



Board for Professional Medical Conduct

Corning Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

Mark R. Chassin, M.D., M.P.P., M.P.H.
Commissioner

C. Maynard Guest, M.D.
Executive Secretary

October 18, 1993

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Gordon D. Moore, M.D.
77 Pleasant Street
Apt.A
Greenville, New Hampshire 03048

RE: License No. 098698
Effective Date:10/25/93

Dear Dr. Moore:

Enclosed please find Order #BPMC 94-219 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
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0756

Sincerely,

C. Maynard Guest, M.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

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

-----X

IN THE MATTER :
OF : ORDER
GORDON D. MOORE, M.D. : BPMC #94-219

-----X

Upon the Application of Gordon D. Moore, M.D. (Respondent) to Surrender his license as a physician in the State of New York, which application is made a part hereof, it is

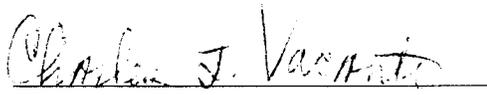
ORDERED, that the application and the provisions thereof are hereby adopted; it is further

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.

SO ORDERED,

DATED: 12 October 1994



CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional
Medical Conduct

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
GORDON D. MOORE, M.D. : LICENSE

-----X

STATE OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.:

GORDON D. MOORE, M.D., being duly sworn, deposes and says:

On or about May 5, 1967, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 98698 by the New York State Education Department.

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 permission to surrender my license as a physician in the State of New York.

I hereby plead guilty to the two Specifications set forth in the Statement of Charges (Exhibit A).

I hereby make this application to the State Board for Professional Medical Conduct and request that it be granted.

I understand that, in the event that the application 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 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 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 grants my application, an 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 Application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Gordon D Moore, MD
GORDON D. MOORE, M.D.
Respondent

Sworn to before me this

2nd day of *April*, 1994

Edward J. [unclear]

NOTARY PUBLIC

My commission expires [unclear]

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
GORDON D. MOORE, M.D. : LICENSE

-----X

The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 9/29, 1994

Gordon D Moore, MD
GORDON D. MOORE, M.D.
Respondent

Date: 10/1, 1994

Andrew Mandell, Esq.
ANDREW MANDELL, ESQ.
Attorney for Respondent

Date: _____, 1994

Timothy J. Mahar
TIMOTHY J. MAHAR
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: _____, 1994

Kathleen M. Tanner
KATHLEEN M. TANNER
Director, Office of
Professional Medical Conduct

Date: 10/2 October, 1994

Charles J. Vacanti
CHARLES J. VACANTI, M.D.
Chairperson, State Board
for Professional Medical Conduct

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

-----X

IN THE MATTER : STATEMENT
OF : OF
GORDON D. MOORE, M.D. : CHARGES

-----X

GORDON D. MOORE, M.D., the Respondent, was authorized to practice medicine in New York State on May 5, 1967, by the issuance of license number 98698 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. On or about September 9, 1993, Respondent was convicted, upon a plea of guilty, of 10 counts of indecent assault and battery on persons fourteen years of age or older in violation of Massachusetts General Laws Chapter 265, §13H in the case of Commonwealth of Massachusetts v. Gordon Moore (Worcester Superior Court; WOCR93-00389).

2. More specifically, during the period from September 18, 1989, through October 21, 1992, Respondent, an orthopedic surgeon, touched, fondled and/or rubbed the genitals and/or buttocks of ten male patients during the course of Respondent's examination of those patients.

3. On or about September 9, 1993, Respondent was sentenced to ten concurrent sentences of 4 to 5 years imprisonment, suspended for a period of two years, during which time a probationary term is to be served. The terms of probation include, counselling for sex offenders, and a prohibition against contact with adolescents except for lawful activities or with the permission of the Probation Department.

4. The acts for which Respondent was convicted in the Commonwealth of Massachusetts would, if committed in New York State, have constituted a crime under N.Y. Penal Law §130.55 [sexual abuse in the third degree - subjecting another person to sexual contact without that person's consent.]

5. The Massachusetts Board of Registration in Medicine (Massachusetts Board) by Final Decision and Order, dated March 23, 1994, found the Respondent guilty of sexual misconduct, involving 10 patients, and of having been convicted of 10 counts of indecent assault and battery on September 9, 1993.

6. The Massachusetts Board revoked Respondent's medical license.

7. The conduct upon which the Massachusetts Board found Respondent guilty of professional misconduct would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §6530 (20) (McKinney's Supp. 1994) [conduct in the practice of medicine which evidences moral unfitness to practice

medicine], §6530(31) (McKinney's Supp. 1994) [willfully abusing a patient physically] and §6530 (9) (a) (i) [being convicted of committing an act constituting a crime under New York State law] in conjunction with N.Y. Penal Law §130.55 [sexual abuse in the third degree-subjecting another person to sexual contact without that person's consent].

FIRST SPECIFICATION

Criminal Conviction By Other State

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9) (a) (iii) (McKinney Supp. 1994) by reason of having been convicted of committing an act constituting a crime under the law of another jurisdiction in which, if committed within this State, would have constituted a crime under New York State law, in that Petitioner charges:

1. The facts in paragraphs 1 through 4.

SECOND SPECIFICATION

Finding Of Professional Misconduct By Other State

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law §6530(9) (b) (McKinney Supp. 1994) by reason of having been found guilty of improper professional practice or professional misconduct by a duly authorized disciplinary agency of another state, where the conduct upon

which the finding was based would, if committed in this State, constitute professional misconduct under the laws of New York State, in that Petitioner charges:

2. The facts in paragraphs 5 through 7.

DATED: *August 31*, 1994
Albany, New York

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