



Board for Professional Medical Conduct

Corning Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

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

C. Maynard Guest, M.D.
Executive Secretary

July 6, 1995

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

George Griffin, M.D.
Box 576
Walpole, New Hampshire 03608

RE: License No. 091210

Effective Date: 07/13/95

Dear Dr. Griffin:

Enclosed please find Order #BPMC 95-141 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 of 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
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0756

Sincerely,

C. Maynard Guest, M.D.
Executive Secretary
Board for Professional Medical Conduct

cc: Paul Stein, Esq.

IN THE MATTER
OF
GEORGE EMMET GRIFFIN, M.D.

SURRENDER
ORDER
BPMC #95-141

Upon the Application of GEORGE EMMET GRIFFIN, M.D.
(Respondent) to Surrender his license as a physician in the State
of New York, which application is made a part hereof, it is
ORDERED, that the application 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 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 via certified mail, whichever is earliest.

SO ORDERED.

DATED: 30 June 1995

Charles J. Vacanti

CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional
Medical Conduct

**IN THE MATTER
OF
GEORGE EMMET GRIFFIN, M.D.**

APPLICATION TO
SURRENDER
LICENSE

STATE OF NEW HAMPSHIRE)
COUNTY OF *Cheshire*) SS.:

GEORGE EMMET GRIFFIN, M.D., being duly sworn, deposes and says:

On or about September 14, 1963, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 091210 by the New York State Education Department.

My current address is Box 576, Walpole, New Hampshire 03608, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that I have been charged with two 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 on the grounds that I admit guilt to the two specifications in full satisfaction of the Statement of Charges.

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 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.

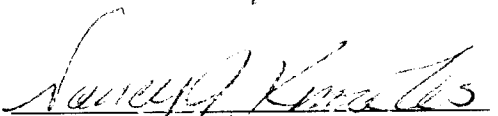
I agree that, in the event the State Board for Professional Medical Conduct grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

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



GEORGE EMMET GRIFFIN, M.D.
Respondent

Sworn to before me this
20th day of June, 1995



NOTARY PUBLIC
NANCY J. KNOWLES, Notary Public
My Commission Expires September 29, 1998

IN THE MATTER
OF
GEORGE EMMET GRIFFIN, M.D.

APPLICATION TO
SURRENDER
LICENSE

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

Date: 20 June, 1995




GEORGE EMMET GRIFFIN, M.D.
Respondent

Date: 20 June, 1995



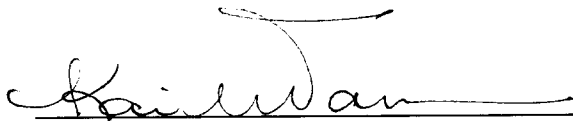
Attorney for Respondent

Date: June 26, 1995



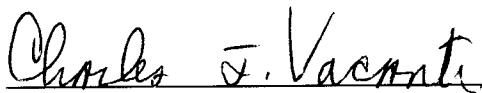
PAUL STEIN
Associate Counsel
Bureau of Professional
Medical Conduct

Date: June 28, 1995



KATHLEEN M. TANNER
Director
Office of Professional Medical
Conduct

Date: 30 June, 1995



CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional
Medical Conduct

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In the Matter : STATEMENT
of : OF
GEORGE EMMET GRIFFIN, M.D. : CHARGES

-----X

GEORGE EMMET GRIFFIN, M.D., the Respondent, was authorized to practice as a physician in New York State on September 14, 1963 by the issuance of license number 091210 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. 1. On or about May 23, 1991, the New Hampshire Board of Registration in Medicine (hereinafter referred to as "the New Hampshire Board") entered into a Settlement Agreement with Respondent based on the following undisputed facts: From September 1988 through May 1990 Respondent wrote numerous prescriptions for methadone (a Schedule II controlled drug) to 16 patients for whom he was providing "detoxification treatment" for narcotic addiction, which Respondent believed to be in furtherance of the patients' best medical interest, without obtaining registration and approval from the United States Drug Enforcement Administration ("DEA"}, as required by Federal regulations (See 21 CFR 1306.07, 21 CFR 1301.22 and 21 CFR 1306.04(c)). The methadone prescriptions in question were inconsistent with the requirements of 21 CFR 1306.04(c), 21 CFR 1306.07,

and 21 CFR 1301.29. On May 4, 1990 Respondent voluntarily surrendered his DEA privileges to prescribe Schedule II and III drugs. Respondent paid a civil penalty of \$70,000 and undertook to perform certain community service obligations as part of a settlement with the United States Attorney which resolved civil charges based upon the above-referenced methadone prescriptions.

2. Pursuant to the terms of the Settlement Agreement: Respondent's medical license was suspended for five years, the suspension being stayed on the condition of no further professional misconduct; Respondent's medical license was permanently restricted to preclude the prescription of any class or schedule of controlled drugs; Respondent was required to surrender all of his remaining DEA prescriptive privileges; and, within six months of the effective date of the agreement, Respondent was required to take and pass the New Hampshire drug law examination offered by the New Hampshire Board of Pharmacy.

- B. 1. On or about May 9, 1994, the New Hampshire Board issued a Notice of Hearing alleging that Respondent had submitted false medical insurance reimbursement claims for services performed between 1990 and 1991 for three patients in violation of New Hampshire Revised Statutes Annotated ("RSA") sec. 329:17, VI(d).

2. On or about July 12, 1994, the New Hampshire Board accepted a Voluntary Surrender of License (which had been executed by Respondent on June 3, 1994) that was based in part on the pending allegations regarding Respondent's billing practices and that was made without an admission of statutory violations by Respondent.

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

HAVING HAD DISCIPLINARY ACTION TAKEN BY A DULY AUTHORIZED PROFESSIONAL DISCIPLINARY AGENCY OF ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law sec. 6530(9)(d) (McKinney Supp. 1995), in that he had his license to practice medicine revoked, suspended or had other disciplinary action taken after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license would, if committed in New York state, constitute professional misconduct under the laws of New York state, namely:

- a. 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 (N.Y. Educ. Law sec. 6530 (16) (McKinney Supp. 1995)),

as Petitioner specifically alleges:

1. The facts in Paragraph A1 and A2.

SECOND SPECIFICATION

**HAVING HAD DISCIPLINARY ACTION TAKEN BY A DULY AUTHORIZED
PROFESSIONAL DISCIPLINARY AGENCY OF ANOTHER STATE**

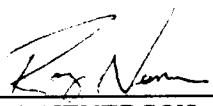
Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law sec. 6530(9)(d) (McKinney Supp. 1995), in that he had his license to practice medicine revoked, suspended or had other disciplinary action taken after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license would, if committed in New York state, constitute professional misconduct under the laws of New York state, namely:

- a. Practicing the profession fraudulently or beyond its authorized scope (N.Y. Educ. Law sec. 6530 (2) (McKinney Supp. 1995)); and/or
- b. Failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient (N.Y. Educ. Law sec. 6530 (32) (McKinney Supp. 1995)),

as Petitioner specifically alleges:

1. The facts in Paragraph B1 and B2.

Dated: New York, New York
May 22, 1995



ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct