

**These charges are only allegations which  
may be contested by the licensee in an  
Administrative hearing.**

**IN THE MATTER**  
  
**OF**  
  
**LAWRENCE WOMACK, M.D.**

**STATEMENT**  
  
**OF**  
  
**CHARGES**

LAWRENCE WOMACK, M.D., the Respondent, was authorized to practice medicine in New York State on or about October 18, 2001, by the issuance of license number 223075 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about October 14, 2015, The United States of America and Respondent entered a civil Consent Judgment, (the "Judgment"). The Judgment permanently enjoined the Respondent from prescribing, dispensing, administering or distributing a Schedule II controlled substance except while working on the premises of a hospital in accordance with hospital procedures. The Respondent was also enjoined for a period of five (5) years from prescribing, dispensing, administering or distributing a Schedule III controlled substance except testosterone and Tylenol with codeine. The Judgment was predicated on a Complaint, which Respondent does not admit to and denies, that between January 2011, through and including July 2013, the Respondent wrote 241 purported prescriptions for Schedule II controlled substances, specifically oxycodone, methadone and fentanyl for no legitimate medical purposes.

1. The conduct resulting in the Judgment would constitute misconduct under the laws of New York State, pursuant to the following sections of New York State Law:

- a. New York Education Law § 6530(3) (Practicing the profession with negligence on more than one occasion.)
- b. New York Education Law § 6530(16) (A willful or grossly negligent failure to comply with substantial provisions of federal, state, or local laws, rules or regulations, governing the practice of medicine.)

B. On or about May 26, 2016, July 25, 2016, September 23, 2016, January 4, 2017 and August 9, 2017, the New York State Department of Health Office of Professional Medical Conduct sent Medical Records Demand Letters to Respondent at various addresses.

1. As of the date of filing of these Charges, Respondent has failed to respond to said letters.

C. Upon information and belief on or about May of 2017, over 500 medical records as well as medical waste, from Respondent's office, were found dumped in a vacant lot and an abandoned building in the Town of Islip, New York.

1. Respondent revealed personally identifiable facts, data, or information obtained in a professional capacity without the prior consent of the patients.

2. Respondent failed to properly dispose of regulated medical waste, as required pursuant to New York Public Health Law 1389 aa-gg.

D. New York Public Health Law Article 29-D §2995-a requires the New York State Department of Health to collect certain information from New York State licensed physicians in order to create individual profiles on licensees in a format to be made available to the public. New York Public Health Law Article 29-D §2995-2, requires, in part, the licensees to "In addition to such periodic reports and providing the same information, each physician shall update his or her profile information within the six months prior to the expiration date of such physician's registration,

period...". On or about, October 14, 2015, Respondent entered into the Judgment which placed limitations on his ability to practice medicine; on or about January 10, 2017, Respondent updated his physician profile but failed to update said limitations.

1. As of January 10, 2017, Respondent has failed to provide the information required to update his physician profile.

### **SPECIFICATION OF CHARGES**

#### **FIRST SPECIFICATION**

#### **HAVING HAD DISCIPLINARY ACTION TAKEN**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(c) Having been found guilty in an adjudicatory proceeding of violating a state or federal statute or regulation, pursuant to a final decision or determination, and when no appeal is pending, or after resolution of the proceeding by stipulation or agreement, and when the violation would constitute professional misconduct pursuant to this section, namely N.Y. Educ. Law §6530(3), and/or (16) as alleged in the facts of the following:

1. The facts in Paragraph A, A1 and its subparagraphs.

#### **SECOND SPECIFICATION**

#### **FAILING TO RESPOND**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(28) by failing to respond within thirty days to written

communications from the department of health and to make available any relevant records with respect to an inquiry or complaint about the licensee's professional misconduct, as alleged in the facts of:

2. The facts in Paragraphs B and B1.

### **THIRD SPECIFICATION**

#### **REVEALING OF PERSONALLY IDENTIFIABLE FACTS**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(23) by revealing personally identifiable facts, data, or information obtained in a professional capacity without the prior consent of the patient, as alleged in the facts of:

3. The facts in Paragraphs C and C1.

### **FOURTH SPECIFICATION**

#### **FAILURE TO COMPLY WITH STATE LAW**

Respondent is charged with committing professional misconduct as defined in New York Education Law § 6530(16) by willful or grossly negligent failure to comply with substantial provisions of federal, state, or local laws, rules or regulations, governing the practice of medicine, as alleged in the facts of:

4. The facts in Paragraphs C, and C2.

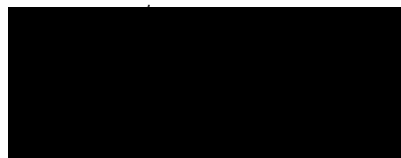
**FIFTH SPECIFICATION**  
**FAILURE TO FILE REPORT**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(21) by willfully making or filing a false report, or failing to file a report required by law or by the department of health or the education department, as alleged in the facts of:

5. The facts in Paragraphs D and D1.

DATE: August 30, 2018

New York, New York



---

Henry Weintraub  
Chief Counsel  
Bureau of Professional Medical Conduct