

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

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IN THE MATTER : COMMISSIONER'S
OF : ORDER AND
ADLY MANSOUR ISSA, M.D. : NOTICE OF HEARING

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TO: ADLY MANSOUR ISSA, M.D.
26661 RIM ROAD
HEMET, CALIFORNIA 92344

The undersigned, Antonia C. Novello, M.D., M.P.H.,
Commissioner of the New York State Department of Health, after an
investigation, upon the recommendation of a committee on
professional medical conduct of the State Board for Professional
Medical Conduct, and upon the Statement of Charges attached
hereto and made a part hereof, has determined that Adly Mansour
Issa, M.D. has been disciplined by a duly authorized professional
disciplinary agency of another jurisdiction, namely, the Division
of Medical Quality, Medical Board of California, Department of
Consumer Affairs, State of California, for acts which if
committed in the state of New York would have constituted the
basis for summary action pursuant to New York Public Health Law
section 230(12)(a), and has further determined that the continued
practice of medicine in the State of New York by Adly Mansour
Issa, M.D., the Respondent, constitutes an imminent danger to the
health of the people of this state.

It is therefore:

ORDERED, pursuant to N.Y. Pub. Health Law Section 230(12)(b), that effective immediately, ADLY MANSOUR ISSA, M.D., Respondent, shall not practice medicine in the State of New York. This Order shall remain in effect unless modified or vacated by the Commissioner of Health pursuant to N.Y. Pub. Health Law Section 230(12).

PLEASE TAKE NOTICE that a hearing will be held pursuant to the provisions of N.Y. Pub. Health Law Section 230, and N.Y. State Admin. Proc. Act Sections 301-307 and 401. The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct on the 19TH day of April, 2000 at 10:00 am in the forenoon at the Hedley Park Plaza, 5th Floor, 433 River Street, Troy, New York, 12180, and at such other adjourned dates, times and places as the committee may direct. The Respondent may file an answer to the Statement of Charges with the below-named attorney for the Department of Health.

At the hearing, evidence will be received concerning the allegations set forth in the Statement of Charges, which is attached. A stenographic record of the hearing will be made and the witnesses at the hearing will be sworn and examined. The Respondent shall appear in person at the hearing and may be represented by counsel. The Respondent has the right to produce witnesses and evidence on his behalf, to issue or have subpoenas issued on his behalf for the production of witnesses and documents and to cross-examine witnesses and examine evidence produced against him. A summary of the Department of Health

Hearing Rules is enclosed. Pursuant to Section 301(5) of the State Administrative Procedure Act, the Department, upon reasonable notice, will provide at no charge a qualified interpreter of the deaf to interpret the proceedings to, and the testimony of, any deaf person.

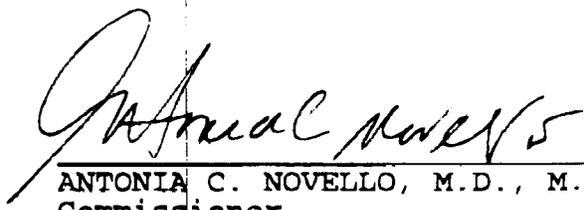
The hearing will proceed whether or not the Respondent appears at the hearing. Scheduled hearing dates are considered dates certain and, therefore, adjournment requests are not routinely granted. Requests for adjournments must be made in writing to the Administrative Law Judge's Office, Hedley Park Place, 433 River Street, 5th Floor, Troy, New York 12180, (518-402-0751), upon notice to the attorney for the Department of Health whose name appears below, and at least five days prior to the scheduled hearing date. Claims of court engagement will require detailed affidavits of actual engagement. Claims of illness will require medical documentation.

At the conclusion of the hearing, the committee shall make findings of fact, conclusions concerning the charges sustained or dismissed, and, in the event any of the charges are sustained, a determination of the penalty or sanction to be imposed or appropriate action to be taken. Such determination may be reviewed by the administrative review board for professional medical conduct.

THESE PROCEEDINGS MAY RESULT IN A
DETERMINATION THAT YOUR LICENSE TO PRACTICE
MEDICINE IN NEW YORK STATE BE REVOKED OR
SUSPENDED, AND/OR THAT YOU BE FINED OR
SUBJECT TO OTHER SANCTIONS SET FORTH IN NEW

YORK PUBLIC HEALTH LAW SECTION 230-a. YOU
ARE URGED TO OBTAIN AN ATTORNEY TO REPRESENT
YOU IN THIS MATTER.

DATED: Albany, New York
March 8, 2000


ANTONIA C. NOVELLO, M.D., M.P.H.
Commissioner

Inquiries should be directed to:
Mark T. Fantauzzi
Assistant Counsel
NYS Department of Health
Division of Legal Affairs
Corning Tower Building
Room 2509
Empire State Plaza
Albany, New York 12237-0032
(518) 473-4282

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

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IN THE MATTER : STATEMENT
OF : OF
ADLY MANSOUR ISSA, M.D. : CHARGES

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ADLY MANSOUR ISSA, M.D., the Respondent, was authorized to practice medicine in New York State on March 30, 1979, by the issuance of license number 137555 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

A. On August 12, 1999, in accordance with a "Stipulation For Surrender", Respondent surrendered his license to practice medicine in the State of California. Respondent's surrender of his medical license occurred after a disciplinary action was instituted against him by the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs, State of California, (California Board), a duly authorized professional disciplinary agency, and was based upon two (2) instances of sexual misconduct, instances of gross negligence with respect to two (2) patients, repeated acts of negligent conduct with respect to two (2) patients, and incompetent conduct with respect to two (2) patients. Respondent's

surrender of his medical license was accepted by the California Board on August 14, 1999.

B. The conduct resulting in the California Board's 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 Educ. Law section 6530(4) {gross negligence};
2. New York Educ. Law section 6530(3) {negligence on more than one occasion};
3. New York Educ. Law section 6530(6) {gross incompetence};
4. New York Educ. Law section 6530(5) {incompetence on more than one occasion};
5. New York Educ. Law section 6530(31) {willfully harassing, abusing, or intimidating a patient either physically or verbally};
6. New York Educ. Section 6530(34) {guaranteeing cure};
7. New York Educ. Law section 6530(20) {moral unfitness};
8. New York Educ. Law section 6530(47) {failure to abide by infection control practices and standards}.

SPECIFICATIONS**FIRST SPECIFICATION****SURRENDER OF MEDICAL LICENSE AFTER INSTITUTION OF
DISCIPLINARY ACTION BY DISCIPLINARY AGENCY OF
ANOTHER STATE**

Respondent is charged with professional misconduct in violation of Educ. Law §6530(9)(d) by reason of his having surrendered his license to practice medicine in another state after the institution of disciplinary proceedings by a duly authorized disciplinary agency of another state, where the conduct resulting in the surrender of Respondent's license to practice medicine in the other state, 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 paragraphs:

A and/or B.

SECOND SPECIFICATION

FINDING OF GUILT OR IMPROPER PROFESSIONAL PRACTICE
OR PROFESSIONAL MISCONDUCT BY A PROFESSIONAL
DISCIPLINARY AGENCY OR ANOTHER STATE

Respondent is charged with professional misconduct in violation of Educ. Law §6530(9)(b) by reason of his 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:

3. The facts in paragraphs:

A and/or B.

DATE: March 8, 2000
Albany, New York



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