



New York State Board for Professional Medical Conduct

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

Barbara A. DeBuono, M.D., M.P.H.
Commissioner of Health

Patrick F. Carone, M.D., M.P.H.
Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

November 28, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Charles R. Sinatra, M.D.
51 Glasgow Avenue
Jamestown, New York 14202

RE: License No. 084461

Dear Dr. Sinatra:

Enclosed please find Order #BPMC 97-286 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

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

Sincerely,

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

Enclosure

cc: Randall D. White, Esq.
Connors & Vilaro
1020 Liberty Building
420 Main Street
Buffalo, New York 14202

Michael A. Hiser, Esq.

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

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IN THE MATTER : APPLICATION TO
OF : SURRENDER
CHARLES R. SINATRA, M.D. : LICENSE

-----X BPMC #97-286

STATE OF NEW YORK)

ss.:

COUNTY OF ERIE)

CHARLES R. SINATRA, M.D., being duly sworn, deposes and
says:

On or about August 22, 1960, I was licensed to practice
medicine as a physician in the State of New York having been
issued License No. 084461 by the New York State Education
Department.

I am currently registered with the New York State Education
Department to practice as a physician in the State of New York.

I understand that I have been charged with five
specifications 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 permission to surrender my license as a physician in the State of New York.

I agree not to contest the Fifth Specification and the allegations contained therein in the Statement of Charges (Exhibit A).

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

I understand that, in the event that the application 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 application shall not be used against me in any way, and shall be kept in strict confidence; 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 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.

Charles R. Sinatra M.D.

CHARLES R. SINATRA, M.D.
Respondent

Sworn to before me this
10th day of NOVEMBER, 1997

Sharon Baldwin
NOTARY PUBLIC

SHARON BALDWIN
Notary Public, State of New York
Qualified in Erie County
Commission Expires November 30, 19 98

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

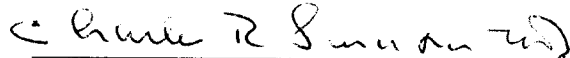
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IN THE MATTER : APPLICATION TO
OF : SURRENDER
CHARLES R. SINATRA, M.D. : LICENSE

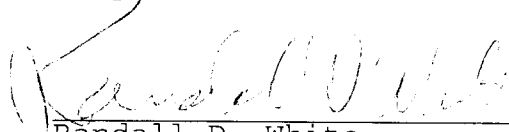
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The undersigned agree to the attached application of the Respondent to surrender his license.


Date: NOVEMBER 10, 1997


Charles R. Sinatra, M.D.
Respondent

Date: NOVEMBER 10, 1997


Randall D. White
Counsel for Respondent


Date: Nov. 14, 1997


Michael A. Hiser
Associate Counsel
Bureau of Professional
Medical Conduct

Date: Nov 15, 1997


ANNE F. SAILE
DIRECTOR
Office of Professional Medical
Conduct

Date: 11/24, 1997


PATRICK F. CARONE, M.D., M.P.H.
Chair
State Board for Professional
Medical Conduct

ORDER

Upon the proposed agreement of Charles R. Sinatra, M.D. (Respondent) for a Consent Order, 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; 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 by certified mail, whichever is earliest.

DATED: 11/24/97

Patrick F. Carone, M.D.

PATRICK F. CARONE, M.D., M.P.H.
Chair
State Board for Professional
Medical Conduct

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

-----X

IN THE MATTER : STATEMENT
OF : OF
CHARLES R. SINATRA, M.D. : CHARGES

-----X

CHARLES R. SINATRA, M.D., the Respondent, was authorized to practice medicine in New York State on August 22, 1960, by the issuance of license number 084461 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine.

FACTUAL ALLEGATIONS

A. Respondent provided medical care to Patient A (patients are identified in the Appendix), a female patient 9 years old when seen by the Respondent, on or about September 13, 1994 at the Respondent's office at the Family Health Center, 52 Glasgow Avenue, Jamestown, New York (hereafter "the office"). Patient "A" presented with complaints of a one week history of urinary frequency, excessive thirst, and vaginal pruritus. Respondent diagnosed the patient as having a yeast infection.

1. Respondent failed to perform an adequate history and physical examination in light of Patient "A" presenting symptoms.
2. Respondent failed to record the performance of an adequate history and physical examination in light of Patient "A" presenting symptoms.

3. Respondent failed to obtain appropriate laboratory tests or other diagnostic studies, including a urinalysis or blood test, to assess the possibility that the patient had new onset diabetes.

B. Respondent provided medical care to Patient B, a male patient 57 years old male when treatment began, from on or about February 21, 1990, through on or about May 1, 1996. Patient B was treated at Respondent's office.

1. Respondent failed to perform an adequate history for cardiac symptoms and physical examination in light of Patient B's history of ongoing angina and cardiac disease.
2. Respondent failed to record the performance of an adequate history for cardiac symptoms and physical examination in light of Patient B's history of ongoing angina and cardiac disease.
3. Respondent failed to obtain appropriate laboratory tests or other diagnostic studies, including a baseline EKG, lipid profile, and evaluation of renal status by, among others, testing BUN levels, creatinine, and urinalysis.

SPECIFICATIONS OF MISCONDUCT

FIRST SPECIFICATION **GROSS NEGLIGENCE**

Respondent is charged with committing professional misconduct as defined by New York Education Law §6530(4) (McKinney Supp. 1997) by practicing the profession of medicine with gross negligence as alleged in the facts of the following:

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

SECOND SPECIFICATION **GROSS INCOMPETENCE**

Respondent is charged with committing professional misconduct as defined by New York Education Law §6530(6)

(McKinney Supp. 1997) by practicing the profession of medicine with gross incompetence as alleged in the facts of the following:

2. The facts in Paragraphs A and A.1 and/or B and B.1.

THIRD SPECIFICATION
NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined by New York Education Law §6530(3) (McKinney Supp. 1997) by practicing the profession of medicine with negligence on more than one occasion as alleged in the facts of two or more of the following:

3. The facts in Paragraphs A and A.1, A and A.2, A and A.3, B and B.1, B and B.2, and/or B and B.3.

FOURTH SPECIFICATION
INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined by New York Education Law §6530(5) (McKinney Supp. 1997) by practicing the profession of medicine with incompetence on more than one occasion as alleged in the facts of two or more of the following:


4. The facts in Paragraphs A and A.1, A and A.2, A and A.3, B and B.1, B and B.2, and/or B and B.3.

FIFTH SPECIFICATION
FAILURE TO MAINTAIN ACCURATE RECORDS

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(32) (McKinney Supp. 1997) by failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient, as alleged in the facts of:

5. The facts of Paragraphs A and A.2 and/or B and B.2.

DATED: *November 17*, 1997
Albany, New York


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