



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

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

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

January 28, 2000

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Harry F. A. Colfer, M.D.  
15 Wilshire Avenue  
Larkspur, CA 94977

RE: License No. 070337

Dear Dr. Colfer:

Enclosed please find Order #BPMC 00-23 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **January 28, 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 to 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 Bogan, Esq.

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

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IN THE MATTER : SURRENDER  
OF : ORDER  
HARRY F.A. COLFER, M.D. : BPMC # 00-23

-----X

HARRY F.A. COLFER, M.D., says:

On or about August 9, 1950, I was licensed to practice medicine as a physician in the State of New York having been issued License No.070337 by the New York State Education Department. My address is 15 Wilshire Avenue, Larkspur, California 94977.

I understand that I have been charged with one (1) 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 one (1) specification set forth in the Statement of Charges.

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 agree that this Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.


I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Date: January 14, 2000


Harry F. A. Colfer, M.D.  
HARRY F.A. COLFER, M.D.  
Respondent

AGREED TO:

Date: 19 Jan, 2000

  
\_\_\_\_\_  
ROBERT BOGAN  
Assistant Counsel  
Bureau of Professional  
Medical Conduct

Date: Jan 20, 2000

  
\_\_\_\_\_  
ANNE F. SAILE  
Director, Office of  
Professional Medical Conduct

ORDER

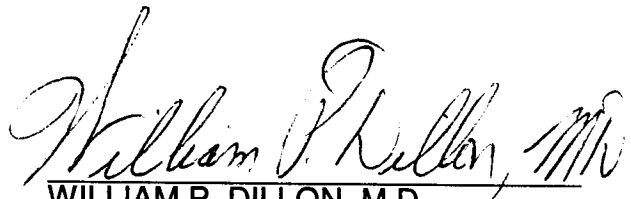
Upon the proposed agreement of HARRY F.A. COLFER, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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 be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of this Order to Respondent at the address set forth in this agreement or to Respondent's attorney, or upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 1/24/00



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

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IN THE MATTER	STATEMENT
OF	OF
HARRY F.A. COLFER, M.D.	CHARGES

-----X

HARRY F.A. COLFER, M.D., the Respondent, was authorized to practice medicine in New York state on August 9, 1950, by the issuance of license number 070337 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about April 16, 1998, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs, (hereinafter "California Board"), by a Decision (hereinafter "California Decision") that accepted the Surrender of Respondent's certificate to practice medicine based on negligence and/or incompetence on more than one occasion.

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(3) (practicing the profession with negligence on more than one occasion); and/or

2. New York Education Law §6530(5) (practicing the profession with incompetence on more than one occasion).

### **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, or having voluntarily or otherwise surrendered his license or surrender of the license, after a disciplinary action was initiated by a duly authorized professional 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: \_\_\_\_\_, 2000  
Albany, New York

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