



*New York State Board for Professional Medical Conduct*

*Coming Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357*

Barbara A. DeBuono, M.D., M.P.H.  
Commissioner of Health

Charles J. Vacanti, M.D.  
Chair

September 20, 1996

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

David Reiser, M.D.  
3300 East First Street  
Denver, Colorado 80106

RE: License No. 151164

Dear Dr. Reiser:

Effective Date: 09/27/96

Enclosed please find Order #BPMC 96-216 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

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.

Board for Professional Medical Conduct  
New York State Department of Health  
Empire State Plaza  
Tower Building-Room 438  
Albany, New York 12237-0756

Sincerely,

Charles Vacanti, M.D.

Chair

Board for Professional Medical Conduct

Enclosure

cc: Daniel Guenzburger, Esq.



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

IN THE MATTER  
OF  
DAVID REISER, M.D.

APPLICATION TO  
SURRENDER  
LICENSE

STATE OF OHIO )  
COUNTY OF ) ss.:

DAVID REISER, M.D., being duly sworn, deposes and says:

On or about August 6, 1982, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 151164 by the New York State Education Department.

My current address is 3300 East First Street, Denver, Colorado 80106.

I understand that I have been charged 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 permission to surrender my license as a physician in the State of New York on the grounds that I agree not to contest the allegations and/or cannot successfully defend against the specification of misconduct set forth in the Statement of Charges.

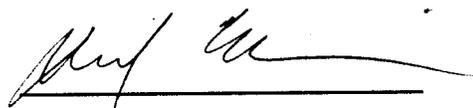
I hereby make this application to the State Board for Professional Medical Conduct and request that it be granted.

I understand that, in the event that the application 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 application 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 grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

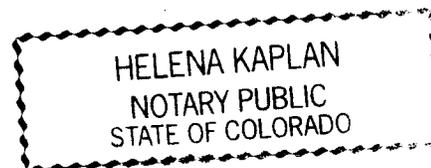
I am making this Application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.



DAVID REISER, M.D.  
Respondent

Sworn to before me this

9<sup>th</sup> day of Sept, 1996

  
NOTARY PUBLIC

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

IN THE MATTER  
OF  
DAVID REISER, M.D.

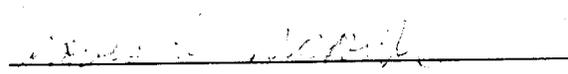
APPLICATION TO  
SURRENDER  
LICENSE

The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 9/9/96, 1996   
DAVID REISER, M.D.  
Respondent

Date: 9/13/96, 1996   
DANIEL GUENZBURGER  
Assistant Counsel  
Bureau of Professional  
Medical Conduct

Date: 9/18, 1996   
ANNE F. SAILE  
Acting Director  
Office of Professional Medical Conduct

Date: 9/18/96, 1996   
CHARLES J. VACANTI, M.D.  
Chairperson  
State Board for Professional Medical Conduct

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

**IN THE MATTER  
OF  
DAVID E. REISER, M.D.**

STATEMENT  
OF  
CHARGES

DAVID E. REISER, M.D., the Respondent, was authorized to practice medicine in New York State on or about August 6, 1982, by the issuance of license number 151164 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. In a Stipulation and Order dated December 21, 1995, the Respondent admitted that he violated Colorado Rev. Stat. §§12-36-117(i)(v) (1995), by failing to comply with a valid order of the Colorado State Board of Medical Examiners ("Board"). On or about September 26, 1991, the Board issued an order placing Respondent on 5 years probation, during which period Respondent was required to maintain sobriety and to totally abstain from the use of alcohol. On or about and between October 21 and October 23, 1995, the Respondent relapsed into alcohol abuse, which relapse constituted a violation of the previously entered order of the Board. The Board ordered a ten year period of treatment and monitoring for alcohol abuse.

Exhibit "A"

**SPECIFICATION OF CHARGES**

**SPECIFICATION**  
**HAVING BEEN FOUND GUILTY OF**  
**PROFESSIONAL MISCONDUCT**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(b)(McKinney Supp. 1996) 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, namely: N.Y. Educ. Law § 6530(29)(McKinney Supp. 1996) ("Violating any term of probation or condition or limitation imposed on the licensee..."); N.Y. Educ. Law § 6530(8) (McKinney Supp. 1996) ("Being a habitual abuser of alcohol..."), as alleged in the facts of the following:

1. Paragraph A

DATED:

August 1, 1996  
New York, New York

*Roy Nemerson* E 2

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ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct