



New York State 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 of Health

Charles J. Vacanti, M.D.
Chair

May 28, 1996

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Vincent Eng Khim See, M.D.
13 Elizabeth Street
New York, New York 10013

RE: License No. 108260

Dear Dr. See:

Effective Date: 06/04/96

Enclosed please find Order #BPMC 96-130 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,

Charles Vacanti, M.D.

Chair

Board for Professional Medical Conduct

Enclosure

cc: Lewis Tesser, Esq.
Segal & Tesser
300 East 42nd Street
New York, New York 10017

David W. Smith, Esq.

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

IN THE MATTER
OF
VINCENT ENG KHIM SEE, M.D.

SURRENDER
ORDER

BPMC #96-130

Upon the Application of VINCENT ENG KHIM SEE, 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: 24 May 1996

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

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

**IN THE MATTER
OF
VINCENT ENG KHIM SEE , M.D.**

**APPLICATION TO
SURRENDER
LICENSE**

**STATE OF NEW YORK)
COUNTY OF)**

ss.:

VINCENT ENG KHIM SEE, M.D., being sworn, deposes and says:

On or about March 8, 1971, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 108260 by the New York State Education Department.

My current address is 13 Elizabeth Street, New York, New York 10013.

I understand that I have been charged with twenty-four specifications of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A".

I hereby assert that I cannot successfully defend myself against the Seventeenth and Nineteenth through Twenty-fourth Specifications and apply to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York.

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. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

Vincent Eng Khim See
VINCENT ENG KHIM SEE, M.D.
Respondent

Sworn to before me this

16 day of May, 1996

Gregory F. Dalmotte
NOTARY PUBLIC

GREGORY F. DALMOTTE
NOTARY PUBLIC OF NEW JERSEY
His Commission Expires May 3, 2001



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

IN THE MATTER
OF
VINCENT ENG KHIM SEE, M.D.

APPLICATION TO
SURRENDER
LICENSE

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

Date: 05/16 / 1996

Vincent Eng Khim See, M.D.
VINCENT ENG KHIM SEE, M.D.
Respondent

Date: May 17 1996

Louis Tesser, Esq.
LOUIS TESSER, Esq.
Attorney for Respondent

Date: May 17 1996

David W. Smith
DAVID W. SMITH
Associate Counsel
Bureau of Professional
Medical Conduct

Date: May 23, 1996

Anne Saile

ANNE F. SAILE
Acting Director
Office of Professional Medical Conduct

Date: 24 May, 1996

Charles J. Vacanti

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

EXHIBIT "A"

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

IN THE MATTER
OF
VINCENT ENG KHIM SEE, M.D.

STATEMENT
OF
CHARGES

VINCENT ENG KHIM SEE, M.D., the Respondent, was authorized to practice medicine in New York State on or about March 8, 1971, by the issuance of license number 108260 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. Between in or about December, 1992 and in or about October, 1993 Respondent treated Patient A, an infant, for sore throat and other medical conditions at his office at 13 Elizabeth Street, New York City.
1. Throughout this period, Respondent failed to administer the proper immunization shots to Patient A and failed to prescribe pediatric vitamins or note such immunization or prescriptions, if any.
 2. Respondent inappropriately injected Patient A with Achromycin.
 3. On or about October 6, 1993, Patient A presented with sore throat and fever. Respondent failed to conduct an adequate physical examination or note such examination, if any.

4. On or about October 6, 1993, Respondent inappropriately prescribed Vibramycin for Patient A.
5. On or about October 29, 1993, Patient A presented with vomiting and diarrhea. Respondent failed to conduct an adequate physical examination or note such examination, if any.
6. On or about October 29, 1993, Respondent inappropriately prescribed Pedialyte for Patient A.

B. Between in or about June, 1994 and February, 1995, Respondent treated Patient B, 2 1/2 years old, for abdominal pain and other medical conditions at his office at 13 Elizabeth Street, New York City.

1. From on or after June 22, 1994, Respondent failed to conduct an adequate physical examination or note such examination, if any.
2. Respondent inappropriately injected Patient B with Dicyclamine.
3. On or about August 17, 1994 and February 14, 1995, when Patient B presented with fever, abdominal pain and vomiting, Respondent inappropriately injected Patient B with Achromycin.

C. From in or about February, 1992 through in or about January, 1995, Respondent treated Patient C, an 80-year old woman, for arthritis and other medical conditions at his office at 13 Elizabeth Street, New York City.

