



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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Executive Deputy Commissioner
NYS Department of Health

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Office of Professional Medical Conduct

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Chair

Denise M. Bolan, R.P.A.
Vice Chair

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

November 24, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Albert Trimarchi, M.D.
9433 Magnolia Estates Drive
Huntersville, NC 28078

RE: License No.: 085694

Dear Dr. Trimarchi:

Enclosed please find Order #BPMC 99-291 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **November 24, 1999.**

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

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IN THE MATTER	SURRENDER
OF	ORDER
ALBERT TRIMARCHI, M.D.	BPMC #99-291

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ALBERT TRIMARCHI, M.D., says:

On or about March 3, 1961, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 085694 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 one (1) 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. I agree that such order shall be effective as of the date of the personal service of this order upon me, upon mailing of this order to me at the address set forth in this agreement or to my attorney by certified mail, or upon transmission via facsimile to me or my attorney, whichever is earliest.

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


ALBERT TRIMARCHI, M.D.
Respondent

AGREED TO:

Date: 15 NOV, 1999


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: Nov 17, 1999


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of ALBERT TRIMARCHI, 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 take effect as of the date of the personal service of this Order upon Respondent, upon receipt by Respondent of this Order via certified mail, or seven days after mailing of this Order via certified mail, whichever is earliest.

DATED: 11/20/99



WILLIAM P. DILLON, M.D.
Chair
State Board for 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	STATEMENT
OF	OF
ALBERT TRIMARCHI, M.D.	CHARGES

-----X

ALBERT TRIMARCHI, M.D., the Respondent, was authorized to practice medicine in New York State on March 3, 1961 by the issuance of license number 085694 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about February 27, 1997, in the United States District Court, Southern District of New York, the Respondent was found guilty of one (1) count of Conspiracy to Commit Income Tax Evasion, in violation of 26 U.S.C. §371 and four (4) counts of Wilfully Evading Income Taxes in violation of 26 U.S.C. §2 and sentenced to imprisonment for twenty-four (24) months, two (2) years supervised release, and restitution in the amount of \$500,000.00.

SPECIFICATION

SPECIFICATION

Respondent violated New York Education Law §6530(9)(ii) by reason of having been convicted of an act constituting a crime under federal law, in that Petitioner charges:

1. The facts in paragraph A.

DATED: _____, 1999
Albany, New York

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