



# STATE OF NEW YORK DEPARTMENT OF HEALTH

Corning Tower    The Governor Nelson A. Rockefeller Empire State Plaza    Albany, New York 12237

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

September 21, 1992

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Beulah D. Jones, M.D.  
353 Hawthorne Avenue  
Yonkers, New York 10705-1833

Marcia Kaplan, Esq.  
NYS Department of Health  
5 Penn Plaza - Sixth Floor  
New York, New York 10001-1810

**RE: In the Matter of Beulah D. Jones, M.D.**

Dear Dr. Jones and Ms. Kaplan:

Enclosed please find the Determination and Order (No. BPMC - 92-73) of the Hearing Committee in the above referenced matter. This Determination and Order shall be deemed effective upon receipt or seven (7) days after mailing by certified mail as per the provisions of §230, subdivision 10, paragraph (h) of the New York State Public Health Law.

Five days after receipt of this Order, you will be required to deliver to the Board of Professional Medical Conduct your license to practice medicine if said license has been revoked, annulled, suspended or surrendered, together with the registration certificate. Delivery shall be by either **certified mail or in person** to:

Office of Professional Medical Conduct  
New York State Department of Health  
Corning Tower - Fourth Floor (Room 438)  
Empire State Plaza  
Albany, New York 12237

If your license or registration certificate is lost, misplaced or its whereabouts is otherwise unknown, you shall submit an affidavit to that effect. If subsequently you locate the requested items, they must than be delivered to the Office of Professional Medical Conduct in the manner noted above.

As prescribed by the New York State Public Health Law §230, subdivision 10, paragraph (i), and §230-c subdivisions 1 through 5, (McKinney Supp. 1992), "(t)he determination of a committee on professional medical conduct may be reviewed by the administrative review board for professional medical conduct." Either the licensee or the Department may seek a review of a committee determination.

Request for review of the Committee's determination by the Administrative Review Board stays all action until final determination by that Board. Summary orders are not stayed by Administrative Review Board reviews.

All notices of review must be served, by **certified mail**, upon the Administrative Review Board **and** the adverse party within fourteen (14) days of service and receipt of the enclosed Determination and Order.

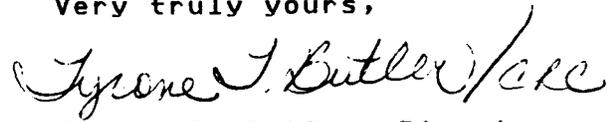
The notice of review served on the Administrative Review Board should be forwarded to:

James F. Horan, Esq., Administrative Law Judge  
New York State Department of Health  
Bureau of Adjudication  
Corning Tower - Room 2503  
Empire State Plaza  
Albany, New York 12237-0030

The parties shall have 30 days from the notice of appeal in which to file their briefs to the Administrative Review Board. Six copies of all papers must also be sent to the attention of Mr. Horan at the above address and one copy to the other party. The stipulated record in this matter shall consist of the official hearing transcript(s) and all documents in evidence.

Parties will be notified by mail of the  
Administrative Review Board's Determination and Order.

Very truly yours,

A handwritten signature in cursive script that reads "Tyrone T. Butler" followed by a flourish that looks like "TTC".

Tyrone T. Butler, Director  
Bureau of Adjudication

TTB:crc  
Enclosure

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

-----X  
IN THE MATTER : HEARING COMMITTEE  
OF : DETERMINATION  
BEULAH D. JONES, M.D. : AND ORDER  
-----X

Order No. BPMC 92-73

Thea Graves Pellman, Chairperson, Pasquale A. Carone, M.D., and Stanley D. Leslie, M.D. duly designated members of the State Board for Professional Medical Conduct, appointed by the Commissioner of Health of the State of New York pursuant to Section 230(1) of the Public Health Law, served as the Hearing Committee in this matter pursuant to Sections 230(10)(e) and 230(12) of the Public Health Law. Stephen Bermas, Esq., Administrative Law Judge, served as Administrative Officer for the Hearing Committee.

After consideration of the entire record, the Hearing Committee submits this Determination and Order.

SUMMARY OF THE PROCEEDINGS

Notice of Hearing dated: June 4, 1992  
Statement of Charges dated: June 4, 1992

Hearing Date: July 22, 1992  
Deliberation Date: August 18, 1992  
Place of Hearing: NYS Department of Health  
5 Penn Plaza  
New York, New York  
Petitioner Appeared By: Peter J. Millock, Esq.  
General Counsel  
NYS Department of Health  
BY: Marcia Kaplan, Esq.  
Respondent Appeared By: Respondent failed to appear

**STATEMENT OF CHARGES**

The Statement of Charges have been marked as  
Petitioner's Exhibit 1 and hereto attached as Appendix A.

**FINDINGS OF FACT**

Numbers in parentheses refer to transcript page numbers  
or exhibits. These citations represent evidence found persuasive  
by the Hearing Committee in arriving at a particular finding.  
Conflicting evidence, if any, was considered and rejected in favor  
of the cited evidence.

1. Respondent, Beulah D. Jones, M.D., was authorized to  
engage in the practice of medicine in the State of New York on  
September 17, 1969 by the issuance of License Number 104667 by the

State Education Department. (Ex. 2)

2. Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1991 through December 31, 1992 from 353 Hawthorne Avenue, Yonkers, New York 10705-1833. (Ex. 2)

3. On June 25, 1990, an Investigative Committee of the State Board for Professional Medical Conduct met at 8 East 40th Street, New York, New York to consider whether to direct Respondent to submit to a medical or psychiatric examination. At the conclusion of the hearing, the Committee determined that there was reason to believe that Respondent may be impaired by mental disability and directed Respondent to submit to a psychiatric examination pursuant to New York Public Health law Section 230(7) (McKinney 1990). Kathleen Tanner, Director, Office of Professional Medical Conduct, notified Respondent of the Committee's determination in a letter dated July 9, 1990. (Ex. 3A)

4. The July 9, 1990 letter identified the designated

examining psychiatrist as Jacques Quen, M.D. 180 East 79th Street, New York, New York (212) 861-7020. The letter directed Dr. Jones to contact Dr. Quen within ten days of the letter, and further provided that the examination was to occur within 30 days of the letter. (Ex. 3A)

5. Respondent has not complied with the Committee's Order by submitting to a psychiatric examination. (Ex. 4)

6. Respondent instituted an Article 78 proceeding in which, among other things, she challenged the Committee's determination and direction that she submit to a psychiatric examination. Justice Martin Evans of the Supreme Court, New York County, issued an Order and Judgment dated DEcember 10, 1990, and filed on January 11, 1991, dismissing Respondent's Article 78 petition. Respondent made a motion to recuse and renew which Justice Evans denied in an Order filed on January 17, 1991. Respondent appealed Justice Evans' orders of January 11, 1991 and January 17, 1991 in the Appellate Division, First Department. In connection with her appeal, she made several motions, among them a

motion to combine the OPMC charges and proceedings with her appeals, for a stay of proceedings by OPMC, and for sanctions. The Appellate Division, First Department, issued an Order on June 25, 1991 denying Respondent's motions in their entirety. The Appellate Division, First Department, entered an Order on August 8, 1991 denying Respondent's motion for reargument and to have the Court recuse itself. Respondent appealed the decision on the motions to the Court of Appeals, which dismissed her appeal on November 26, 1991 on the ground that the Order appealed from did not finally determine the proceeding within the meaning of the Constitution. Respondent failed to perfect her appeal of Justice Evans' Order and Judgment of January 11, 1991 and his Order entered on January 17, 1991 in a timely manner. On March 5, 1992, the Appellate Division, First Department dismissed Respondent's appeal from Justice Evans's Order and Judgment entered on January 11, 1991 and his Order entered on January 17, 1991, and denied her cross-motion for an enlargement of time within which to perfect her appeal. (Pet. 3G, 3H, 30, 3P, 3Q, 3R)

7. Prior to and during the pendency of the Article 78 proceeding, the Department of Health repeatedly advised Respondent of her continuing obligation to comply with the Committee's direction to submit to a psychiatric examination by Dr. Quen absent a court order staying the Committee's determination, and further advised her that a failure to comply, absent a stay, would subject her to a charge of professional misconduct. Nevertheless, Respondent neither obtained a court order staying the Committee's determination nor complied with the Committee's determination nor complied with the Committee's direction that she submit to a psychiatric examination. (Pet. 3B-3R; Pet. 4)

8. From on or about March 5, 1991 to on or about May 28, 1991, Respondent was employed as a physician by the Montefiore Medical Center Rikers Island Health Services (hereinafter Rikers), 15-15 Hazen Street, East Elmhurst, New York 11370. Respondent actually practiced medicine at Rikers during this period. (Pet. 7, pp. 10-13, 35-36; T., p. 39)

9. During the period of her employment at Rikers,

Respondent practiced medicine while impaired by a delusional disorder. (Pet. 5; Pet. 6; Pet. 7; T. 61)

10. During the period of Respondent's employment at Rikers, Dr. Yvette Walker, the Medical Director of Rikers, reported Dr. Jones to Dr. Michelle Catalano, the head of the Employee Health Service at Montefiore, upon observing that Dr. Jones was evidencing mental impairment and impairment in performance of her duties. After Dr. Catalano saw Dr. Jones, Dr. Catalano referred her to Dr. Bruce Schwartz for a psychiatric evaluation. The purpose of the evaluation was to ascertain the nature of the mental impairment and, hopefully, to institute treatment. (T. 38-39, 49-51, 68, 69-70)

11. On or about May 16, 1991, Dr. Schwartz performed a psychiatric evaluation of Respondent. During the evaluation Dr. Schwartz determined that Respondent was actively psychotic, had continuous paranoid delusions about an alleged CIA surveillance which had supposedly begun in April 1987, and was impaired for the practice of medicine. Respondent reported as a part of the

history that there had been several years of difficulty with employment and that she had been dismissed from approximately six jobs between December 1990 and March 1991. Respondent denied that there was any problem. Dr. Schwartz's diagnosis was a Delusional Disorder. He prescribed Trilafon 4 mg. and made an appointment for Respondent to return the following week for follow-up. (Pet. 5; T. 38-52, 61-64)

12. Thereafter, Dr. Schwartz spoke with Dr. Catalano by phone and advised her of his opinion that treatment was mandatory in order for Respondent to remain employed, and that Respondent should be placed on leave during treatment. Dr. Jones was relieved of her duties that day. (T., 50-51, 64-66)

13. Respondent was placed on medical leave and ordered to receive treatment if she wished to continue to remain employed by Rikers. (Pet. 7, pp. 35-37; T., p. 51, 66)

14. Respondent did not return for the appointment or communicate with Dr. Schwartz thereafter. (Pet. 7, pp. 35-37; T. 44)

15. Dr. Schwartz wrote notes of his evaluation interview with Respondent but did not write a formal evaluation report or make any other record pertaining to Dr. Jones. (Pet. 5; T. 72)

**HAVING A PSYCHIATRIC CONDITION WHICH IMPAIRS  
THE ABILITY TO PRACTICE MEDICINE**

16. Respondent has a psychiatric condition, characterized by delusions, which impairs her ability to practice medicine. Respondent's condition has existed since on or before July 26, 1991. It has likely existed since 1987 and may have existed as early as 1982. (Pet. 5; Pet. 6; T., pp. 45-52, 55, 60-61)

17. Respondent's current diagnosis is paranoid schizophrenia. Her written communications to two Presidents of the United States and their families, the CIA director, various courts, legislators, government officials, and hospital administrators, and others evidence a very bizarre, wide-ranging delusional system. Respondent's delusional system includes, among

other things, the involvement of political figures including President Bush, Sen. D'Amato and Gov. Cuomo, with human sacrifice, snuff movies, child sex rings and murders. Respondent believes she is the subject of CIA surveillance, and that there is a conspiracy against her involving Montefiore and numerous government agencies. She thinks that her fingerprints have been stolen by the U.S. Secret Service in order to transfer them to a gun to frame her for firing at the President. She believes that her W-2 forms have been willfully falsified by Montefiore. (Pet. 6, generally, and see 6A, 6B, 6C.1, 6D. 6E; T., pp. 52-55, 57-60)

18. Paranoid schizophrenia is a progressive disorder. Respondent's condition has deteriorated since May 1991, and will continue to deteriorate without treatment. Respondent is severely impaired, potentially violent, and needs to be hospitalized. Her prognosis without treatment is very bad. (T. 54-57, 64)

19. Respondent poses a danger to patients. Her judgment is impaired. Moreover, she is incorporating an ever-widening population into her delusional system, which could

include patients. (Pet. 6; T. 64)

20. To date, Respondent has not given any evidence of any intention to cooperate with treatment, or any insight into the severity of her illness or that she is ill at all. (T. 56)

**PRACTICING FRAUDULENTLY**

21. On April 30, 1987, Medical Malpractice Insurance Association (MMIA) issued a binder No. 87CM104667 for professional liability insurance to Respondent. The binder was subsequently replaced by a policy. (Pet. 8, pp. 8, 19-21, 27-28; Pet. 9, pp. 21, 33, 102)

