
2. Respondent prescribed Percocet and/or Dilaudid inappropriately, in that:
 - i. Respondent prescribed Percocet and/or Dilaudid without documented medical indication.
 - ii. Respondent failed to attempt to reduce the daily dose of Percocet and/or Dilaudid prescribed or to prescribe non-narcotic analgesics.
 - iii. Respondent failed to consult with specialists in pain management, psychiatry and/or chemical dependency.
3. Respondent failed to keep adequate medical records accurately representing Patient E's medical condition.

H. Respondent treated Patient F between on or about June 26, 1985 and on or about March 28, 1989. Patient F was

seen on various occasions for weight reduction. During that period:

1. Respondent failed to take a history.
 2. Respondent failed to perform a physical examination, and/or failed to perform follow-up examinations relative to presenting complaints.
 3. Respondent failed to keep adequate medical records accurately representing Patient F's medical condition.
- I. Respondent has willfully failed to register with the New York State Education Department, Division of Professional Licensing, for the current registration period, January 1, 1989 through December 31, 1991, while continuing to be engaged in the active practice of medicine, which license registration is required to practice in the State of New York.

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

BEING DEPENDENT UPON A

NARCOTIC AND A HYPNOTIC

Respondent is charged with being dependent upon a narcotic and a hypnotic within the meaning of N.Y. Educ. Law Section 6509 (4) (McKinney 1985), in that Petitioner charges:

1. The facts in paragraph A.

SECOND THROUGH EIGHTH SPECIFICATION

PRACTICING FRAUDULENTLY

Respondent is charged with practicing the profession fraudulently under N.Y. Educ. Law, Section 6509(2) (McKinney 1985), in that Petitioner charges:

2. The facts in paragraphs B, B.1, B.2, and/or I.
3. The facts in paragraphs C, C.1, C.2, C.3(i), C.3(ii), C.3(iii).
4. The facts in paragraphs D, D.1, D.2, D.3(i), D.3(ii), D.3(iii).
5. The facts in paragraphs E, E.1, E.2, E.3(i), F.3(ii), F.3(iii).
6. The facts in paragraphs F, F.1, F.2, F.3(i), F.3(ii), F.3(iii).

7. The facts in paragraphs G, G.1, G.2(i), G.2(ii), G.2(iii).

8. The facts in paragraphs H, H(1), H(2), H(3).

NINTH THROUGH FOURTEENTH SPECIFICATION

PRACTICING WITH GROSS NEGLIGENCE

Respondent is charged with practicing the profession with gross negligence under N.Y. Educ. Law, Section 6509(2) (McKinney 1985), in that Petitioner charges:

9. The facts in paragraphs C, C.1, C.2, C.3(i), C.3(ii), C.3(iii).

10. The facts in paragraphs D, D.1, D.2, D.3(i), D.3(ii), D.3(iii).

11. The facts in paragraphs E, E.1, E.2, E.3(i), E.3(ii), E.3(iii).

12. The facts in paragraphs F, F.1, F.2, F.3(i), F.3(ii), F.3(iii).

13. The facts in paragraphs G, G.1, G.2(i), G.2(ii), G.2(iii).

14. The facts in paragraphs H, H(1), H(2), H(3).

FIFTEENTH THROUGH TWENTIETH SPECIFICATION

PRACTICING WITH GROSS INCOMPETENCE

Respondent is charged with practicing the profession with gross incompetence under N.Y. Educ. Law, Section 6509(2) (McKinney 1985), in that Petitioner charges:

15. The facts in paragraphs C, C.1, C.2, C.3(i), B.3(ii), B.3(iii).
16. The facts in paragraphs D, D.1, D.2, D.3(i), D.3(ii), D.3(iii).
17. The facts in paragraphs E, E.1, E.2, E.3(i), E.3(ii), E.3(iii).
18. The facts in paragraphs F, F.1, F.2, F.3(i), F.3(ii), F.3(iii).
19. The facts in paragraphs G, G.1, G.2(i), G.2(ii), G.2(iii).
20. The facts in paragraphs H, H(1), H(2), H(3).

TWENTY-FIRST SPECIFICATION

PRACTICING WITH NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with practicing the profession with negligence on more than one occasion under N.Y. Educ. Law,

Section 6509(2) (McKinney 1985), in that Petitioner charges Respondent with having committed at least two of the following:

21. The facts in paragraphs C, C.1, C.2, C.3(i), C.3(ii), C.3(iii), C.4, D, D.1, D.2, D.3(i), D.3(ii), D.3(iii), D.4, E, E.1, E.2, E.3(i), E.3(ii), E.3(iii), E.4, F, F.1, F.2, F.3(i), F.3(ii), F.3(iii), F.4, G, G.1, G.2(i), G.2(ii), G.2(iii), G.3, H.(1), H.(2), H.(3).

