



New York State Board for Professional Medical Conduct

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

Antonia C. Novello, M.D., M.P.H., Dr. P.H.
*Commissioner
NYS Department of Health*

Dennis P. Whalen
*Executive Deputy Commissioner
NYS Department of Health*

Dennis J. Graziano, Director
Office of Professional Medical Conduct

Public

Kendrick A. Sears, M.D.
Chairman

Michael A. Gonzalez, R.P.A.
Vice Chair

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

September 14, 2005

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Imran Faisal, M.D.
87-31 57th Road, First Floor
Elmhurst, NY 11373

RE: License No. 196297

Dear Dr. Faisal:

Enclosed is a copy of Order #BPMC 04-284 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect September 21, 2005.

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 or receipt of the 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

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management
New York State Department of Health
Corning Tower, Room 1258
Empire State Plaza
Albany, New York 12237

Sincerely,

A handwritten signature in black ink, appearing to read "Ansel R. Marks". The signature is fluid and cursive, with a large initial "A" and "M".

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

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

IN THE MATTER
OF
IMRAN FAISAL, M.D.

MODIFICATION
ORDER

BPMC No. #04-284

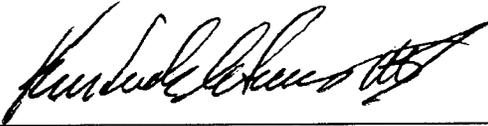
Upon the proposed Application for a Modification Order of IMRAN FAISAL, M.D. (Respondent), which is made a part of this Modification Order, it is agreed to and ORDERED, that the attached Application, and its terms, are adopted and SO ORDERED, and it is further

ORDERED, that this Modification Order shall be effective upon issuance by the Board, either

- by mailing of a copy of this Modification Order, either by first class to Respondent at the address in the attached Application or by certified mail to Respondent's attorney, OR
- upon facsimile transmission to Respondent or Respondent's attorney, Whichever is first.

SO ORDERED.

DATED: 9-13-2005


KENDRICK A. SEARS, M.D.
Chair
State Board for Professional Medical Conduct

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

IN THE MATTER
OF
IMRAN FAISAL, M.D.

APPLICATION FOR
MODIFICATION
ORDER

STATE OF NEW YORK)

ss.:

COUNTY OF NEW YORK)

IMRAN FAISAL, M.D., (Respondent) being duly sworn, deposes and says:

That on or about July 1, 1994, I was licensed to practice as a physician in the State of New York, and issued License No. 196297 by the New York State Education Department.

My current address is 87-31 57th Road, First Floor, Elmhurst, N.Y. 11373, and I will advise the Director of the Office of Professional Medical Conduct of any change of address.

I am currently subject to BPMC Order No. 04-284 (Attachment I) (henceforth "Original Order"), which was issued upon an Application For Consent Order signed by me on November 19, 2003, (henceforth Original Application"), adopted by the Original Order. I hereby apply to the State Board for Professional Medical Conduct for an Order (henceforth "Modification Order"), modifying the Original Order, as follows:

- The sanction imposed in the Original Order was a Censure and Reprimand and probation for 36 months, with a term permitting Respondent to petition the Director for modification of the terms of probation after successfully completing 24 months of probation. The sanction imposed shall be modified to read as follows:

Pursuant to §230-a(1) of the Public Health Law, I shall be subject to a Censure and Reprimand. Pursuant to §230-a(9) of the Public Health Law, I shall be placed on probation for a period of 48 months from the effective date of the Original Order (December 20, 2004), subject to the terms set forth in attached Exhibit "B."

Upon my successful completion of 36 months of probation, I may petition the Director for modification of the terms of probation and the Director shall exercise reasonable discretion in deciding whether to grant my petition.