22. On August 17, 1987, this policy was cancelled for non-payment of premium. (Pet. 8, pp. 11-18)

23. MMIA did not insure Dr. Jones after her policy number 87CM104667 was cancelled on August 17, 1987. (Pet. 8, pp. 7-8, 11-17; Pet. 9, pp. 21, 33)

24. On or about October 13, 1988, Respondent represented falsely to Westchester County Medical Center (WCMC) that she was currently insured by MMIA against professional

liability claims by submitting to WCMC a copy of what was purportedly an MMIA Binder NO. 87CM104667 for professional liability insurance in effect for one year beginning August 31, 1988. (Pet. 8, pp. 7-10; Pet. 9, pp. 14, 21, 33, 76-77)

### CONCLUSIONS

The Committee finds highly credible the testimony of Dr. Bruce Schwartz. Dr. Schwartz is a Board certified psychiatrist who has been the Clinical Director of the Department of Psychiatry at Montefiore Medical Center since 1985. As part of his responsibilities, Dr. Schwartz does consultations for the Employee Health Service at Montefiore, the division of the Hospital which is responsible for the health and welfare of employees, including physicians. On May 16, 1991 he performed a psychiatric evaluation of Dr. Jones. Dr. Schwartz subsequently reviewed additional material at the request of the Department of Health comprising correspondence and documents authored by Dr. Jones (Pet. 6: 6A-6NN). The Committee finds highly credible Dr. Schwartz's expert opinion that Dr. Jones is mentally impaired and practiced while

impaired during her employment at Rikers Island (Pet. 5; Pet. 10; T., 36-79)

The Committee finds that the Respondent failed to comply with an order issued pursuant to subdivision seven of section two hundred thirty of the public health law under N.Y. Educ. Law Sec. 6530(15) (McKinney Supp. 1992), formerly Educ. Law Sec. 6509(12), in that she has not submitted to a psychiatric examination by Dr. Quen, as directed, following a determination by a Committee of the State Board for Professional Medical Conduct, after a hearing on June 25, 1990, that there was reason to believe that she may be impaired by mental disability. Therefore, the First Specification should be sustained. (See Findings of Fact 3-7)

Respondent practiced the profession while impaired by mental disability under N.Y. Educ. Law Sec. 6530(7) (McKinney Supp. 1992), formerly Educ. Law Sec. 6509(3), in that from on or about March 5, 1991 to on or about May 28, 1991, Respondent practiced medicine at Montefiore Medical Center Rikers Island Health Services while impaired by a delusional disorder.

Therefore, the Second Specification should be sustained. (See Findings of Fact 8-15, 16, 25)

Respondent has a psychiatric condition which impairs the ability to practice medicine under N.Y. Educ. Law Sec. 6530(8) (McKinney Supp. 1992), in that Respondent has a psychiatric condition, characterized by delusions, which has existed since on or before July 26, 1991, and which impairs her ability to practice medicine. Therefore, the Third Specification should be sustained. (See Findings of Fact 9-11, 15, 16-20, 25)

Respondent practiced the professional fraudulently under N.Y. Educ. Law Sec. 6530(2) (McKinney Supp. 1992), formerly Educ. Law Sec. 6509(2), in that on or about October 13, 1988, Respondent intentionally represented falsely to Westchester County Medical Center (WCMC) that she was currently insured by MMIA against professional liability claims by submitting with the intent to deceive, to WCMC a copy of what was purportedly an MMIA binder No. 87CM104667 for professional liability insurance in effect for one year beginning August 31, 1988 which was in fact false and altered

and indicative of insurance which was not in effect. Therefore,  
the Fourth Specification should be sustained. (See Findings of  
Fact 21-24)

**ORDER**

Based upon the serious nature of the charges sustained  
and the Respondent's apparent impaired ability to practice  
medicine the Committee of the Board for Professional Medical  
Conduct determines and orders that the Respondent's license to  
practice medicine be revoked.

**Dated: New York, New York**

9/17, 1992



**THEA GRAVES PELLMAN  
(Chairperson)**

**PASQUALE CARONE, M.D.  
STANLEY D. LESLIE, M.D.**

APPENDIX A

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

-----X  
IN THE MATTER : STATEMENT  
OF : OF  
BEULAH D. JONES, M.D. : CHARGES  
-----X

BEULAH D. JONES, M.D., the Respondent, was authorized to practice medicine in New York State on September 17, 1969 by the issuance of license number 104667 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1991 through December 31, 1992 from 353 Hawthorne Ave., Yonkers, N.Y. 10705-1833.