TWENTY-SECOND SPECIFICATION

PRACTICING WITH INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with practicing the profession with incompetence on more than one occasion under N.Y. Educ. Law, Section 6509(2) (McKinney 1985), in that Petitioner charges Respondent with having committed at least two of the following:

22. The facts in paragraphs C, C.1, C.2, C.3(i), C.3(ii), C.3(iii), C.4, D, D.1, D.2, D.3(i), D.3(ii), D.3(iii), D.4, E, E.1, E.2, E.3(i), E.3(ii), E.3(iii), E.4, F, F.1, F.2, F.3(I), F.3(ii), F.3(iii), F.4, G, G.1, G.2(i), G.2(ii), G.2(iii), G.3, H.(1), H.(2), H.(3).

TWENTY THIRD SPECIFICATION

FAILING TO MAINTAIN ACCURATE RECORDS

Respondent is charged with unprofessional conduct under N.Y. Educ. Law, Section 6509(9) (McKinney 1985), in that he failed to maintain a record for each of patients A through F which accurately reflects his evaluation and treatment of the patient within the meaning of 8 N.Y.C.R.R. 29.2(a)(3) (1987), in that Petitioner charges:

23. The facts in paragraphs C.4, D.4, E.4, F.4, G.3, H.3.

TWENTY FOURTH SPECIFICATION

PRACTICING WHILE LICENSE SUSPENDED

Respondent is charged with practicing the profession while the license is suspended under N.Y. Educ. Law, Section 6509(8) (McKinney 1985) in that Petitioner charges:

24. The facts in paragraphs B, B.1 and/or B.2.

TWENTY-FIFTH SPECIFICATION

WILLFULLY FAILING TO REGISTER

Respondent is charged with willfully failing to register under N.Y. Educ. Law, Section 6509(8) (McKinney 1985) in that Petitioner charges:

25. The facts in paragraph I.

DATED: New York, New York

January 18, 1990

A handwritten signature in black ink, appearing to read "C. Stern Hyman", written over a horizontal line.

CHRIS STERN HYMAN
Counsel

Bureau of Professional Medical
Conduct

**ORDER OF THE COMMISSIONER OF
EDUCATION OF THE STATE OF NEW YORK**

RONALD ROSENBLATT

CALENDAR NO. 10731



The University of the State of New York

IN THE MATTER

OF

RONALD ROSENBLATT
(Physician)

DUPLICATE
ORIGINAL
VOTE AND ORDER
NO. 10731

Upon the application of RONALD ROSENBLATT, under Calendar No. 10731, which application is made a part hereof, and in accordance with the provisions of Title VIII of the Education Law, it was

VOTED (March 23, 1990): That the application of RONALD ROSENBLATT, respondent, for permission to surrender respondent's license to practice as a physician in the State of New York be granted; and that the Commissioner of Education be empowered to execute, for and on behalf of the Board of Regents, all orders necessary to carry out the provisions of this vote;

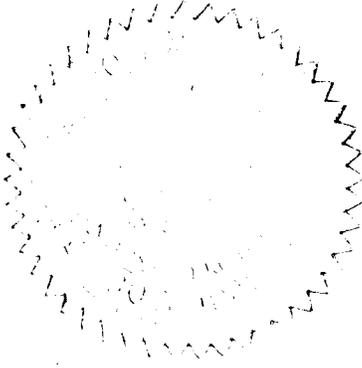
and it is

ORDERED: That, pursuant to the above vote of the Board of Regents, said vote and the provisions thereof as well as the application and the provisions thereof are hereby adopted and **SO ORDERED**, and it is further

ORDERED that respondent may not apply for the restoration of said license until at least one (1) year has elapsed from the effective date of the service of this order, and it is further

ORDERED that this order shall take effect as of the date of the personal service of this order upon the respondent or five days after mailing by certified mail.

RONALD ROSENBLATT (10731)



IN WITNESS WHEREOF, I, Thomas Sobol,
Commissioner of Education of the State of
New York, for and on behalf of the State
Education Department and the Board of
Regents, do hereunto set my hand and affix
the seal of the State Education Department,
at the City of Albany, this 30th day of
March, 1990.

Thomas Sobol
Commissioner of Education