



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

Charles J. Vacanti, M.D.
Chair

February 11, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

John Henry Sergeant, M.D.
1575 Bud Lane
Yardley, PA 19067

RE: License No. 076644

Dear Dr. Sergeant:

Enclosed please find Order #BPMC 97-38 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,

Charles Vacanti, M.D.
Chair
Board for Professional Medical Conduct

Enclosure

cc: Peter Van Buren, Esq.

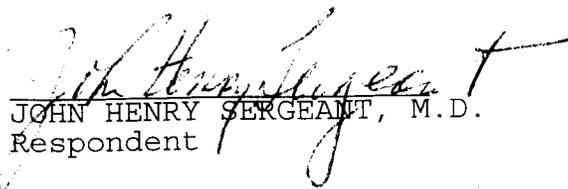
physician in the State of New York and request that the Board issue this Surrender Order.

I do not contest the specification as 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.


JOHN HENRY SERGEANT, M.D.
Respondent

Sworn to before me this
day of _____, 1997

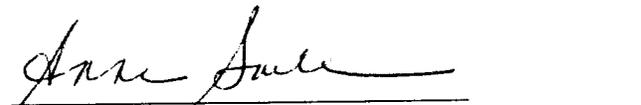
NOTARY PUBLIC

AGREED TO:

Date: January 31, 1997


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

Date: Feb 3, 1997


ANNE F. SAILE
Director, Office
of Professional Medical Conduct

ORDER

Upon the proposed agreement of JOHN HENRY SERGEANT, 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: 5 February 1997

Charles J. Vacanti

CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional
Medical Conduct

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

-----X

IN THE MATTER : STATEMENT
OF : OF
JOHN HENRY SERGEANT, M.D. : CHARGES

-----X

JOHN HENRY SERGEANT, M.D., the Respondent, was authorized to practice medicine in New York State on July 6, 1955, by the issuance of license number 076644 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine.

FACTUAL ALLEGATIONS

1. On or about January 30, 1996, Respondent entered into an Administrative Action Order with the State of New Jersey, Department of Law and Public Safety, Division of Consumer Affairs, State Board of Medical Examiners. The New Jersey Board had received information indicating that Respondent had been the subject of a series of private medical malpractice claims and actions, including the verdict rendered in Dorothy Van Nosedall v. John Sergeant. Respondent appeared before the Medical Practitioner Review Panel on January 19, 1996 and consented to the terms and condition of the Order. It was ordered and agreed that the Respondent surrender his license to practice medicine and surgery in the State of New Jersey by April 18, 1996, and by that date he should terminate his practice of medicine.

2. The conduct resulting in the surrender of Respondent's

license in the State of New Jersey would, if committed in New York State, constitute professional medical conduct under N.Y. Educ. Law §6530(3) (practicing the profession with negligence on more than one occasion).

SPECIFICATION

HAVING VOLUNTARILY OR OTHERWISE
SURRENDERED HIS LICENSE

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(d) by reason of his having voluntarily or otherwise 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 his license 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 1 and/or 2.

DATED: *January 31*, 1997
Albany, New York


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