**FACTUAL ALLEGATIONS**

A. On June 25, 1990, an Investigative Committee of the State Board for Professional Medical Conduct met at 8 East 40th Street, 3rd Floor, Conference Room B, New York, New York to consider whether to direct Respondent to submit to a medical or psychiatric examination. At the conclusion of the hearing, the Committee determined that there was reason to believe that Respondent may be impaired by mental disability and directed Respondent to submit to a psychiatric examination pursuant to New York Pub. Health Law Sec. 230(7) (McKinney 1990). In a letter

dated July 9, 1990, Kathleen Tanner, the Director of the Office of Professional Medical Conduct, notified Dr. Jones of the Committee's determination. The letter identified the designated examining psychiatrist as Jacques Quen, M.D. 180 East 79th Street, New York, New York, telephone: (212) 861-7020. The letter directed Dr. Jones to contact Dr. Quen within ten days of the letter, and further provided that the examination was to occur within 30 days of the letter.

1. To date, Dr. Jones has not complied with the Committee order by submitting to a psychiatric examination.

B. From on or about March 5, 1991 to on or about May 28, 1991, Respondent was employed as a physician by the Montefiore Medical Center Rikers Island Health Services, 15-15 Hazen Street, East Elmhurst, New York 11370. During this period, Respondent practiced medicine while impaired by a delusional disorder.

C. Respondent has a psychiatric condition, characterized by delusions, which impairs her ability to practice medicine. Respondent's condition has existed since on or before July 26, 1991.

D. On April 30, 1987, Medical Malpractice Insurance Association (MMIA) issued a binder No. 87CM104667 for

professional liability insurance to Respondent. The binder was subsequently replaced by a policy. On August 17, 1987, the policy was cancelled for non-payment of premium. MMIA did not insure Dr. Jones after her policy number 87CM104667 was cancelled on August 17, 1987.

1. On or about October 13, 1988, Respondent knowingly represented falsely to Westchester County Medical Center (WCMC) that she was currently insured by MMIA against professional liability claims by submitting to WCMC a copy of what was purportedly an MMIA Binder No. 87CM104667 for professional liability insurance in effect for one year beginning August 31, 1988 which she knew to be false and altered and indicative of insurance which she knew was not in effect.

**SPECIFICATION OF CHARGES**

**FIRST SPECIFICATION**

**FAILURE TO COMPLY WITH AN ORDER  
FOR A PSYCHIATRIC EXAMINATION**

Respondent is charged with failing to comply with an order issued pursuant to subdivision seven of section two hundred thirty of the public health law under N.Y. Educ. Law Sec. 6530(15) (McKinney Supp. 1992), formerly Educ. Law Sec. 6509(12), in that Petitioner charges:

1. The facts in paragraphs A and A.1.

**SECOND SPECIFICATION**

**PRACTICING WHILE IMPAIRED  
BY MENTAL DISABILITY**

Respondent is charged with practicing the profession while impaired by mental disability under N.Y. Educ. Law Sec. 6530(7) (McKinney Supp. 1992), formerly Educ. Law Sec. 6509(3), in that Petitioner charges:

2. The facts in paragraph B.

**THIRD SPECIFICATION**

**HAVING A PSYCHIATRIC CONDITION  
WHICH IMPAIRS THE ABILITY TO PRACTICE MEDICINE**

Respondent is charged with having a psychiatric condition which impairs the ability to practice medicine under N.Y. Educ. Law Sec. 6530(8) (McKinney Supp. 1992), in that Petitioner charges:

3. The facts in paragraph C.

**FOURTH SPECIFICATION**

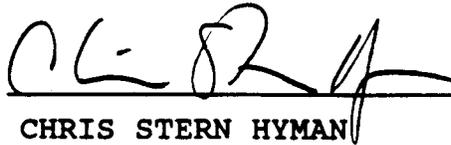
**PRACTICING FRAUDULENTLY**

Respondent is charged with practicing the profession fraudulently under N.Y. Educ. Law Sec. 6530(2) (McKinney Supp. 1992), formerly Educ. Law Sec. 6509(2), in that Petitioner charges:

4. The facts in paragraphs D and  
D.1.

DATED: New York, New York

June 4, 1992



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CHRIS STERN HYMAN  
Counsel  
Bureau of Professional Medical  
Conduct