



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., Dr. P.H.
*Commissioner
NYS Department of Health*

Dennis P. Whalen
*Executive Deputy Commissioner
NYS Department of Health*

Dennis J. Graziano, Director
Office of Professional Medical Conduct

William P. Dillon, M.D.
Chair

Michael A. Gonzalez, R.P.A.
Vice Chair

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

PUBLIC

CORRECTED EFFECTIVE DATE

April 17, 2003

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Neil Cooper, R.P.A.
2881 St. Claire Road
Winston-Salem, NC 27106

RE: License No. 003707

Dear Mr. Cooper:

Enclosed please find Order #BPMC 03-102 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect April 24, 2003.

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



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April 17, 2003

Dear Managed Care Organization:

Please be advised that a disciplinary action has been taken against the medical license of Neil Cooper, R.P.A., License No. 003707. A summary of the misconduct information is available on the Internet. The disciplinary action may be accessed either by physician name or license number. The website is updated as orders become publicly releasable. Log on at <http://www.health.state.ny.us>, click on "Information for Consumers," and then on "Professional Misconduct & Physician Discipline".

Sincerely,

A handwritten signature in black ink, appearing to read 'Ansel R. Marks'.

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

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

IN THE MATTER

OF

**NEIL COOPER, R.P.A.
CO-02-04-1732-A**

SURRENDER

ORDER

BPMC No. 03-102

NEIL COOPER, R.P.A., says:

On or about July 5, 1989, I was licensed to practice medicine as a physician assistant in the State of New York having been issued License No. 003707 by the New York State Education Department. I currently reside at 2881 St. Claire Road, Winston-Salem, NC 27106.

I am not currently registered with the New York State Education Department to practice as a physician assistant in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me with two (2) specifications 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 assistant in the State of New York and request that the Board issue this Surrender Order.

I, hereby, agree not to contest the two (2) specifications set forth in the Statement of Charges (Exhibit A).

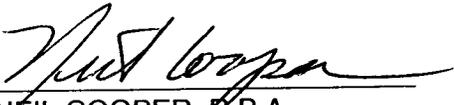
I understand that in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not be 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 of manner.

Date: 3-31-03, 2003


NEIL COOPER, R.P.A.
Respondent

AGREED TO:

Date: 04/08/, 2003


ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

Date: 09 August, 2003


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

**NEIL COOPER, R.P.A.
CO-02-04-1732-A**

STATEMENT

OF

CHARGES

NEIL COOPER, R.P.A., the Respondent, was authorized to practice medicine as a physician assistant in New York state on July 5, 1989, by the issuance of license number 003707 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about July 3, 2002, the North Carolina Medical Board (hereinafter "North Carolina Board"), by a Findings of Fact, Conclusions of Law, and Order (hereinafter "North Carolina Order"), DENIED Respondent's application for a physician assistant license, based on making false answers to questions on his Physician Assistant License Application.

B. The conduct resulting in the North Carolina Medical 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(1) (practicing the profession fraudulently);
2. New York Education Law §6530(20) (moral unfitness); and/or
3. New York Education Law §6530(21) (willfully making or filing a false report).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent violated New York Education Law §6530(9)(b) 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 findings was based

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.

SECOND SPECIFICATION

Respondent violated New York Education Law §6530(9)(d) by having his application for a license refused by a duly professional disciplinary agency of another state, where the conduct resulting in the license refusal would, if committed in New York state, constitute professional misconduct under the laws New York state, in that Petitioner charges:

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

DATED: *March 10, 2003*
Albany, New York


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

ORDER

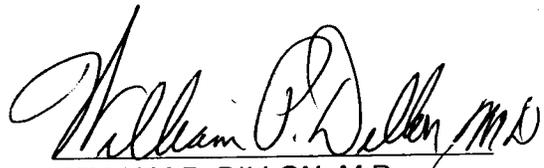
Upon the proposed agreement of **NEIL COOPER, R.P.A.**, to Surrender his license as a physician assistant in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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 physician assistants 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: 4/14, 2003


WILLIAM P. DILLON, M.D.
Chair
State Board for Professional
Medical Conduct