



New York State Board for Professional Medical Conduct

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

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NYS Department of Health*

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NYS Department of Health*

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Vice Chair

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

October 10, 2001

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Salvatore R. Petrucelli, M.D.
748 Dunedin Street
Toms River, NJ 08753

RE: License No. 149686

Dear Dr. Petrucelli:

Enclosed please find Order #BPMC 01-233 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect October 10, 2001.

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 to 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: Robert Bogan, Esq.

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

IN THE MATTER

OF

SALVATORE R. PETRUCELLI, M.D.
CO-01-06-2673-A

SURRENDER

ORDER

BPMC No. 01-233

SALVATORE R. PETRUCELLI, M.D., says:

On or about April 16, 1982, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 149686 by the New York State Education Department. I currently reside at 748 Dunedin Street, Toms River, NJ 08753.

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 the New York State Board for Professional Medical Conduct has charged me with three (3) specifications of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A."

I have not practiced medicine in the state of New York since 1982, and I do not intend to return to practice medicine in the state of New York. I am, therefore, 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 Factual Allegation A and the First Specification 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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is first.

I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Date: 8/2, 2001


SALVATORE R. PETRUCELLI, M.D.
Respondent

AGREED TO:

Date: 3 September, 2001


ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical
Conduct

Date: 3 October, 2001


DENNIS J. GRAZIANO
Director, Office of Professional
Medical Conduct

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

IN THE MATTER	STATEMENT
OF	OF
SALVATORE R. PETRUCELLI, M.D. CO-01-06-2673-A	CHARGES

SALVATORE R. PETRUCELLI, M.D., the Respondent, was authorized to practice medicine in New York state on April 16, 1982, by the issuance of license number 149686 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about April 8, 1999, in the Municipal Court, Township of Readington, Whitehouse Station, New Jersey, Respondent was found guilty of Driving While Intoxicated and was sentenced to a \$250.00 fine, \$30.00 court costs, \$100.00 surcharge and other costs, 12 hours I.D.C.R., and 180 days drivers license revocation.

B. On or about September 4, 1999, Respondent prepared and submitted a registration document to The New York State Education Department, wherein he checked the "No" box to the question, "Since you last registered have you been convicted of any crime, felony or misdemeanor, in any state or country or have you been charged with any crime the disposition of which was other than by acquittal or dismissal?"

SPECIFICATIONS
FIRST SPECIFICATION

Respondent violated New York Education Law §6530(9)(iii) by having been convicted of committing acts constituting a crime under the law of another jurisdiction and which, if committed within New York state would have constituted a crime under New York state law, in that Petitioner charges:

1. The facts in Paragraphs A.

SECOND SPECIFICATION

Respondent violated New York Education Law §6530(2) practicing the profession fraudulently, in that Petitioner charges:

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

THIRD SPECIFICATION

Respondent violated New York Education Law §6530(21) by willfully making or filing a false report of failing to file a report required by law or by the department of health or the education department, in that Petitioner charges:

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

DATED: August 21, 2001
Albany, New York

Peter D. Van Buren
PETER D. VAN BUREN
Deputy Counsel
Bureau of Professional Medical Conduct
RxB

ORDER

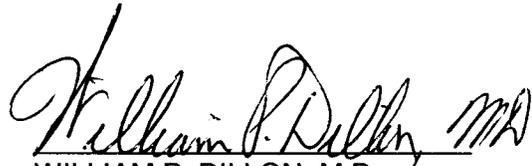
Upon the proposed agreement of **SALVATORE R. PETRUCELLI, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of the Respondent 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, which may be accomplished by mailing, by first class mail, a copy to Respondent at the addresses set forth in this agreement, or to Respondent's attorney, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 10/5, 2001


WILLIAM P. DILLON, M.D.
Chair
State Board for Professional
Medical Conduct