



**New York State Board for Professional Medical Conduct**

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

Dennis P. Whalen  
*Executive Deputy Commissioner of Health*  
Anne F. Saile, Director  
*Office of Professional Medical Conduct*  
William J. Comiskey, Chief Counsel  
*Bureau of Professional Medical Conduct*

William P. Dillon, M.D.  
*Chair*  
Denise M. Bolan, R.P.A.  
*Vice Chair*  
Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

July 8, 1999

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Judith B. Remet, M.D.  
239 Fair Street  
P.O. Box 3238  
Kingston, NY 12402

RE: License No. 115130

Dear Dr. Remet:

Enclosed please find Order #BPMC 99-154 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **July 8, 1999**.

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: Richard C. Baker  
c/o Meiselman, Farber, Packman & Eberz, PC  
118 N. Bedford Road  
Box 151  
Mount Kisco, NY 10549

Michael A. Hiser, Esq.

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

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IN THE MATTER : SURRENDER  
OF : ORDER  
JUDITH B. REMET, M.D. : BPMC #99-154

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JUDITH B. REMET, M.D., says:

On or about January 22, 1973, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 115130 by the New York State Education Department.


I understand that I have been charged with Eight Specifications of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit A. I admit guilt to the Sixth Specification of Misconduct (except that I do not admit to those matters listed as factual allegations A.1.a and A.1.d) and to the Eighth Specification of Misconduct in the Statement of Charges (Exhibit A), in full satisfaction of all other specifications.

I 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 agree never to reapply for a New York medical license. I further agree to abide by the Terms of Surrender set out as Exhibit "B".

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.

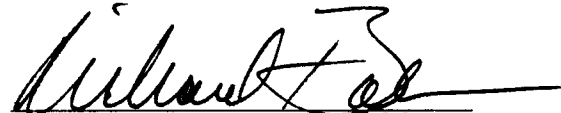
I agree that in the event the State Board for Professional Medical Conduct agrees with my proposal, this Order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

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


  
JUDITH B. REMET, M.D.  
Respondent

AGREED TO:


Date: 6/18, 1999

  
RICHARD C. BAKER, ESQ.  
Attorney for Respondent

Date: 6/24, 1999

  
MICHAEL A. HISER  
Associate Counsel  
Bureau of Professional  
Medical Conduct

Date: June 30, 1999

  
ANNE F. SAILE  
Director, Office of  
Professional Medical Conduct

**ORDER**

Upon the proposed agreement of JUDITH B. REMET, M.D., to Surrender her license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

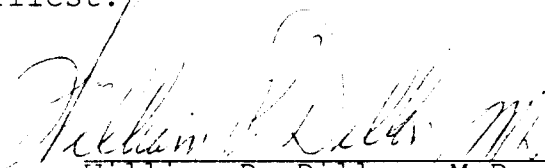
ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

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

DATED: \_\_\_\_\_

7/1/99



William P. Dillon, M.D.  
Chair  
State Board for Professional  
Medical Conduct

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

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IN THE MATTER : STATEMENT  
OF : OF  
JUDITH BLOCK REMET, M.D. : CHARGES

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JUDITH BLOCK REMET, M.D., the Respondent, was authorized to practice medicine in New York State on January 22, 1973, by the issuance of license number 115130 by the New York State Education Department. Respondent is currently registered with the New York State Education Department to practice medicine with a registration address of 239 Fair Street, P.O. Box 3238, Kingston, New York 12402.

**FACTUAL ALLEGATIONS**

A. Respondent provided medical care to Patient A [identified in the Appendix] at various times from approximately August 1989 through July 1995, at various locations including Respondent's office at 239 Fair Street, Kingston, New York (hereafter, "the office"). Respondent's treatment of Patient A failed to meet accepted standards of medical practice in that:

1. Respondent, at various times between approximately August 1990 and July 1995, engaged in an inappropriate personal, social, and/or sexual relationship with Patient A in that:
  - a. Respondent engaged in physical contact of a sexual nature, including sexual intercourse, with Patient A on numerous occasions at Respondent's residence at 35 Woodside Dell, Ellenville, New York (hereafter, "Respondent's residence"), at Patient A's residence, and/or at various other locations.
  - b. Respondent invited and/or arranged for Patient A to live in

