



***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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NYS Department of Health*

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*Executive Deputy Commissioner  
NYS Department of Health*

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*Office of Professional Medical Conduct*

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*Vice Chair*

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

September 21, 2001

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

Thomas R. Powers, M.D.  
12652 Groveview Street  
Garden Grove, CA 92840

RE: License No. 091399

Dear Dr. Powers:

Enclosed please find Order #BPMC 01-213 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect September 21, 2001.

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: Patricia A. Binkley  
12652 Groveview Street  
Garden Grove, CA 92840

Robert Bogan, Esq.

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

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**IN THE MATTER**

**OF**

**THOMAS RONALD POWERS, M.D.  
CO-01-08-4156-A**

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**SURRENDER**

**ORDER**

BPMC No. 01-213

**THOMAS RONALD POWERS, M.D., says:**

On or about October 21, 1963, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 091399 by the New York State Education Department. My current mailing address is 12652 Groveview Street, Garden Grove, CA 92840.

I am not currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me 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 retired from the practice of medicine in 1999. Further, I have not practiced medicine in New York state in many years and I do not intend to return to practice medicine in New York state. I, therefore, 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, hereby, agree not to contest the one (1) specification set forth in the Statement of Charges (Exhibit A).

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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same 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 first.

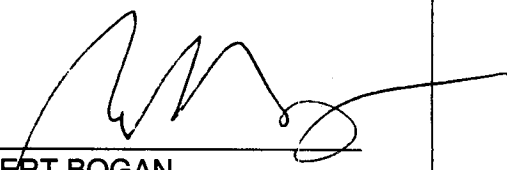
I am making this agreement of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.

Date: 9/6, 2001

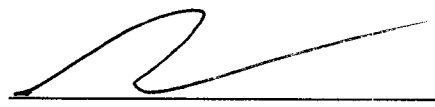
*Patricia A. Burkley*  
*attorney-in-fact for*  
*Thomas Ronald Powers M.D.*  
RONALD THOMAS POWERS, M.D.  
Respondent

AGREED TO:

Date: 14 September, 2001

  
ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical  
Conduct

Date: 18 September, 2001

  
DENNIS J. GRAZIANO  
Director, Office of Professional  
Medical Conduct

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

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**IN THE MATTER**  
**OF**  
**THOMAS RONALD POWERS, M.D.**  
**CO-01-08-4156-A**

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

**THOMAS RONALD POWERS, M.D.**, the Respondent, was authorized to practice medicine in New York state on October 21, 1963, by the issuance of license number 091399 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about June 8, 2001, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs (hereinafter "California Board"), by a Decision and Order (hereinafter "California Order"), accepted and adopted a Stipulated Settlement and Section 822 Order (hereinafter "California Settlement"), that suspended Respondent's Physician's and Surgeon's Certificate until provided with competent evidence of the absence or control of his dementia and/or Alzheimer's disease and any other condition, mental or physical, that impairs his ability to practice safely, based on his inability to practice medicine safely due to mental or physical illness affecting his competence.

B. The conduct resulting in the California Board disciplinary actions against Respondent would constitute misconduct under the laws of New York State, pursuant to the following sections of New State law:


1. New York Education Law §6530(7) (practicing the profession while impaired by physical or mental disability).

**SPECIFICATION**

Respondent violated New York Education Law §6530(d) by having his license to practice medicine suspended or having 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 suspension of his license or other disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges:

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

DATED: *Sept. 6*, 2001  
Albany, New York

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

**ORDER**

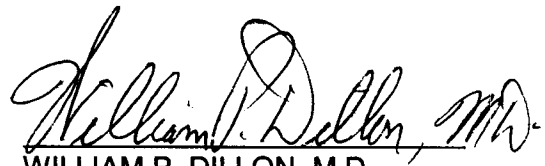
Upon the proposed agreement of **THOMAS RONALD POWERS, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of the 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 to Respondent at the addresses set forth in this agreement or to Respondent's attorney or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 9/19, 2001

  
WILLIAM P. DILLON, M.D.  
Chair  
State Board for Professional  
Medical Conduct