Pursuant to §§230-a(7) and (9) of the Public Health Law, I shall be subject to a \$10,000 fine, to be paid in full during the probation period, as further set forth in attached Exhibit "B."

and

- Paragraph 5 of Exhibit B shall be modified to read as follows:

Payment of the \$10,000 fine imposed is also a term of probation. The fine is payable in full during the period of probation, as follows: \$2500 to be paid by one year from the effective date of this Order, \$2500 to be paid by two years from the effective date of this Order, \$2500 to be paid by three years from the effective date of this Order, and the remaining \$2500 to be paid by four years from the effective date of this Order. Payments must be submitted to:

Bureau of Accounts Management
New York State Department of Health
Empire State Plaza
Corning Tower, Room 1245
Albany, New York 12237

Respondent's failure to pay any monetary penalty by the prescribed date shall subject Respondent to all provisions of law relating to debt collection by New York State, including but not limited to: the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].

and

- Paragraph B of Exhibit A shall be modified to read as follows:

During periods between 2000-2004, Respondent knowingly and with intent to mislead gave inaccurate responses on applications for staff privileges to The Long Island College Hospital, Bronx Psychiatric Center, New York Presbyterian Hospital and Coney Island Hospital.

and

- All remaining Terms and Conditions will continue as written in BPMC Order No. 04-284.

I make this Application of my own free will and accord and not under duress, compulsion or restraint, and seek the anticipated benefit of the requested Modification. In consideration of the value to me of the acceptance by the Board of this Application, I knowingly waive my right to contest the Original Order or the Modification Order for which I apply, whether administratively or judicially, and ask that the Board grant this Application.

DATE: 8/26/2005

Imran Faisal.

IMRAN FAISAL, M.D.
RESPONDENT

The undersigned agree to the attached Application of Respondent and to the proposed penalty based on its terms and conditions.

DATE: _____

Attorney for Respondent, ESQ. * (see below)

DATE: 9/8/2005


MARCIA E. KAPLAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 9/8/2005


DENNIS J. GRAZIANO
Director
Office of Professional Medical Conduct

N.B.:-

* I have dismissed my previous lawyer. I do not have a lawyer representing me. I am representing myself. If this changes, I will promptly inform Department of Health.

Im Jasil.

8/26/2005

ATTACHMENT 1



New York State Board for Professional Medical Conduct
433 River Street, Suite 303 • Troy, New York 12180-2299 • (518) 402-0863

Antonia C. Novello, M.D., M.P.H., Dr. P.H.
Commissioner
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Executive Deputy Commissioner
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Dennis J. Graziano, Director
Office of Professional Medical Conduct

Kendrick A. Sears, M.D.
Chairman

Michael A. Gonzalez, R.P.A.
Vice Chair

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

PUBLIC

December 13, 2004

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Imran Faisal, M.D.
87-31 57th Road
First Floor
Elmhurst, NY 11373

Re: License No. 196297

Dear Dr. Faisal:

Enclosed please find Order #BPMC 04-284 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect December 20, 2004.

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 the 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: Amy Kulb, Esq.
Jacobson and Goldberg
585 Stewart Avenue
Garden City, NY 11530

IN THE MATTER
OF
IMRAN FAISAL, M.D.

CONSENT
ORDER

BPMC No. 04-284

Upon the application of (Respondent) IMRAN FAISAL, M.D. in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is

ORDERED, that the Consent Agreement, and its terms, are adopted and SO ORDERED, and it is further

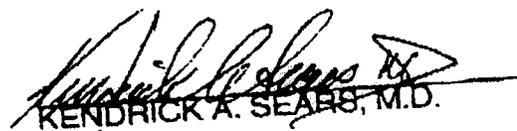
ORDERED, that this Order shall be effective upon issuance by the Board,

either

- by mailing of a copy of this Consent Order, either by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, OR
- upon facsimile transmission to Respondent or Respondent's attorney, Whichever is first.

SO ORDERED.

DATED: 12-10-2004


KENDRICK A. SEARS, M.D.
Chair
State Board for Professional Medical Conduc

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

IN THE MATTER
OF
IMRAN FAISAL, M.D.

CONSENT
AGREEMENT
AND
ORDER

IMRAN FAISAL, M.D., representing that all of the following statements are true, deposes and says:

That on or about July 1, 1994, I was licensed to practice as a physician in the State of New York, and issued License No. 196297 by the New York State Education Department.

My current address is 87-31 57th Road, First Floor, Elmhurst, N.Y. 11373, and I will advise the Director of the Office of Professional Medical Conduct of any change of address.

I understand that the New York State Board for Professional Medical Conduct has charged me with two specifications of professional misconduct.

A copy of the Statement of Charges, marked as Exhibit "A", is attached to and part of this Consent Agreement.

I cannot successfully defend against at least one of the acts of misconduct alleged, in full satisfaction of the charges against me, and agree to the following penalty:

Pursuant to §230-a(1) of the Public Health Law, I shall be subject to a Censure and Reprimand. Pursuant to §230-a(9) of the Public Health Law, I shall be placed on probation for a period of 36 months, subject to the terms set forth in attached Exhibit "B."

Upon my successful completion of 24 months of probation, I may petition the Director for modification of the terms of probation and the Director shall exercise reasonable discretion in deciding whether to grant my petition.

I further agree that the Consent Order shall impose the following conditions:

That Respondent shall maintain active registration of his license with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and shall pay all registration fees. This condition shall take effect thirty (30) days after the Consent Order's effective date and will continue so long as Respondent remains licensed in New York State; and

That Respondent shall cooperate fully with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigations of matters concerning Respondent. Respondent shall respond in a timely manner to all OPMC requests for written periodic verification of Respondent's compliance with this Order. Respondent shall meet with a person designated by the Director of OPMC, as directed. Respondent shall respond promptly and provide all documents and information within Respondent's control, as directed. This condition shall take effect upon the Board's issuance of the Consent Order and will continue so long as Respondent remains licensed in New York State.

I stipulate that my failure to comply with any conditions of this Order shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that if I am charged with professional misconduct in future, this Consent Agreement and Order **shall** be admitted into evidence in that proceeding.

I ask the Board to adopt this Consent Agreement.

I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to the Public Health Law.

I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this Order shall take effect upon its issuance by the Board, either by mailing of a copy of the Consent Order by first class mail to me at the address in this Consent Agreement or to my attorney by certified mail, OR upon facsimile transmission to me or my attorney, whichever is first.

I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and ask that the Board adopt this Consent Agreement.

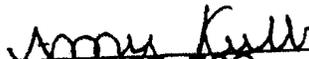
DATED 11/19/2004

Imran Faisal

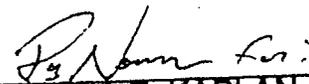
IMRAN FAISAL, M.D.
RESPONDENT

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

DATE: 11/22/04


AMY KULB, ESQ.
Attorney for Respondent

DATE: 12/1/04


MARCIA E. KAPLAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 12/1/04

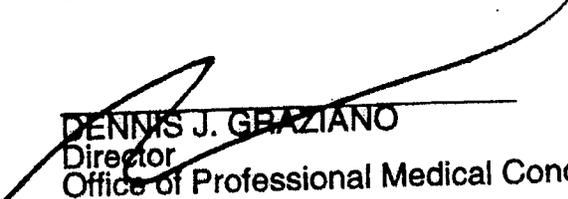

DENNIS J. GERZIANO
Director
Office of Professional Medical Conduct

EXHIBIT "A"

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

IN THE MATTER
OF
IMRAN FAISAL, M.D.

STATEMENT
OF
CHARGES

IMRAN FAISAL, M.D., the Respondent, was authorized to practice medicine in New York State on or about July 1, 1994, by the issuance of license number 196297 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about April 18, 2000, Respondent was convicted on a plea of guilty of Petit Larceny, a misdemeanor, in violation of Penal Law Sec. 155.25 in the Criminal Court of the City of New York, County of New York, and sentenced to a one year conditional discharge, conditioned upon five days of community service and the Shop Lift Program, and a \$90 surcharge.
- B. During periods between 2000-2004, Respondent knowingly and with intent to mislead gave inaccurate responses on applications for staff privileges to The Long Island College Hospital, Bronx Psychiatric Center, and New York Presbyterian Hospital.