- and/or visit Respondent's residence at various times from approximately October 1991 through approximately July 1995, and continuously from October 1991 through the summer of 1992.
- c. Respondent travelled with Patient A and/or met Patient A in various locations including, but not limited to, Florida, Atlanta, Georgia and Chicago, Illinois.
  - d. Respondent, on numerous occasions, divulged personal information about herself to Patient A that was not pertinent to therapy, including information regarding Respondent's own marital difficulties and sexual practices.
  - e. Respondent initiated and maintained extensive personal telephone contact with Patient A by making hundreds of calls to Patient A's workplace and home.
  - f. Respondent engaged in multiple personal financial transactions with Patient A, including loaning money to Patient A, receiving money from Patient A, and/or allowing Patient A to obtain and pay for a credit card for Respondent's teen-aged daughter.
2. Respondent, between at least September 1992 and July 1995, provided and/or prescribed drugs for Patient A, including controlled substances such as Klonopin and Hydrocodone/Vicodin. During this time:
- a. Respondent failed to perform and/or record an adequate evaluation of Patient A's medical condition before prescribing such drugs.
  - b. Respondent failed to perform and/or record an adequate evaluation of Patient A's medical condition during her prescribing such drugs.
  - c. Respondent provided and/or prescribed such drugs to Patient A despite Patient A's history of and/or indications of ongoing substance abuse and dependence.
  - d. Respondent failed to maintain adequate medical records of such treatment and/or her provision/prescription of such drugs.
3. Respondent, on September 26, 1996, was interviewed by representatives of the New York State Department of Health regarding the care Respondent provided to Patient A, and regarding allegations Respondent had been involved in a sexual relationship with the patient.

- a. In the interview, Respondent stated that Patient A had lived in her home in Ellenville for only a few months at the request of her husband, and that this was related to the installation of computer equipment, when in fact Respondent invited and/or arranged for Patient A to live in and/or visit Respondent's residence at various times from on or about October 1991 through on or about July 1995, including living with her from October 1991 through the summer of 1992, and Respondent knew such facts.
- b. In the interview, Respondent denied that she had been in contact with Patient A other than the period from August 1989 through June 1990 and the time of "computer installation" noted in (a), above, when in fact Respondent had numerous other contacts with Patient A through at least July 1995, as more fully set forth in Paragraphs A.1(a), (b), (c), (d), (e), and (f), above, and Respondent knew such facts.
- c. In the interview, Respondent denied that she had been involved in a sexual relationship with Patient A, when in fact Respondent engaged in a sexual relationship with Patient A on numerous occasions, as more fully set forth in Paragraph A.1(a), above, and Respondent knew such facts.



**FIRST SPECIFICATION**  
**SEXUAL CONTACT**

Respondent is charged with professional misconduct in the practice of medicine, specifically in the practice of psychiatry, by engaging in physical contact of a sexual nature with a patient in violation of New York Education Law section 6530(44), in that Petitioner charges:

1. The facts in Paragraphs A and A.1(a).

**SECOND SPECIFICATION**  
**FRAUD IN PRACTICE OF MEDICINE**

Respondent is charged with professional misconduct in the practice of medicine by practicing the profession fraudulently, in violation of New York Education Law section 6530(2), in that Petitioner charges:

2. The facts in Paragraphs A and A.3(a), A and A.3(b), and/or A and A.3(c).

**THIRD SPECIFICATION**  
**MORAL UNFITNESS**

Respondent is charged with conduct in the practice of medicine which evidences moral unfitness to practice medicine in violation of New York Education Law section 6530(20), in that Petitioner charges:

3. The facts in Paragraphs A and A.1(a), A and A.1(b), A and A.1(c), A and A.1(d), A and A.1(e), A and A.1(f), A and A.3(a), A and A.3(b), and/or A and A.3(c).

**FOURTH SPECIFICATION**  
**GROSS NEGLIGENCE**

Respondent is charged with practicing the profession with gross negligence on a particular occasion in violation of New York Education Law section 6530(4), in that Petitioner charges:

4. The facts in Paragraphs A and A.1(a), A and A.1(b), A and A.1(c), A and A.1(d), A and A.1(e), A and A.1(f), A and A.2(a), A and A.2(b), A and A.2(c) and/or A and A.2(d).

**FIFTH SPECIFICATION**  
**GROSS INCOMPETENCE**

Respondent is charged with practicing the profession with gross incompetence in violation of New York Education Law section 6530(6), in that Petitioner charges:

5. The facts in Paragraphs A and A.1(a), A and A.1(b), A and A.1(c), A and A.1(d), A and A.1(e), A and A.1(f), A and A.2(a), A and A.2(b), A and A.2(c) and/or A and A.2(d).

