



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

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

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

PUBLIC

April 21, 2004

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Larry Lee Bosley, M.D.
9100 Wilshire Boulevard
East Tower Penthouse
Beverly Hills, CA 90212

Re: License No. 183904

Dear Dr. Bosley:

Enclosed please find Modification Order #BPMC 00-13 of the New York State Board for Professional Medical Conduct. This modification order and any penalty provided therein goes into effect April 28, 2004.

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 the 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: Henry Lewin, Esq.
Lewin & Levin, PPC
11377 West Olympic Boulevard, Fifth Floor
Los Angeles, CA 90064-1683

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

IN THE MATTER : MODIFICATION/
OF : SURRENDER ORDER
LARRY LEE BOSLEY, M.D. : BMC # 00-13

Upon the application of LARRY LEE BOSLEY, M.D., (Respondent) to modify a prior order and to surrender his license as a physician in the State of New York, which application is made a part hereof, it is agreed to and

ORDERED, that the application and the provisions thereof are adopted; it is further

ORDERED, that Order BMC No. 00-13 is modified to replace the sanction imposed with the surrender of Respondent's license to practice medicine in the State of New York; it is further

ORDERED, that Respondent's name shall be stricken from the roll of physicians in the State of New York; and 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.

SO ORDERED

Dated: 4/20/04


MICHAEL A. GONZALEZ, R.P.A.-C
Vice Chairperson
State Board for Professional Medical Conduct

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

IN THE MATTER
OF
LARRY LEE BOSLEY, M.D.

: APPLICATION TO
: MODIFY ORDER
: and
: SURRENDER LICENSE
: BPMC # 00-13

LARRY LEE BOSLEY, M.D., Respondent, states that I was authorized to practice medicine in New York State on September 13, 1990, by the issuance of License No. 183904 by the New York State Education Department.

I am not currently registered with the New York State Education Department to practice in the State of New York. My address is 9100 Wilshire Boulevard, East Tower Penthouse, Beverly Hills, California 90212.

I am the subject of BPMC Order No. 00-13 annexed hereto, made a part hereof, and marked as Exhibit 1. I am applying to the State Board for Professional Medical Conduct for an Order (henceforth "Modification/Surrender Order"), modifying the original order with the surrender of my license to practice medicine in the State of New York. This application to modify the prior order is based upon the fact that I do not intend to return to medical practice in the State of New York, and upon the understanding that this modification/surrender order will be a revision of the original order, with the surrender predicated upon the same matter as was the original order. The modification/surrender order to be issued will not constitute a new disciplinary action against me, but will substitute license surrender for the sanction imposed by the original order.

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

I understand that, in the event that the 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.

I make this application to the Board and request that it be granted by execution by the Chairperson of the Board of the attached modification/surrender order. I agree that, in the event the Board grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

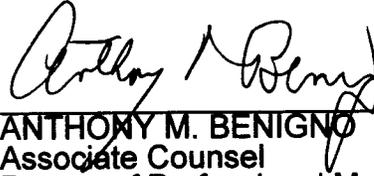
I am making this application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner. In consideration of the Board's granting of this application to modify my prior order, I fully, freely waive any right I may have to appeal or otherwise challenge the validity of the said modification/surrender order.

DATE: April 1, 2004


LARRY LEE BOSLEY, M.D.
Respondent

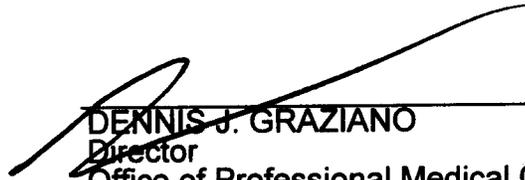
The undersigned agree to the attached application of the Respondent to modify the original order and to surrender his license to practice medicine in the State of New York.

