



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK

OFFICE OF PROFESSIONAL DISCIPLINE
(212) 921-3872

1411 BROADWAY – TENTH FLOOR
NEW YORK, NEW YORK 10018

March 1, 2013

Mireya Francis-Carvajal, Physician

REDACTED

Re: Application for Restoration

Dear Dr. Francis-Carvajal:

Enclosed please find the Commissioner's Order regarding Case No CP-12-19, which is in reference to the restoration of license number 173702. This order and any decision contained therein goes into effect five (5) days after the date of this letter.

Very truly yours,

LOUIS J. CATONE, Director
Office of Professional Discipline

By: REDACTED

ARIANA MILLER
Supervisor

DD/AM/nbm

Enclosure

CERTIFIED MAIL – RRR

cc:

Public

The
University of the
Education  State of New York
Department

IN THE MATTER

of the

Application of MIREYA FRANCIS-CARVAJAL for restoration of her license to practice as a physician in the State of New York.

Case No. CP-12-19

It appearing that the license of MIREYA FRANCIS-CARVAJAL, authorizing her to practice as a physician in the State of New York, was surrendered by Order of the State Board for Professional Medical Conduct dated March 4, 1997, and she having petitioned the Board of Regents for restoration of said license, and the Regents having given consideration to said petition and having agreed with and accepted the recommendations of the Peer Committee and the Committee on the Professions, except having agreed with and accepted the Terms of Probation recommended by the Committee on the Professions, now, pursuant to action taken by the Board of Regents on December 10, 2012, it is hereby

ORDERED that the petition for restoration of License No. 173702, authorizing MIREYA FRANCIS-CARVAJAL to practice as a physician in the State of New York, is denied, but that the execution of the Order of surrender of said license is stayed, and said MIREYA FRANCIS-

CARVAJAL is placed on probation for a period of one year under specified terms and conditions, and upon successful completion of the probationary period, her license to practice as a physician in the State of New York shall be fully restored.



IN WITNESS WHEREOF, I, John B. King, Jr., Commissioner of Education of the State of New York for and on behalf of the State Education Department, do hereunto set my hand and affix the seal of the State Education Department, at the City of Albany, this 8th day of February 2013.

REDACTED

Commissioner of Education

A handwritten signature in black ink, appearing to read "John B. King, Jr.", is written over the printed name of the Commissioner of Education.

Case No. CP-12-19

It appearing that the license of MIREYA FRANCIS-CARVAJAL, authorizing her to practice as a physician in the State of New York, was surrendered by Order of the State Board for Professional Medical Conduct dated March 4, 1997, and she having petitioned the Board of Regents for restoration of said license, and the Regents having given consideration to said petition and having agreed with and accepted the recommendations of the Peer Committee and the Committee on the Professions, except having agreed with and accepted the Terms of Probation recommended by the Committee on the Professions, now, pursuant to action taken by the Board of Regents on December 10, 2012, it is hereby

ORDERED that the petition for restoration of License No. 173702, authorizing MIREYA FRANCIS-CARVAJAL to practice as a physician in the State of New York, is denied, but that the execution of the Order of surrender of said license is stayed, and said MIREYA FRANCIS-CARVAJAL is placed on probation for a period of one year under specified terms and conditions, and upon successful completion of the probationary period, her license to practice as a physician in the State of New York shall be fully restored.

Exhibit A

TERMS OF PROBATION
OF THE COMMITTEE ON THE PROFESSIONS

Mireya Francis-Carvajal

1. That applicant, during the period of probation, shall be in compliance with the standards of conduct prescribed by the law governing applicant's profession;
2. That applicant, during the period of probation, shall practice only in the field of psychiatry;
3. That applicant, during the period of probation, shall practice only in a supervised environment that has been approved in advance by the Director of the Office of Professional Medical Conduct (OPMC), such as a state or privately operated facility, with no solo practice permitted;
4. That applicant shall submit written notification to the Director, OPMC, Riverview Center, 150 Broadway, Albany, NY 12204, of any employment and/or practice, applicant's residence, telephone number, and mailing address, and of any change in applicant's employment, practice, residence, telephone number, and mailing address within or without the State of New York;
5. That applicant shall have quarterly performance reports submitted to the New York State Department of Health (DOH), addressed to the Director, Office of Professional Medical Conduct, as aforesaid, from her employer, evaluating her performance as a physician in her place of employment, said reports to be prepared by applicant's supervisor or employer;
6. That applicant shall submit written proof from the Division of Professional Licensing Services (DPLS), New York State Education Department (NYSED), that applicant has paid all registration fees due and owing to the NYSED and applicant shall cooperate with and submit whatever papers are requested by DPLS in regard to said registration fees, said proof from DPLS to be submitted by applicant to the Department of Health (DOH), addressed to the Director, OPMC, as aforesaid, no later than the first three months of the period of probation;
7. That applicant shall submit written proof to the DOH, addressed to the Director, OPMC, as aforesaid, that 1) applicant is currently registered with the NYSED, unless applicant submits written proof that applicant has advised DPLS, NYSED, that applicant is not engaging in the practice of applicant's profession in the State of New York and does not desire to register, and that 2) applicant has paid any fines which may have previously been imposed upon applicant by the Board of Regents or pursuant to section 230-a of the Public Health Law, said proof of the above to be submitted no later than the first two months of the period of probation;
8. That applicant shall make quarterly visits to an employee of the OPMC, DOH, unless otherwise agreed to by said employee, for the purpose of said employee monitoring

applicant's terms of probation to assure compliance therewith, and applicant shall cooperate with said employee, including the submission of information requested by said employee, regarding the aforesaid monitoring;

9. That the period of probation shall be tolled during periods in which the applicant is not currently engaged in the practice of medicine in New York State. The applicant shall notify the Director of OPMC, in writing, if she is not 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. She 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 the applicant's return to practice in New York State.
10. That upon receipt of evidence of noncompliance with or any other violation of any of the aforementioned terms of probation, the OPMC may initiate a violation of probation proceeding.