



*Public*  
**New York State Board for Professional Medical Conduct**

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

*Richard F. Daines, M.D.*  
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NYS Department of Health  
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Office of Professional Medical Conduct

*Kendrick A. Sears, M.D.*  
Chair  
*Carmela Torrelli*  
Vice Chair  
*Katherine A. Hawkins, M.D., J.D.*  
Executive Secretary

September 17, 2009

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

Deborah A. Bobila, M.D.

Redacted Address

Re: License No. 140546

Dear Dr. Bobila:

Enclosed is a copy of BPMC #09-174 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect September 24, 2009.

**If the penalty imposed by this Order is a surrender, revocation or suspension, you are required to deliver your license and registration within five (5) days of receipt of this Order** and return it to the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299

Sincerely,

Redacted Signature

Katherine A. Hawkins, M.D., J.D.  
Executive Secretary  
Board for Professional Medical Conduct

Enclosure

cc: Bruce Ackerman, Esq.  
Pashman, Stein  
Court Plaza South  
21 Main Street, Suite 100  
Hackensack, NJ 07601-7054

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

IN THE MATTER  
OF  
DEBORAH A. BOBILA, M.D.

CONSENT  
ORDER

BPMC No. #09-174

Upon the application of **DEBORAH A. BOBILA, M.D.**, (Respondent), in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is

ORDERED, that the Consent Agreement, and its terms, are adopted and it is further

ORDERED, that this Consent Order shall be effective upon issuance by the Board, either by mailing of a copy of this Consent Order, either


by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, or

upon facsimile transmission to Respondent or Respondent's attorney, whichever is first.

SO ORDERED.

DATED: 9-16-2009

Redacted Signature

  
KENDRICK A. SEARS, M.D.  
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  
OF  
DEBORAH A. BOBILA, M.D.  
CO-08-10-6789-A

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CONSENT  
AGREEMENT  
AND ORDER

DEBORAH A. BOBILA, M.D., Respondent, representing that all of the following statements are true, deposes and says:

That on or about October 26, 1979, I was licensed to practice medicine as a physician in the State of New York, and issued license number 140546 by the New York State Education Department.

My current address is Redacted Address, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address thirty (30) days, thereof.

I understand that the New York State Board for Professional Medical Conduct (Board) has charged me with three (3) Specifications of professional misconduct.

A copy of the Statement of Charges, marked as Exhibit "A," is attached to and part of this Consent Agreement.

The New York State Department of Health has offered to settle this matter by my agreeing to a Censure and Reprimand, a \$5,000.00 fine, and that I keep my New York state license registration active.

As I have not practiced medicine in New York state in many years and I do not intend to return to practice medicine in New York state, I do not contest the three (3) Specifications, and:

I agree, in lieu of the settlement offered by the State of New York:

to never practice medicine as a physician in New York state  
or activate my registration to practice medicine as a physician in New York state.

I stipulate that my failure to comply with any conditions of this Consent Order shall constitute misconduct as defined by New York Education Law § 6530(29).

I agree that, if I am charged with professional misconduct in future, this Consent Agreement and Order shall be admitted into evidence in that proceeding.

I ask the Board to adopt this Consent Agreement.

I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to New York Public Health Law.

I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this Consent Order shall take effect upon its issuance by the Board, either by mailing of a copy of the Consent Order by first class mail to me at the address in this Consent Agreement, or to my attorney by certified mail, or upon facsimile transmission to me or my attorney, whichever is first. The Consent Order, this agreement, and all attached Exhibits shall be public documents, with only patient identities, if any, redacted. As public documents, they may be posted on the Department's website.

I stipulate that the proposed sanction and Consent Order are authorized by New York Public Health Law §§ 230 and 230-a, and that the Board and OPMC have the requisite powers to carry out all included terms. I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and I ask that the Board adopt this Consent Agreement.

I understand and agree that the attorney for the Department, the Director of OPMC and the Chair of the Board each retain complete discretion either to enter into the proposed agreement and Consent Order, based upon my application, or to decline to do so. I further understand and agree that no prior or separate written or oral communication can limit that discretion.

AFFIRMED:

DATED: 9/10/09

Redacted Signature

DEBORAH A. BOBILA, M.D.  
Respondent

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

DATE: 9/14/09

Redacted Signature

BRUCE ACKERMAN  
Attorney for Respondent

DATE: 15 September 2009

Redacted Signature

ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE: 9/16/09

Redacted Signature

KEITH W. SERVIS  
Director  
Office of Professional Medical Conduct

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

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IN THE MATTER  
OF  
DEBORAH A. BOBILA, M.D.  
CO-08-10-6789-A

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STATEMENT  
OF  
CHARGES

DEBORAH A. BOBILA, M.D., Respondent, was authorized to practice medicine in New York State on October 26, 1979, by the issuance of license number 140546 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about March 29, 2005, in the United States District Court, District of New Jersey, Respondent was found guilty, based on a plea of guilty, Willful Failure to File Tax Return, in violation of 26 USC §7203, a misdemeanor, and on or about August 10, 2008, was sentenced to three (3) years probation, a \$25,000.00 Fine, \$367,570.00 Restitution to the Internal Revenue Service, and a \$25.00 Special Assessment.

B. On or about August 14, 2008, the State of New Jersey, Department of Law & Public Safety, Division of Consumer Affairs, State Board of Medical Examiners, (hereinafter "New Jersey Board"), by a Consent Order (hereinafter "New Jersey Order"), suspended Respondent's license to practice medicine for one (1) year, stayed the suspension to be served as a period of probation, assessed a \$5,000.00 civil penalty, and required her to take and successfully complete an ethics course, based on the Federal criminal conviction set forth in Paragraph A, above; engaging in the use or employment of dishonesty, fraud, deception or misrepresentation; professional or occupational misconduct; and failing to maintain the ongoing duty to demonstrate good moral character.

C. The conduct resulting in the New Jersey Board 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 State Education Law §6530(9)(a)(ii) (being convicted of committing an act constituting a crime under federal law).

**SPECIFICATIONS**

**FIRST SPECIFICATION**

Respondent violated New York Education Law §6530(9)(a)(ii) by being convicted of committing an act constituting a crime under federal law, in that Petitioner charges:

1. The facts in Paragraphs A.

**SECOND SPECIFICATION**

Respondent violated New York Education Law §6530(9)(b) by 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 findings was based 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 A, B, and/or C.

**THIRD SPECIFICATION**

Respondent violated New York State Education Law §6530(9)(d) by having her license to practice medicine suspended and/or having other disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the license suspension and/or other disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

3. The facts in Paragraphs A, B, and/or C.

DATED: *July 27*, 2009  
Albany, New York

Redacted Signature

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