



Board for Professional Medical Conduct

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

C. Maynard Guest, M.D.
Executive Secretary

February 10, 1995

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Else M. Hillgard, M.D.
850 Tyspring Street
Vienna, Virginia 22182

RE: License No. 098255
Effective Date: 02/17/95

Dear Dr. Hillgard:

Enclosed please find Order #BPMC 95-35 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
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

Enclosure

cc: David Smith, Esq.

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

IN THE MATTER
OF
ELSE M. HILLGARD, M.D.

SURRENDER
ORDER
BPMC #95-35

Upon the Application of ELSE M. HILLGARD, M.D. (Respondent) to Surrender his/her 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: 7 February 1995

Charles J. Vacanti

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

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
ELSE M. HILLGARD, M.D. : LICENSE

-----X

STATE OF VIRGINIA)

ss.:

COUNTY OF)

ELSE M. HILLGARD, M.D., being duly sworn, deposes and says:

In or about 1967, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 098255 by the New York State Education Department. I am not currently registered with the New York State Education Department to practice as a physician in the State of New York. My address is 850 Tyspring Street, Vienna, Virginia 221822.

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 do not contest the

specifications of professional misconduct set forth in 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 removing 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.

Else M. Hillgard

ELSE M. HILLGARD, M.D.
Respondent

Sworn to before me this *13th*

day of *Dec*, 1994

[Signature]

NOTARY PUBLIC

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
ELSE M. HILLGARD, M.D. : LICENSE

-----X

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

Date: Dec 13, 1994

Else M Hillgard
ELSE M. HILLGARD, M.D.
Respondent

Date: _____, 1994

Attorney for Respondent

Date: January 30, 1995

David W Smith
DAVID SMITH
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: _____, 1994

KATHLEEN M. TANNER
Director, Office of
Professional Medical Conduct

Date: 7 February, 1994

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

EXHIBIT "A"

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

-----X
IN THE MATTER : STATEMENT
OF : OF
ELSE M. HILLGARD, M.D. : CHARGES
-----X

ELSE M. HILLGARD, M.D., the Respondent, was authorized to practice medicine in New York State in 1967 by the issuance of license number 098255 by the New York State Education Department. The Respondent is not currently registered.

FIRST SPECIFICATION

Respondent is charged with professional misconduct within the meaning of New York Education Law, Section 6530 (9) (b) and (9) (d) (McKinney Supp. 1994) by having been found guilty of improper professional practice by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York State, constitute professional misconduct in New York State, and by having her license to practice medicine revoked after a disciplinary action was initiated by an authorized disciplinary agency of another state, where the conduct resulting in the revocation would, if committed in New York State constitute

professional misconduct under the laws of New York State.
Specifically, Petitioner charges:

On September 15, 1992, the Board of Physician Assurance Quality of the State of Maryland revoked the medical license of Respondent, a psychiatrist, because of her prescribing practices including the prescribing of medication for a patient enrolled in the Methadone Program without consultation with the treating physician of the Program; prescribing of Benzodiazopenes for long periods without monitoring; excessive prescribing of addictive drugs for addicts and prescribing of combinations thereof without appropriate recognition that such combinations may cause the patient serious harm. These violations constitute professional misconduct under N.Y. Educ. Law Section 6530(3) (practicing with negligence on more than one occasion).

SECOND SPECIFICATION

Respondent is charged with professional misconduct within the meaning of New York Education Law, Section 6530 9(d)

(McKinney Supp. 1994) by having her license to practice medicine revoked after a disciplinary hearing was initiated by an authorized disciplinary agency of another State where the conduct resulting in the revocation would, if committed in New York State constitute professional misconduct under the laws of New York State. Specifically, Petitioner charges:

On February 28, 1994, the Board of Medicine of the State of Virginia revoked the medical license of Respondent to practice medicine in Virginia based on the revocation of her medical license by the Board of Physician Quality Assurance of Maryland.

DATED: New YORK, New York

November 9, 1994



CHRIS STERN HYMAN
Counsel
Bureau of Professional
Medical Conduct