1. Throughout this period, Respondent failed to conduct an adequate physical examination or note such examination, if any.
 2. Throughout this period, Respondent inappropriately injected Patient C with Corticotropin.
 3. Throughout this period, Respondent inappropriately injected Patient C with Imferon.
 4. throughout this period, Respondent inappropriately prescribed Tenormin for Patient C.
 5. Throughout this period, Respondent failed to conduct appropriate laboratory tests or note such tests, if any.
 6. Throughout this period, Respondent inappropriately prescribed Meclomen.
- D. Between in or about July, 1994 and January, 1995, Respondent treated Patient D, a 4-year old, for sore throat and other medical conditions at his office at 13 Elizabeth Street, New York City.
1. Respondent inappropriately injected Patient D with Achromycin on each of 4 visits Patient D made.
- E. Between in or about September, 1992 and October, 1993, Respondent treated Patient E, a 4 1/2-year old, for sore throat and other medical

conditions at his office at 13 Elizabeth Street, New York City.

1. Throughout this period, Respondent inappropriately injected Patient E with Achromycin.
2. Throughout this period, Respondent inappropriately injected Patient E with Imferon.
3. On or about October 13, 1993, when Patient E presented with cough, cold and noisy chest, Respondent obtained a throat culture but failed to note the results thereof.

F. Between in or about August, 1993 and January, 1995, Respondent treated Patient F, a 3 1/2 year old, for fever and other medical conditions at his office at 13 Elizabeth Street, New York City.

1. Throughout this period, Respondent inappropriately injected Patient F with Achromycin, which was also contraindicated.
2. Throughout this period, Respondent failed to obtain Pb levels or prescribe multi-vitamins and iron or note such levels or prescriptions, if any.
3. Respondent inappropriately administered an influenza vaccination to Patient F.

4. During various visits Respondent inappropriately injected Patient F with Imferon.
 5. Throughout this period, Respondent failed to conduct appropriate laboratory tests or note such tests, if any.
 6. On or about October 18, 1994, when Patient F presented with a cold, Respondent inappropriately injected Patient F with Corticotropin.
 7. On or about November 14 and 23, 1994, Respondent received laboratory reports indicating high levels of lead in the blood of Patient F. Nevertheless, Respondent failed to evaluate, follow-up or treat such condition or note such evaluation, follow-up or treatment, if any.
- G. Between in or about May and December, 1994, Respondent treated Patient G, a 33-year old pregnant woman, for pregnancy and other medical conditions at his office at 13 Elizabeth Street, New York City.
1. Respondent inappropriately prescribed Tetracycline for Patient G.
- H. Between in or about May, 1993 and in or about January, 1995, Respondent treated Patient H for asthma and other medical conditions at his office at 13 Elizabeth Street, New York City.

1. Throughout the period, Respondent failed to conduct an adequate physical examination or note such examination, if any.
2. Throughout the period, Respondent failed to obtain an adequate medical history or note such history, if any.
3. Throughout the period, Respondent inappropriately injected Patient H with Imferon.
4. Throughout the period, Respondent inappropriately injected Patient H with Corticotrophin.
5. Throughout the period, Respondent inappropriately injected Patient H with Adrenalin.

SPECIFICATION OF CHARGES

FIRST THROUGH EIGHTH SPECIFICATIONS

GROSS NEGLIGENCE

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(4)(McKinney Supp. 1996) by practicing the profession of medicine with gross negligence on a particular occasion as alleged in the facts of the following:

1. Paragraphs A and A1-6.
2. Paragraphs B and B1-3.
3. Paragraphs C and C1-6.
4. Paragraphs D and D1.
5. Paragraphs E and E1-3.
6. Paragraphs F and F1-7.
7. Paragraphs G and G1.
8. Paragraphs H and H1-5.

NINTH THROUGH SIXTEENTH SPECIFICATIONS

GROSS INCOMPETENCE

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(6)(McKinney Supp. 1996) by practicing the profession of medicine with gross incompetence as alleged in the facts of the following:

9. Paragraphs A and A1-6.

10. Paragraphs B and B1-3.
11. Paragraphs C and C1-6.
12. Paragraphs D and D1.
13. Paragraphs E and E1-3.
14. Paragraphs F and F1-7.
15. Paragraphs G and G1.
16. Paragraphs H and H1-5.

SEVENTEENTH SPECIFICATION
NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(3)(McKinney Supp. 1996) 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:

17. Paragraphs A and A1-6; B and B1-2; C and C1-6; D and D1; E and E1-3; F and F1-7; G and G1; and/or H and H1-5.

EIGHTEENTH SPECIFICATION
INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(5)(McKinney Supp. 1996) 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:


18. Paragraphs A and A1-6; B and B1-2; C and C1-6; D and D1; E and E1-3; F and F1-7; G and G1; and/or H and H1-5.

NINETEENTH THROUGH TWENTY-FOURTH SPECIFICATIONS
FAILURE TO MAINTAIN RECORDS

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(32)(McKinney Supp. 1996) by failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patients as alleged in the facts of the following:

19. Paragraphs A and A, 3 and 5.
20. Paragraphs B and B1.
21. Paragraphs C and C1. and 5.
22. Paragraphs E and E3.
23. Paragraphs F and F2, 5 and 7.
24. Paragraphs H and H1-2.

DATED: May 7, 1996
New York, New York



ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct