

PUBLIC

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

IN THE MATTER

SURRENDER

OF

ORDER

**PETER B. HOPE, M.D.
CO-02-06-3128-A**

BPMC No. 03-228

PETER B. HOPE, M.D., says:

On or about August 21, 1962, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 088063 by the New York State Education Department. I currently reside at Grafton County House of Corrections, 3865 Dartmouth College Highway, North Haverill, NH 03774.

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 two (2) 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 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 two (2) specifications set forth in the Statement of Charges (Exhibit A).

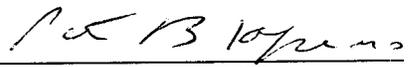
I understand that in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not be 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: 6-6, 2003


PETER B. HOPE, M.D.
Respondent

AGREED TO:

Date: 8/15, 2003


ROBERT E. MCDANIEL, ESQ.
Attorney for Respondent

Date: 21 August, 2003


ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical
Conduct

Date: 8/22, 2003


DENNIS J. GRAZIANO
Director, Office of Professional
Medical Conduct

ORDER

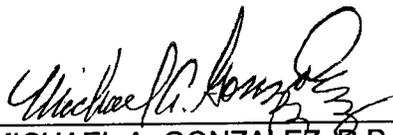
Upon the proposed agreement of **PETER B. HOPE, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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: 8/27, 2003


MICHAEL A. GONZALEZ, R.P.A.
Vice Chair
State Board for Professional
Medical Conduct

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

IN THE MATTER
OF
PETER B. HOPE, M.D.
CO-02-06-3128-A

STATEMENT
OF
CHARGES

PETER B. HOPE, M.D., the Respondent, was authorized to practice medicine in New York state on August 21, 1962, by the issuance of license number 088063 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about May 1, 2002, the New Hampshire Board of Medicine (hereinafter "New Hampshire Board"), by an Order of Emergency License Suspension and Notice of Hearing, temporarily suspended Respondent's license to practice medicine, based on unprofessional treatment and boundary violations with a female patient, amounting to an imminent danger to life or health.

B. On or about March 7, 2003, the New Hampshire Board, by a Consent Decree, REVOKED Respondent's license to practice medicine and ordered him not to apply for medical licensure in New Hampshire or any other state at any time in the future, based on Respondent's unprofessional treatment and boundary violations with a female patient, as set forth in Paragraph A above.

C. On or about April 2, 2003, in the Superior Court, Carroll County, New Hampshire, Respondent was found guilty, based on a plea of guilty, of Aggravated Felonious Sexual Assault, a felony, and was sentenced to twelve (12) months confinement, six (6) months suspended, five (5) years probation upon release from confinement, and that he shall surrender his medical license and not practice medicine in New Hampshire.

D. The conduct resulting in the New Hampshire Board 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 Education Law §6530(17) (exercising undue influence on the patient);
2. New York Education Law §6530(20) (moral unfitness); and/or
3. New York Education Law §6530(31) (willfully harassing, abusing, or intimidating a patient either physically or verbally).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent violated New York Education Law §6530(9)(b) by 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:

2. The facts in Paragraphs A, B, C, and/or D.

SECOND SPECIFICATION

Respondent violated New York Education Law §6530(9)(d) by having his license revoked or having other disciplinary action taken, by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation or other disciplinary action, 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, B, C, and/or D.

DATED: *June 3*, 2003
Albany, New York


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