



*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*

March 12, 1998

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Henry J. Schapira, M.D.  
509 Ocean Avenue  
West Haven, Connecticut 06516

RE: License No. 107694

Dear Dr. Schapira:

Enclosed please find Order #BPMC 98-49 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **March 19, 1998**.

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: Robert G. Oliver, Esq.  
Mulvey, Oliver & Gould  
83 Trumbell Street  
New Haven, Connecticut 06511-3774

Peter D. Van Buren, Esq.

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

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IN THE MATTER : SURRENDER  
OF : ORDER  
HENRI JACQUES SCHAPIRA, M.D. : BPMC # 98-49

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HENRI JACQUES SCHAPIRA, M.D., says:

On or about December 8, 1970, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 107694 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 I have been charged with one 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 do not contest the first specification of 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.

  
HENRI JACQUES SCHAPIRA, M.D.  
Respondent

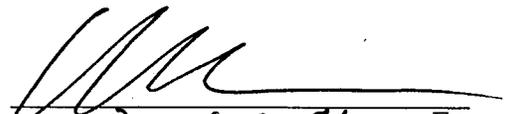
Subscribed before me this  
2nd day of March 1998

  
NOTARY PUBLIC

**LESLIE D. GALLUP**  
NOTARY PUBLIC  
MY COMMISSION EXPIRES APRIL 30, 1998

AGREED TO:

Date: March 2, 1998

  
Robert G. Oliver Esq.  
Attorney for Respondent

Date: March 4, 1998

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

Date: March 6, 1998

  
ANNE F. SAILE  
Director, Office of  
Professional Medical Conduct

ORDER

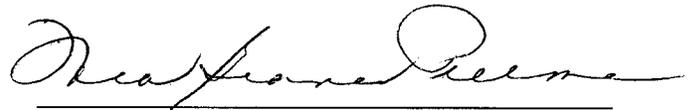
Upon the proposed agreement of HENRI JACQUES SCHAPIRA, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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: 3-9-98



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  
HENRI JACQUES SCHAPIRA, M.D. : CHARGES

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HENRI JACQUES SCHAPIRA, M.D., the Respondent, was authorized to practice medicine in New York State on December 8, 1970 by the issuance of license number 107694 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 October 21, 1997, the State of Connecticut, Connecticut Medical Examining Board, issued a Memorandum of Decision in Petition No. 960514-01-033 revoking the license of Henri Jacques Schapira. This license revocation was after an administrative hearing held on March 25, 1997 and June 24, 1997 before a duly authorized panel of the Board. The Board reviewed the panel's proposed final decision and issued its memorandum of Decision. The Board found that Respondent had submitted claims for services provided to Medicaid patients which claims were false, between November 16, 1993 until at least February of 1996. The Board found submitting false claims for payment for service to Medicaid patients to be illegal conduct and

as such constituted grounds for disciplinary action pursuant to Connecticut General Statutes §20-13c(4). The Board further found that the Respondent prescribed controlled substances to Ms. Mathiasen in her undercover role as a Medicaid patient without ongoing monitoring and without determining the ongoing need for such treatment. They found that writing prescriptions for controlled substances, without determining a therapeutic or other medically proper purpose, is conduct which is grounds for disciplinary action pursuant to Connecticut General Statutes §20-13c(5).

2. The conduct upon which the finding of the Connecticut Medical Examining Board was based would, if committed in New York State, constitute professional misconduct pursuant to New York Education Law §6530(2) practicing the profession fraudulently; §6530(3) practicing the profession with negligence on more than one occasion; and/or (16) a willful or grossly negligence failure to comply with state laws, rules or regulations governing the practice of medicine.

#### FIRST SPECIFICATION

#### HAVING BEEN FOUND GUILTY OF IMPROPER PROFESSIONAL PRACTICE

Respondent is charged with having been found guilty of improper professional practice 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 Petitioner charges:

1. The facts in paragraphs 1 and/or 2.

SECOND SPECIFICATION

HAVING HIS LICENSE REVOKED

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(d) by reason of his having his license to practice medicine revoked by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation of the license would, if committed in New York State, constitute professional misconduct under the laws of New York State, in that Petitioner charges:

2. The facts in paragraphs 1 and/or 2.

DATED: *March 4*, 1998  
Albany, New York

*Peter D. Van Buren*  
PETER D. VAN BUREN  
Deputy Counsel  
Bureau of Professional  
Medical Conduct