Date: April 12, 2004



ANTHONY M. BENIGNO
Associate Counsel
Bureau of Professional Medical Conduct

Date: April 19, 2004



DENNIS J. GRAZIANO
Director
Office of Professional Medical Conduct



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.
Commissioner
NYS Department of Health
Dennis P. Whalen
Executive Deputy Commissioner
NYS Department of Health
Anne F. Saile, Director
Office of Professional Medical Conduct

William P. Dillon, M.D.
Chair
Denise M. Bolan, R.P.A.
Vice Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

January 14, 2000

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Larry Lee Bosley, M.D.
9100 Wilshire Boulevard
East Tower Penthouse
Beverly Hills, CA 90212

RE: License No. 183904

Dear Dr. Bosley:

Enclosed please find Order #BPMC 00-13 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **January 14, 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.

Board for Professional Medical Conduct
New York State Department of Health
Hedley Park Place, Suite 303
433 River Street
Troy, New York 12180

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

EXHIBIT 1

Bureau of Accounts Management
New York State Department of Health
Corning Tower, Room 1315
Empire State Plaza
Albany, New York 12237

Sincerely,



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

Enclosure

cc: Henry Lewin, Esq.
Lewin & Levin
1925 Century Park East, Suite 850
Los Angeles, CA 90067-2709

Robert Bogan, Esq.

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

IN THE MATTER
OF
LARRY LEE BOSLEY, M.D.

CONSENT
AGREEMENT
AND
ORDER
BPMC# 00-13

STATE OF CALIFORNIA)
COUNTY OF) so.:

LARRY LEE BOSLEY, M.D., (Respondent) being duly sworn, deposes and says:

That on or about September 13, 1990, I was licensed to practice as a physician in the State of New York, having been issued License No. 183904 by the New York State Education Department.

My current address is , 9100 Wilshire Boulevard, East Tower Penthouse, Beverly Hills, California 90212 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 (1) specification of professional misconduct.

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

I do not contest the one (1) specification, in full satisfaction of the charges against me. I hereby agree to the following penalties:

One Year Suspension of my License to Practice Medicine, said suspension, however, is stayed and I am placed on probation that it is coterminous with the probation imposed against my license to practice medicine in the state of

California, by the Division of Medical Quality, Medical Board of California, by its Decision dated May 5, 1999 subject to the terms and conditions, of that Decision and those set forth in Exhibit B of this Agreement and to pay a \$10,000.00 fine.

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.

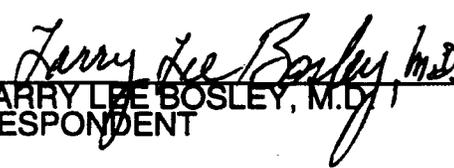
I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same. I agree that such order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of 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.

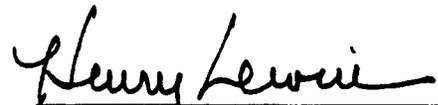
AFFIRMED:

DATED 12/29/99


LARRY LEE BOSLEY, 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: Dec. 28, 1999


HENRY LEWIN, ESQ.
Attorney for Respondent

DATE: 4 January 2000


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

DATE: Jan 5, 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
LARRY LEE BOSLEY, M.D.

CONSENT
ORDER

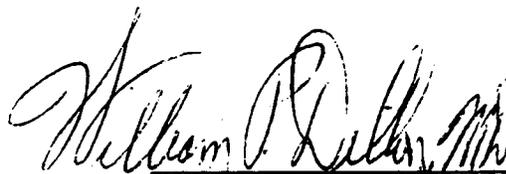
Upon the proposed agreement of LARRY LEE BOSLEY, M.D.
(Respondent) for Consent Order, which application is made a part hereof, it is
agreed to and

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 to Respondent at the
addresses set forth in this agreement, or to Respondent's attorney, or upon
transmission via facsimilie to Respondent or Respondent's attorney, whichever is
earliest.

SO ORDERED.

DATED: 1/10/00



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

EXHIBIT A

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

**IN THE MATTER
OF
LARRY LEE BOSLEY, M.D.**

**STATEMENT
OF
CHARGES**

LARRY LEE BOSLEY, M.D., the Respondent, was authorized to practice medicine in New York State on September 13, 1990 by the issuance of license number 183904 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about May 5, 1999, the Division of Medical Quality, Medical Board of California (hereinafter "California Board"), by a Decision, suspended the Respondent's Physician's and Surgeon's Certificate for one (1) year, stayed the suspension, and placed the Respondent on five (5) years probation, based upon allegations of his having employed employees who, by their title and uniform, presented themselves as having medical training but in reality were trained in sales and marketing, having permitted those employees to make the initial determination and estimate of the number of surgical procedures for the patient before the prospective patient was seen and evaluated by a physician, having prohibited or discouraged physicians from discussing fees with patients having compensated non medical employees with a salary and a "grid" commission structure, having blood tests conducted on prospective patients without waiting for the results of the blood tests, having refused to provide patients with photographs from their records and on one occasion having thereafter destroyed the photographs, having had his employees mislead patients with regard to the pain they would experience and the amount of residual scarring, and having caused

false and misleading advertising to be disseminated.

B. The conduct resulting in the California Board's 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(16) (failure to comply with substantial provisions of federal, state, or local laws, rules, or regulations);

2. New York Education Law §6530(17) (exercising undue influence);

3. New York Education Law §6530(25) (delegating professional responsibilities to a person who is not qualified by training, experience, or license to perform them); and/or

4. New York Education Law §6530(27) (advertising or soliciting for patronage that is not in the public interest).

SPECIFICATION

Respondent is charged with professional misconduct by reason of his having violated New York State Education Law §6530(9)(d) by reason of his having had disciplinary action taken against him by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

1. The facts in paragraphs A and/or B.

DATED: , 1999
Albany, New York

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

EXHIBIT "B"

Terms of Probation

1. Respondent shall conduct himself/herself in all ways in a manner befitting his/her professional status, and shall conform fully to the moral and professional standards of conduct and obligations imposed by law and by his/her profession.
2. Respondent shall submit written notification to the New York State Department of Health addressed to the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299; said notice is to include a full description of any employment and practice, professional and residential addresses and telephone numbers within or without New York State, and any and all investigations, charges, convictions or disciplinary actions by any local, state or federal agency, institution or facility, within thirty days of each action.
3. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by New York State. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32].
4. The period of probation shall be tolled during periods in which Respondent is not engaged in the active practice of medicine in New York State. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in or intends to leave the active practice of medicine in New York State for a period of thirty (30) consecutive days or more. Respondent shall then notify the Director again prior to any change in that status. The period of probation shall resume and any terms of probation which were not fulfilled shall be fulfilled upon Respondent's return to practice in New York State.
5. Respondent's professional performance may be reviewed by the Director of OPMC. This review may include, but shall not be limited to, a review of office records, patient records and/or hospital charts, interviews with or periodic visits with Respondent and his/her staff at practice locations or OPMC offices.
6. Respondent shall maintain legible and complete medical records which accurately reflect the evaluation and treatment of patients. The medical records shall contain all information required by State rules and regulations regarding controlled substances.
7. Respondent shall comply with all terms, conditions, restrictions, limitations and penalties to which he or she is subject pursuant to the Order and shall assume and bear all costs related to compliance. Upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of OPMC and/or the Board may initiate a violation of probation proceeding and/or any such other proceeding against Respondent as may be authorized pursuant to the law.

8. Respondent shall comply fully with the May 5, 1999 Decision of the Division of Medical Quality, Medical Board of California and any extension or modification thereof.
9. Respondent shall provide a written authorization for the Division of Medical Quality, Medical Board of California to provide the Director of OPMC with any/all information or documentation as requested by OPMC to enable OPMC to determine whether Respondent is in compliance with the California Decision.
10. Respondent shall submit semi-annually a signed Compliance Declaration to the Director of OPMC, which truthfully attests whether Respondent has been in compliance with the May 5, 1999 State of California Decision.