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

CRIMINAL CONVICTION (N.Y.S.)

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(a)(i) by having been convicted of committing an act constituting a crime under New York state law as alleged in the facts of the following:

1. Paragraph A.

SECOND SPECIFICATION

FRAUDULENT PRACTICE

Respondent is charged with committing professional misconduct as defined by N.Y. Educ. Law §6530(2) by practicing the profession of medicine fraudulently as alleged in the facts of the following:

2. Paragraph B.

DATED: ^{Dec} November , 2004
New York, New York



Roy Nemerson
Deputy Counsel
Bureau of Professional Medical Conduct

EXHIBIT "B"

Terms of Probation

1. Respondent's conduct shall conform to moral and professional standards of conduct and governing law. Any act of professional misconduct by Respondent as defined by New York State Education Law §6530 or §6531 shall constitute a violation of probation and may subject Respondent to an action pursuant to New York State Public Health Law §230(19).
2. Respondent shall maintain active registration of his license with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and shall pay all registration fees.
3. Respondent shall provide the Director, Office of Professional Medical Conduct (OPMC), Hedley Park Place, 433 River Street Suite 303, Troy, New York 12180-2299 with the following information, in writing, and ensure that such information is kept current: a full description of Respondent's employment and practice; all professional and residential addresses and telephone numbers within and outside New York State; and all investigations, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility, within thirty (30) days of each action.
4. Respondent shall cooperate fully with, and respond in a timely manner to, OPMC requests to provide written periodic verification of Respondent's compliance with the terms of this Consent Order. Upon the Director of OPMC's request, Respondent shall meet in person with the Director's designee.
5. Respondent's failure to pay any monetary penalty by the prescribed date shall subject Respondent to all provisions of law relating to debt collection by New York State, including but not limited to: the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].
6. The probation period shall toll when Respondent is not engaged in active medical practice in New York State for a period of thirty (30) consecutive days or more. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in, or intends to leave, active medical practice in New York State for a consecutive thirty (30) day period. Respondent shall then notify the Director again at least fourteen (14) days before returning to active practice. Upon Respondent's return to active practice in New York State, the probation period will resume and Respondent shall fulfill any unfulfilled probation terms.
7. The Director of OPMC may review Respondent's professional performance. This review may include but shall not be limited to: a review of office records, patient records and/or hospital charts; and interviews with or periodic visits with Respondent and staff at practice locations or OPMC offices.
8. Respondent shall maintain complete and legible medical records that accurately reflect the evaluation and treatment of patients and contain all information required by State rules and regulations concerning controlled substances.

9. Respondent shall cause his employer(s) to report to OPMC on a quarterly basis with regard to whether his performance is satisfactory. Respondent shall cause his employer to report within 24 hours any inappropriate behavior, questionable medical practice or possible misconduct to OPMC.
10. Respondent shall continue in counseling or other therapy with a therapist approved by the Director of OPMC as long as the therapist determines is necessary, and shall comply with all treatment recommendations made by the therapist.
 - a. Respondent shall cause the therapist to submit a proposed treatment plan and quarterly reports to OPMC certifying whether Respondent is in compliance with the treatment plan. Respondent shall cause the therapist to report to OPMC within 24 hours if Respondent leaves treatment against medical advice.
11. Respondent shall enroll in and complete a continuing education program in Medical Ethics. This continuing education program is subject to the Director of OPMC's prior written approval and shall be completed within the first year of the probation period.
12. Respondent shall comply with this Order and all its terms, and shall bear all associated compliance costs. Upon receiving evidence of noncompliance with, or violation of, these terms, the Director of OPMC and/or the Board may initiate a violation of probation proceeding, and/or any other such proceeding authorized by law, against Respondent.