



STATE OF NEW YORK
DEPARTMENT OF HEALTH

433 River Street, Suite 303

Troy, New York 12180-2299

Antonia C. Novello, M.D., M.P.H., Dr.P.H.
Commissioner

Dennis P. Whalen
Executive Deputy Commissioner

PUBLIC

February 23, 2004

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Kevin Roe, Esq.
NYS Department of Health
ESP-Corning Tower-Room 2512
Albany, New York 12237

Wayne D. Longmore, M.D.
104 Mill Hill Road
Woodstock, New York 12498

Wayne D. Longmore, M.D.
486 Ohayo Mountain Road
Woodstock, New York 12498

RE: In the Matter of Wayne D. Longmore, M.D.

Dear Parties:

Enclosed please find the Interim Order and Hearing Committee's Recommendation to the Commissioner in the above referenced matter.

Sincerely,

Sean D. O'Brien, Director
Bureau of Adjudication

SDO:cah
Enclosure

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

IN THE MATTER

OF

INTERIM ORDER

WAYNE D. LONGMORE, M.D.

COPY

Upon reviewing the Hearing Committee's Recommendation to the Commissioner, a copy of which is attached hereto, on the issue of Imminent Danger in this matter, wherein the Committee found that **WAYNE D. LONGMORE, M.D.**, Respondent, presents an imminent danger to the health of the people of the State of New York, and recommended that the Commissioner's Summary Order prohibiting **WAYNE D. LONGMORE, M.D.** from practicing medicine in the State of New York remain in effect;

NOW, upon reading and adopting the conclusions and recommendations of the Hearing Committee as set forth in the Recommendation, a copy of which is attached hereto and made a part of this Order,

I HEREBY ORDER THAT:

The attached Summary Order, dated December 26, 2003, imposed upon Respondent, **WAYNE D. LONGMORE, M.D.**, shall remain in effect, pending the final resolution of this matter.

DATED: Albany, New York
2-12, 2004



ANTONIA C. NOVELLO, M.D., M.P.H., Dr.P.H.
Commissioner of Health

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

**IN THE MATTER
OF
WAYNE D. LONGMORE, M.D.**

**HEARING COMMITTEE'S
RECOMMENDATION
TO THE
COMMISSIONER**

CHARLES J. VACANTI, M.D. (Chair), VICTORIA I. BALKOSKI, M.D. and JUDITH GLUSKO, R.N., duly designated members of the State Board for Professional Medical Conduct, served as the Hearing Committee in this matter pursuant to §230(10) and (12) of the New York State Public Health Law.

FREDERICK ZIMMER, ESQ., ADMINISTRATIVE LAW JUDGE, served as the Administrative Officer.

After hearing evidence presented by both the Office of Professional Medical Conduct and the Respondent, **WAYNE D. LONGMORE, M.D.** on the issue of whether the Respondent's practice of medicine in the State of New York constitutes an imminent danger to the health of the people, the Hearing Committee finds that the Respondent has a psychiatric condition which impairs his ability to practice medicine in violation of New York Education Law §6530(8) and that he has practiced while impaired by a mental disability in violation of New York Education Law §6530(7). The Hearing Committee unanimously concludes that Respondent's practice of medicine in the State of New York constitutes an imminent danger to the public health, and the Hearing Committee unanimously recommends that the Summary Order suspending Respondent's license to practice medicine remain in effect until final resolution of this matter.

By execution of this document by the Chair, all members of the Hearing Committee certify that they have heard all the testimony and considered all the evidence in this proceeding and are unanimous in their recommendation.

DATED: *Albany* New York
February 13, 2004


CHARLES J. VACANTI, M.D. (Chair)

VICTORIA I. BALKOSKI, M.D.
JUDITH GLUSKO, R.N.

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



IN THE MATTER
OF
WAYNE D. LONGMORE, M.D.

COMMISSIONER'S
ORDER AND
NOTICE OF
HEARING

TO: WAYNE D. LONGMORE, M.D.
104 MILL HILL ROAD
WOODSTOCK, NY 12498

486 OHAYO MOUNTAIN ROAD
WOODSTOCK, NY 12498

The undersigned, Antonia C. Novello, M.D., M.P.H., Dr.P.H., Commissioner of Health, after an investigation, upon the recommendation of a Committee on Professional Medical Conduct of the State Board for Professional Medical Conduct, and upon the Statement of Charges attached hereto and made a part hereof, has determined that the continued practice of medicine in the State of New York by WAYNE D. LONGMORE, M.D., the Respondent, constitutes an imminent danger to the health of the people of this state.

