



New York State Board for Professional Medical Conduct

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

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

February 28, 2000

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Saris Segarra, M.D.
Inmate #379-957/HS D-74
PO Box 8107
Richland Correctional Institution
Mansfield, OH 44901

RE: License No. 164733

Dear Dr. Segarra:

Enclosed please find Order #BPMC 00-57 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **February 28, 2000**.

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 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: Robert Bogan, Esq.

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

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IN THE MATTER	SURRENDER
OF	ORDER
SARIS E. SEGARRA, M.D.	BPMC# 00-57

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SARIS E. SEGARRA, M.D., says:

On or about November 12, 1985, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 164733 by the New York State Education Department. My address is Inmate Number 379-957/H5 D-74, P.O. Box 8107, Richland Correctional Institution, Mansfield, Ohio 44901

I understand that I have been charged with three (3) specifications of professional medical 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 do not contest the three (3) specifications set forth in the Statement of Charges.

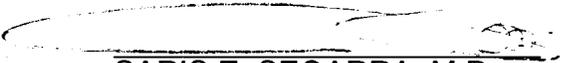
I understand that, in the event that this proposed agreement is not granted by the State Board for Professional Misconduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged charged against me, such proposed agreement shall not be used 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 agree that this Order shall be effective 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 earliest.

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: FEB 14, 2000


SARIS E. SEGARRA, M.D.
Respondent

AGREED TO:

Date: 22 Feb, 2000


ROBERT BOGAN
Assistant Counsel
Bureau of Professional Medical Conduct

Date: Feb 24, 2000


ANNE F. SAILE
Director, Office of Professional Medical
Conduct

ORDER

Upon the proposed agreement of SARIS E. SEGARRA, 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 be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of this Order to Respondent at the address set forth in this agreement or to the Respondent's attorney, or upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 2/24, 2000


WILLIAM P. DILLON, M.D.
Chair
State Board for Professional
Medical Conduct

EXHIBIT A

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

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IN THE MATTER	STATEMENT
OF	OF
SARIS E. SEGARRA, M.D.	CHARGES

-----X

SARIS E. SEGARRA, M.D., the Respondent, was authorized to practice medicine in New York state on November 12, 1985, by the issuance of license number 164733 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about October 4, 1999, in the Lorain County Court of Common Pleas, Lorain, Ohio, Respondent pleaded guilty to one hundred and eight (108) counts of Trafficking in Drugs, in violation of §2925.03 of the Ohio Revised Code and one (1) felony count of theft in violation of §2913.02, Ohio Revised Code.

B. On or about August 11, 1999, the State Medical Board of Ohio (hereinafter "Ohio Board"), by an entry of Order, suspended the Respondent's certificate to practice medicine for an indefinite period of at least one year and upon reinstatement, probationary terms, conditions, and limitations, for at least five (5) years, based upon alcohol addiction.

C. The conduct resulting in the Ohio Board's 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(7) (practicing the profession while impaired);
2. New York Education Law §6530(8) (being a habitual user of alcohol, or being dependent on or a habitual user of narcotics, barbiturates, amphetamines, hallucinogens, or other drugs having similar effects; and/or
3. New York Education Law §6530(16) (failure to comply with substantial portions of federal, state, or local law, rules, or regulations governing the practice of medicine).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent is charged with professional misconduct by reason of his having violated New York Education Law §6530(9)(b) by reason of 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 the Petitioner charges:

1. The facts in paragraphs A, B, and/or C.

SECOND SPECIFICATION

Respondent is charged with professional misconduct by reason of his having violated New York State Education Law §6530(9)(d) by reason of his having had disciplinary action taken against him by a duly authorized professional disciplinary

agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

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

THIRD SPECIFICATION

Respondent violated New York Education Law §6530(9)(a)(iii) by reason of having been convicted of an act constituting a crime in violation of the law of another jurisdiction and which, if committed within this state, would have constituted a crime under New York State law.

3. The facts in paragraph A.

DATED: _____, 2000
Albany, New York

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