



New York State Board for Professional Medical Conduct

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

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

Charles J. Vacanti, M.D.
Chair

February 24, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Imtiaz Ali Sheikh, M.D.
1008 Brainard Place
Brielle, New Jersey 08730

RE: License No. 120123

Dear Dr. Sheikh:

Enclosed please find Order #BPMC 97-42 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,

Charles Vacanti, M.D.
Chair
Board for Professional Medical Conduct

Enclosure

cc: Cindy M. Fascia, Esq.

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

-----X
IN THE MATTER : SURRENDER
OF : ORDER
IMTIAZ ALI SHEIKH, M.D. : BPMC #97-42
: :
-----X

STATE OF NEW JERSEY)
COUNTY OF MONMOUTH) ss.: *Monmouth*

IMTIAZ ALI SHEIKH, M.D., being duly sworn, deposes and says:
On or about June 6, 1974, I was licensed to practice
medicine as a physician in the State of New York having been
issued License No. 120123 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 one specification
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 specification set forth in the Statement of Charges (Exhibit A), in that I voluntarily surrendered my New Jersey medical license to the New Jersey Board of Medical Examiners as set forth in 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.

Imtiaz Ali Sheikh

Imtiaz Ali Sheikh

IMTIAZ ALI SHEIKH, M.D.
Respondent

Sworn to before me this
7 day of February, 1997

Charles D. Miller
NOTARY PUBLIC

AGREED TO:

Date: _____, 1997

Respondent is pro se.

Esq.
Attorney for Respondent

Date: February 10, 1997

Cindy M. Fascia
CINDY M. FASCIA
Associate Counsel
Bureau of Professional
Medical Conduct

Date: Feb 13, 1997

Anne F. Saile
ANNE F. SAILE
Director, Office
of Professional Medical Conduct

ORDER

Upon the proposed agreement of IMTIAZ ALI SHEIKH, 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: 15 February 1977

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
IMTIAZ ALI SHEIKH, M.D. : CHARGES

-----X

IMTIAZ ALI SHEIKH, M.D., the Respondent, was authorized to practice medicine in New York State on June 6, 1974 by the issuance of license number 120123 by the New York State Education Department. Respondent is not currently registered with the New York State Education Department to practice medicine in New York state.

FACTUAL ALLEGATIONS

1. Respondent, on or about June 12, 1996, voluntarily surrendered his license to practice medicine in New Jersey with prejudice and in accordance with the terms of a Consent Order/Voluntary Surrender of License entered into by Respondent and the New Jersey Board of Medical Examiners.
2. Respondent sought leave to voluntarily surrender his medical license in New Jersey after the New Jersey State Board of Medical Examiners had opened and commenced investigation of a complaint concerning the care and treatment of patient "D.M." The complaint alleged that in 1988 and 1989 Respondent performed

incomplete colonoscopies with inadequate followup which caused a delay in diagnosis of liver cancer, resulting in "D.M." 's death.

3. Respondent, when asked by the Board to address the allegations against him, sought postponement of any hearing pertaining to the Board's investigation due to his psychiatric disability. At the Board's request, Respondent's treating psychiatrist submitted a letter stating Respondent "is suffering from a mental condition which makes him unable to participate in any stressful and/or legal proceeding." Thereafter, pursuant to the Board's inquiry, Respondent sought leave to surrender his medical license, and entered into the Consent Order/Voluntary Surrender with the New Jersey Board.

4. Respondent's conduct which resulted in the surrender of his license to the New Jersey Board would, if committed in New York state, constitute professional misconduct under the laws of New York state, including but not limited to N.Y. Education Law §6530(3) [practicing medicine with negligence on more than one occasion]; and/or N.Y. Education Law §6530(4) [practicing medicine with gross negligence on a particular occasion]; and/or N.Y. Education Law §6530(5) [practicing medicine with incompetence on more than one occasion]; and/or N.Y. Education Law §6530(6) [practicing medicine with gross incompetence] and/or N.Y. Education Law §6530(8)

[having a psychiatric condition which impairs the licensee's ability to practice medicine.]

SPECIFICATION

Respondent is charged with professional misconduct under New York Education Law §6530(9)(d), by reason of having voluntarily or otherwise surrendered his license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges the facts in Paragraphs 1 through 4.

DATED: *January 22*, 1997
Albany, New York

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