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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NYS Department of Health

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NYS Department of Health

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

Public

May 19, 2005

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Noboru Murakami, M.D.
169 Potterhill Road
Gilford, NH 03249

Re: License No. 119983

Dear Dr. Murakami:

Enclosed is a copy of Order #BPMC 05-104 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect May 26, 2005.

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 the 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

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

IN THE MATTER OF NOBORU MURAKAMI, M.D. CO-05-01-0434-A	SURRENDER ORDER BPMC No. 05-104

NOBORU MURAKAMI, M.D., says:

On or about May 14, 1974, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 119983 by the New York State Education Department. I currently reside at 169 Potterhill Road, Gilford, NH 03249.

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 one specification 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 one (1) specification 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: April 29th, 2005

NOBORU MURAKAMI, M.D.
Respondent

AGREED TO:

Date: May 10, 2005

ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

Date: May 17, 2005

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 NOBORU MURAKAMI, M.D. CO-05-01-0434-A	STATEMENT OF CHARGES

NOBORU MURAKAMI, M.D., the Respondent, was authorized to practice medicine in New York state on May 14, 1974, by the issuance of license number 119983 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about January 10, 2005, the State of New Hampshire, Board of Medicine (hereinafter "New Hampshire Board"), by a Settlement Agreement (hereinafter "New Hampshire Agreement"), REPRIMANDED Respondent, required him to take a risk management course that covers medical documentation, and imposed a $2,000.00 administrative fine, based on engaging in dishonest and unprofessional conduct.

B. The conduct resulting in the New Hampshire Board 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(32) (failure to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient).

SPECIFICATION

Respondent violated New York Education Law §6530(9)(d) by having disciplinary action taken, 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 Petitioner charges:

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

DATED: May 2, 2005
Albany, New York

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

ORDER

Upon the proposed agreement of **NOBORU MURAKAMI, 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: 5-18-, 2005

KENDRICK A. SEARS, M.D.
Chair
State Board for Professional
Medical Conduct