



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.
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NYS Department of Health*

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Vice Chair

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

March 27, 2001

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Stephen Rader, M.D.
570 Santa Clara Avenue
Berkeley, CA 94707

RE: License No. 087658

Dear Dr. Rader:

Enclosed please find Order #BPMC 01-77 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **March 27, 2001**.

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: Joseph Hoffman, Esq.
Weinberg, Hoffman, Casey and Ropers
900 Larkspur Landing Circle
Larkspur, CA 94939

Robert Bogan, Esq.

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

IN THE MATTER

OF

**STEPHEN RADER, M.D.
CO-00-12-5468-A**

SURRENDER

ORDER

BPMC No. 01-77

STEPHEN RADER, M.D., says:

On or about June 6, 1962, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 087658 by the New York State Education Department. I currently reside at 5710 Santa Clara Ave Berkeley Ca. 94707

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, hereby, 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.

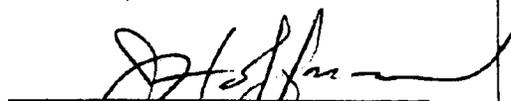
I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind of manner.

Date: 2/22, 2001


STEPHEN RADER, M.D.
Respondent

AGREED TO:

Date: 2/23, 2001


JOSEPH HOFFMAN, ESQ.
Attorney for Respondent

Date: 14 March, 2001


ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical
Conduct

Date: 15 MARCH, 2001


DENNIS J. GRAZIANO
Director, Office of Professional
Medical Conduct

STATE OF NEW YORK

DEPARTMENT OF HEALTH

STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER

OF

STEPHEN RADER, M.D.
CO-00-12-5468-A

STATEMENT

OF

CHARGES

STEPHEN RADER, M.D., the Respondent, was authorized to practice medicine in New York state on June 11, 1962, by the issuance of license number 087658 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about November 30, 2000, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs (hereinafter "California Board"), by a Decision (hereinafter "California Order"), revoked Respondent's license to practice medicine, stayed the revocation, and placed him on 5 years probation with terms and conditions, based on inadequate medical records and prescribing dangerous drugs to a patient without a good faith medical examination and indication therefore.

B. The conduct resulting in the California 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(3) (negligence on more than on occasion);
2. New York Education Law §6530(16) (failure to comply with federal, state, or local laws, rules, or regulations); and/or
3. New York Education Law §6530(32) (record keeping).

SPECIFICATIONS
FIRST SPECIFICATION

Respondent violated New York Education Law §6530 (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:

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

SECOND SPECIFICATION

Respondent violated New York Education Law §6530(9)(d) by reason of having his license to practice medicine revoked or having had disciplinary action taken after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation or other disciplinary action would constitute professional misconduct under the laws New York state, in that Petitioner charges:

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

DATED: *March 13*, 2001
Albany, New York


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

ORDER

Upon the proposed agreement of **STEPHEN RADER, 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: 3/22, 2001


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