



*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.  
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*NYS Department of Health*  
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*NYS Department of Health*  
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*Vice Chair*

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

May 23, 2000

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

Ronald A. Fischer, M.D.  
1625 Edgehill Road  
Waynesboro, Virginia 22980-5209

RE: License No. 103927

Dear Dr. Fischer:

Enclosed please find Order #BPMC 00-158 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect May 23, 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

**IN THE MATTER  
OF  
RONALD A. FISCHER, M.D.**

**SURRENDER  
ORDER**  
BPMC 00-158

RONALD A. FISCHER M.D., says:

On or about July 2, 1969, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 103927 by the New York State Education Department.

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).

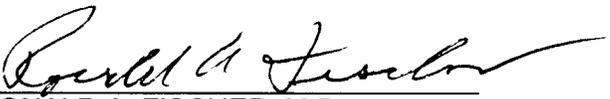
I understand that, in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or

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: 5/31, 2000

  
RONALD A. FISCHER, M.D.  
Respondent

AGREED TO:

Date: 15 May 2000

Date: May 17, 2000

  
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ROBERT BOGAN  
Assistant Counsel  
Bureau of Professional  
Medical Conduct

  
\_\_\_\_\_  
ANNE F. SAILE  
Director, Office of  
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  
OF  
RONALD A. FISCHER, M.D.**

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**STATEMENT  
OF  
CHARGES**

RONALD A FISCHER, M.D., the Respondent, was authorized to practice medicine in New York state on July 2, 1969, by the issuance of license number 103927 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about November 19, 1999, the Commonwealth of Virginia, Department of Health Professions, Board of Medicine (hereinafter "Virginia Board"), by a Consent Order (hereinafter "Virginia Order"), accepted the surrender of Respondent's license to practice medicine, based on his having counseled a patient for surgery without discussing the risks of surgery due to the patient's obesity, hypertension, and possible sleep apnea, his failure to document discussions of non-surgical options, his scheduling the surgery despite the patient's indication of obstructive sleep apnea and that the patient had not undergone a sleep study, his failure to obtain a complete history of the patient or to consult with the patient's physician, his failure to obtain preoperative ABG, electrocardiogram, or chest x-ray, and performing an urulectomy on the patient without having obtained prior consent.

B. The conduct resulting in the Virginia 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 one occasion);
2. New York Education Law §6530(16) (failure to comply with federal, state, or local laws or rules regulating the practice of medicine);
3. New York Education Law §6530(26) (performing professional services not authorized); and/or
4. New York Education Law §6530(32) (failure to maintain accurate records).

### **SPECIFICATION**

#### **FIRST SPECIFICATION**

Respondent is charged with professional misconduct by reason of having 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 the Petitioner charges:

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

**SECOND SPECIFICATION**

Respondent violated New York State Education Law §6530(9)(d) by reason of having surrendered her license to practice medicine or having surrendered his license to practice medicine or having had disciplinary action taken after a disciplinary action instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the surrender 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:

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

DATED: \_\_\_\_\_, 2000  
Albany, New York

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

ORDER

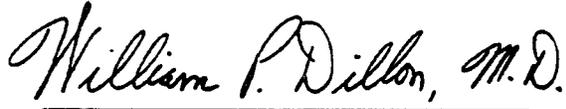
Upon the proposed agreement of RONALD A. FISCHER, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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 to Respondent's attorney at the addresses set forth in this agreement, or upon transmission via facsimilie to Respondent or Respondent's attorney, whichever is earliest.

DATED: 5/17/00

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