It is therefore:

ORDERED, pursuant to N.Y. Pub. Health Law §230(12) that effective immediately WAYNE D. LONGMORE, M.D., Respondent, shall not practice medicine in the State of New York. This Order shall remain in effect unless modified or vacated by the Commissioner of Health pursuant to N.Y. Pub. Health Law §230(12).

PLEASE TAKE NOTICE that a hearing will be held pursuant to the provisions of N.Y. Pub. Health Law §230 and N.Y. State Admin. Proc. Act §§301-307 and 401. The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct on January 6, 2004, at 10:00 a.m., at Meeting Room 2, Empire State Convention Center, Empire State Plaza, Albany, NY and at such other adjourned dates, times and places as the committee may direct. The Respondent may file an answer to the Statement of Charges with the below-named attorney for the Department of Health.

At the hearing, evidence will be received concerning the allegations set forth in the Statement of Charges, which is attached. A stenographic record of the hearing will be made and the witnesses at the hearing will be sworn and examined. The Respondent shall appear in person at the hearing and may be represented by counsel. The Respondent has the right to produce witnesses and evidence on his behalf, to issue or have subpoenas issued on his behalf for the production of witnesses and documents and to cross-examine witnesses and examine evidence produced against him. A summary of the Department of Health Hearing Rules is enclosed. Pursuant to §301(5) of the State Administrative Procedure Act, the Department, upon reasonable notice, will provide at no charge a qualified interpreter of the deaf to interpret the proceedings to, and the testimony of, any deaf person.

The hearing will proceed whether or not the Respondent appears at the hearing. Scheduled hearing dates are considered dates certain and, therefore, adjournment requests are not routinely granted. Requests for adjournments must be made in writing to the New York State Department of Health, Division of Legal Affairs, Bureau of Adjudication, Hedley Park Place, 433 River Street, Fifth Floor South, Troy, NY 12180, ATTENTION: HON. SEAN D. O'BRIEN, DIRECTOR, BUREAU OF ADJUDICATION, and by telephone (518-402-0748), upon notice to the attorney for the Department of Health whose name appears below, and at least five days prior to the scheduled hearing date. Claims of court engagement will require detailed affidavits of actual engagement. Claims of illness will require medical documentation.

At the conclusion of the hearing, the committee shall make findings of fact, conclusions concerning the charges sustained or dismissed, and, in the event any of the charges are sustained, a determination of the penalty or sanction to be imposed or appropriate action to be taken. Such determination may be reviewed by the administrative review board for professional medical conduct.

THESE PROCEEDINGS MAY RESULT IN A DETERMINATION THAT YOUR LICENSE TO PRACTICE MEDICINE IN NEW YORK STATE BE REVOKED OR SUSPENDED, AND/OR THAT YOU BE FINED OR SUBJECT TO OTHER SANCTIONS SET FORTH IN NEW YORK PUBLIC HEALTH LAW §230-a. YOU ARE URGED TO OBTAIN AN ATTORNEY TO REPRESENT YOU IN THIS MATTER.

DATED: Albany, New York
December 26, 2003


ANTONIA C. NOVELLO, M.D., M.P.H., Dr.P.H.
Commissioner
New York State Health Department
By: DENNIS P. WHALEN
Executive Deputy Commissioner

Inquiries should be directed to:

Kevin C. Roe
Associate Counsel
New York State Department of Health
Division of Legal Affairs
2509 Corning Tower Building
Albany, New York 12237-0032
(518) 473-4282

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

-----X

IN THE MATTER	STATEMENT
OF	OF
WAYNE D. LONGMORE, M.D.	CHARGES

-----X

WAYNE D. LONGMORE, M.D., the Respondent, was authorized to practice medicine in New York State on April 23, 1982, by the issuance of license 149851 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. From sometime prior to March 2003 until the present, Respondent has had Bipolar disorder.

B. From sometime prior to March 2003 until the present, Respondent practiced medicine at the Woodstock Walk In Doctors Office, 104 Mill Hill Road, Woodstock, NY.

SPECIFICATIONS

FIRST SPECIFICATION

Respondent is charged with having a psychiatric condition which impairs his ability to practice in violation of New York Education Law §6530(8), in that Petitioner charges the facts in Paragraph A.

SECOND SPECIFICATION

Respondent is charged with practicing the profession while impaired by mental disability in violation of New York Education Law §6530(7), in that Petitioner charges the facts in Paragraphs A and B.

DATED: December 26, 2003

Albany, New York


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