



*New York State Board for Professional Medical Conduct*

433 River Street, Suite 303 Troy, New York 12180-2299 • (518) 402-0863

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

Patrick F. Carone, M.D., M.P.H.  
Chair  
Ansel R. Marks, M.D., J.D.  
Executive Secretary

July 23, 1997

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Eugene J. Goldman, M.D.  
7500 Beachnut #388  
Houston, Texas 77074

RE: License No. 081311

Dear Dr. Goldman:

Enclosed please find Order #BPMC 97-178 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  
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: Howard J. Stern, Esq.  
12200 Northwest Freeway  
Suite 650  
Houston, Texas 77092

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  
EUGENE J. GOLDMAN, M.D. : BPMC # 97-178  
:  
-----X

EUGENE J. GOLDMAN, M.D., says:

On or about September 18, 1958, I was licensed to practice medicine as a physician in the State of New York having been issued License No.081311 by the New York State Education Department.

My current address is 7500 Beachnut, #388, Houston, Texas 77074 and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

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 I have been charged with two 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 in the State of New York and request that the Board issue this Surrender Order.

I hereby agree not to contest the allegations and specifications set forth in the Statement of Charges (Exhibit A).

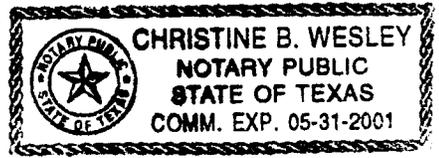
I understand that, in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such proposed agreement shall not 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 State Board for Professional Medical Conduct agrees with my proposal, this 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 agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

*Eugene J. Goldman*  
EUGENE J. GOLDMAN, M.D.  
Respondent

Subscribed before me this  
9<sup>th</sup> day of *July*, 1997  
*Christine B. Wesley*  
NOTARY PUBLIC



AGREED TO:

Date: July 9<sup>th</sup>, 1997

*Howard J. Stern*  
HOWARD J. STERN, Esq.  
Attorney for Respondent

Date: 10 July, 1997

*Robert Bogán*  
ROBERT BOGAN  
Assistant Counsel  
Bureau of Professional  
Medical Conduct

Date: July 15<sup>th</sup>, 1997

*Anne F. Saile*  
ANNE F. SAILE  
Director, Office of  
Professional Medical Conduct

ORDER

Upon the proposed agreement of EUGENE J. GOLDMAN, 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: July 17, 1997

Patrick F. Carone, M.D.

PATRICK F. CARONE, M.D., M.P.H.  
Chair  
State Board for Professional  
Medical Conduct

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

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IN THE MATTER : STATEMENT  
OF : OF  
EUGENE J. GOLDMAN, M.D. : CHARGES

-----X

EUGENE J. GOLDMAN, M.D., the Respondent, was authorized to practice medicine in New York State on September 18, 1958, by the issuance of license number 081311 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about August 17, 1996, the Texas State Board of Medical Examiners (hereinafter the "Board") entered into an Agreed Order In The Matter of The License of Eugene Jerome Goldman, M.D., the Respondent, with the consent of the Respondent, wherein the Respondent permanently surrendered his Texas medical license.

B. The above Agreed Order was the result of allegations of inappropriate sexual misconduct with patients by the Respondent which the Respondent expressly denied.

C. In the above Agreed Order the Board made the Conclusion of Law that the Respondent violated Section 3.08(4) of the Medical Practice Act (hereinafter the "Act"), V.A.C.S., article 4495b.

EXHIBIT A

D. Section 3.08(4) of The Act states:

Grounds for refusal to admit persons to examination and to issue license and renewal license.

Sec. 3.08 The Board may refuse to admit persons to its examinations and to issue a license to practice medicine to any person for any of the following reasons:

(4) unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public...

E. The conduct and findings in paragraphs B and C above would if committed in New York state constitute professional misconduct under the laws of New York state under N.Y. Educ. Law §6530.

#### SPECIFICATIONS

##### FIRST SPECIFICATION

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(b) by reason of 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 in that Practitioner charges:

1. The facts in paragraphs A,B,C,D and/or E.

SECOND SPECIFICATION

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(d) by reason of, having surrendered his license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state in that Practitioner charges:

2. The facts in paragraphs A,B,C,D, and/or E.

DATED: *June 9*, 1997  
Albany, New York

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