



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

PUBLIC

December 20, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Lloyd A. Hurley, M.D.
P.O. Box 2374
Corrales, NM 87048

RE: License No. 079071

Dear Dr. Hurley:

Enclosed please find Order #BPMC 99-317 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **December 27, 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

**IN THE MATTER
OF
LLOYD ANDREW HURLEY, M.D.**

**SURRENDER
ORDER
BPMC #99-317**

LLOYD ANDREW HURLEY, M.D., says:

On or about March 19, 1957, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 079071 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.

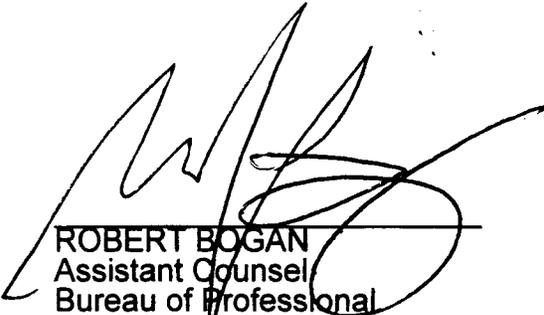
I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Date: Dec 7, 1999


LLOYD ANDREW HURLEY, M.D.
Respondent

AGREED TO:

Date: 10 Dec, 1999


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: December 13 1999


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of LLOYD ANDREW HURLEY, 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: 12/16/99



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

-----X

IN THE MATTER	STATEMENT
OF	OF
LLOYD ANDREW HURLEY, M.D.	CHARGES

-----X

LLOYD ANDREW HURLEY, M.D., the Respondent, was authorized to practice medicine in New York state on March 19, 1957, by the issuance of license number 079071 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about May 28, 1999, the Board of Medical Examiners of the State of New Mexico, (hereinafter "New Mexico Board"), entered a Stipulated Order of Dismissal with Prejudice that inter alia accepted the voluntary retirement of Respondent, from the practice of medicine, his agreement not to practice medicine in New Mexico after August 1, 1999, and his agreement never to reapply for a license to practice medicine in New Mexico, based on allegations of falsely answering questions on his New Mexico licensure renewal applications pertaining to a misdemeanor conviction for lewd acts which occurred on or about September 1988 and having had a sexual relationship with a patient from on or about February 1994 until on or about July 1997.

B. The conduct resulting in the New Mexico 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 State Education Law §6530(16) (failure to comply with federal, state or local laws, rules, or regulations governing the practice of medicine); and/or
2. New York Education Law §6530(21) (willfully making or filing a false report required by law or by the department of Health or education department).

SPECIFICATION

Respondent violated New York State Education Law §6530(9)(d) by having had disciplinary action taken against him 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 the Petitioner charges:

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

DATED: _____, 1999
Albany, New York

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