



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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Office of Professional Medical Conduct

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

March 16, 2000

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Alan R. Lampert, M.D.
325 Main Street
Northport, NY 11768

RE: License No. 133285

Dear Dr. Lampert:

Enclosed please find Order #BPMC 00-80 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **March 16, 2000**.

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: Jay B. Silverman, Esq.
Meiselman, Farber, Packman & Eberz, P.C.
118 North Bedford Road, PO Box 151
Mt. Kisco, NY 10549

Silvia P. Finkelstein, Esq.

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

IN THE MATTER
OF
ALAN R. LAMPERT, M.D.

CONSENT
AGREEMENT
AND
ORDER
BPMC #00-80

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ^{SO.:}

ALAN R. LAMPERT, M.D., (Respondent) being duly sworn, deposes and says:

That on or about December 16, 1977, I was licensed to practice as a physician in the State of New York, having been issued License No. 133285 by the New York State Education Department.

My current address is 325 Main Street, Northport, New York, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that the New York State Board for Professional Medical Conduct has charged me with one specification of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

I agree not to contest the specification, in full satisfaction of the charges against me. I hereby agree to the following penalty:

I shall receive a censure and reprimand.

I further agree that the Consent Order for which I hereby apply shall impose the following conditions:

That, except during periods of actual suspension, Respondent shall maintain current registration of Respondent's license with the New York State Education Department Division of Professional Licensing Services, and pay all registration fees. This condition shall be in effect beginning thirty days after the effective date of the Consent Order and will continue while the licensee possesses his/her license; and

That Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigation of all matters regarding Respondent. Respondent shall respond in a timely manner to each and every request by OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond promptly and provide any and all documents and information within Respondent's control upon the direction of OPMC. This condition shall be in effect beginning upon the effective date of the Consent Order and will continue while the licensee possesses his/her license.

I hereby stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29)(McKinney Supp 1999).

I agree that in the event I am charged with professional misconduct in the future, this agreement and order shall be admitted into evidence in that proceeding.

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

I understand that, in the event that this Application is not granted by the Board, 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 Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board 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 upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

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.

DATED 2/28/00

Sworn to before me
on this 28th day of
FEB 1999 2000

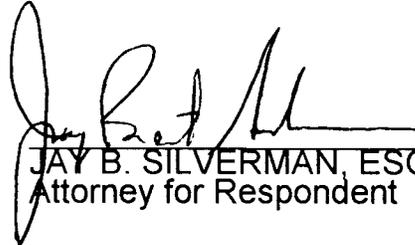
Linda Nazem
NOTARY

LINDA NAZEM
NOTARY PUBLIC, State of New York
Qualified in Westchester County
Commission Expires 1/27/21

Alan R. Lampert MD
ALAN R. LAMPERT, M.D.
RESPONDENT

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE: March 3, 2000



JAY B. SILVERMAN, ESQ.
Attorney for Respondent

DATE: March 7, 2000



SILVIA P. FINKELSTEIN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: March 10, 2000



ANNE F. SAILE
Director
Office of Professional
Medical Conduct

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

IN THE MATTER
OF
ALAN R. LAMPERT, M.D.

CONSENT
ORDER

Upon the proposed agreement of ALAN R. LAMPERT, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is agreed to and

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 of the Consent Order to Respondent at the address set forth in this agreement or to Respondent's attorney by certified mail, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 3/13/00



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

**IN THE MATTER
OF
ALAN R. LAMPERT, M.D.**

**STATEMENT
OF
CHARGES**

ALAN R. LAMPERT, M.D., the Respondent, was authorized to practice medicine in New York State on or about December 16, 1977, by the issuance of license number 133285 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. Respondent, a family practitioner, treated patient A, a female, from on or about February 10, 1987 through on or about March, 1995. Patient A was employed by Respondent as office manager from 1988 to 1994 at Respondent's office located at 325 Main Street, Northport, New York. Respondent engaged in conduct as follows:
1. From on or about July 1993, to on or about February 1995, Respondent engaged in inappropriate contact with Patient A, who was his office manager and personal friend.

SPECIFICATION OF CHARGES

FIRST SPECIFICATIONS

MORAL UNFITNESS

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(20)(McKinney Supp. 2000) by engaging in conduct in the practice of the profession of medicine that evidences moral unfitness to practice as alleged in the facts of the following:

1. Paragraph A.1

DATED: February , 2000
New York, New York

PETER VAN BUREN
Deputy Counsel
Bureau of Professional
Medical Conduct