**SIXTH SPECIFICATION**  
**NEGLIGENCE ON MORE THAN ONE OCCASION**

Respondent is charged with practicing the profession with negligence on more than one occasion in violation of New York Education Law section 6530(3), in that Petitioner charges that Respondent committed two or more of the following:

6. The facts in Paragraphs A and A.1(a), A and A.1(b), A and A.1(c), A and A.1(d), A and A.1(e), A and A.1(f), A and A.2(a), A and A.2(b), A and A.2(c) and/or A and A.2(d).

**SEVENTH SPECIFICATION**  
**INCOMPETENCE ON MORE THAN ONE OCCASION**

Respondent is charged with practicing the profession with incompetence on more than one occasion in violation of New York Education Law section 6530(5), in that Petitioner charges that Respondent committed two or more of the following:

7. The facts in Paragraphs A and A.1(a), A and A.1(b), A and A.1(c), A and A.1(d), A and A.1(e), A and A.1(f), A and A.2(a), A and A.2(b), A and A.2(c) and/or A and A.2(d).

**EIGHTH SPECIFICATION**  
**FAILURE TO MAINTAIN ACCURATE RECORDS**

Respondent is charged with professional misconduct by failing to maintain a records for each patient which accurately reflect the evaluation and treatment of the patient, in violation of New York Education Law section 6530(32), in that Petitioner charges:

8. The facts in Paragraphs A and A.2(a), A and A.2(b) and/or A and A.2(d).

DATED: *May 28*, 1999

Albany, New York



PETER D. VAN BUREN

Deputy Counsel  
Bureau of Professional  
Medical Conduct

## EXHIBIT "B" TERMS OF SURRENDER

1. Respondent shall immediately cease and desist from engaging in the practice of medicine in accordance with the terms of the Order. In addition, Respondent shall refrain from providing an opinion as to professional practice or its application and from representing herself as being eligible to practice medicine.
2. Respondent shall have delivered to OPMC at Hedley Park Place, 433 River Street 4th Floor, Troy, NY 12180-2299 her original license to practice medicine in New York State and current biennial registration within thirty (30) days of the effective date of the Order.
3. Respondent shall within fifteen (15) days of the Order notify her patients of the cessation of her medical practice and will refer all patients to another licensed practicing physician for their continued care, as appropriate.
4. Respondent shall make arrangements for the transfer and maintenance of the medical records of her patients. Within thirty days of the effective date of the Order, Respondent shall notify OPMC of these arrangements including the appropriate and acceptable contact person's name, address, and telephone number who shall have access to these records. Original records shall be retained for at least six years after the last date of service rendered to a patient or, in the case of a minor, for at least six years after the last date of service or three years after the patient reaches the age of majority whichever time period is longer. Records shall be maintained in a safe and secure place which is reasonably accessible to former patients. The arrangements shall include provisions to ensure that the information on the record is kept confidential and made available only to authorized persons. When a patient or and/or her or her representative requests a copy of the patient's medical record or requests that the original medical record be forwarded to another health care provider, a copy of the record shall be promptly provided or forwarded at a reasonable cost to the patient (not to exceed seventy-five cents per page.) Radiographic, sonographic and like materials shall be provided at cost. A qualified person shall not be denied access to patient information solely because of their inability to pay.
5. In the event that Respondent holds a Drug Enforcement Agency (DEA) certificate, Respondent shall within fifteen (15) days advise the DEA in writing of the licensure action and shall surrender her DEA controlled substance privileges to the DEA. Respondent shall promptly surrender any unused DEA #222 U.S. Official Order Forms Schedules 1 and 2 to the DEA.
6. Respondent shall within fifteen (15) days return any unused New York State official prescription forms to the Bureau of Controlled Substances of the New York State Department of Health. Respondent shall cause all prescription pads bearing her name to be destroyed. If no other licensee is providing services at her practice location, all medications shall be properly disposed.
7. Respondent shall not share, occupy or use office space in which another licensee provides health care services. Respondent shall cause all signs to be removed within fifteen (15) days and stop all advertisements, professional listings whether in telephone directories or otherwise, professional stationery or billings by which her eligibility to practice is represented.
8. Respondent shall not charge, receive or share any fee or distribution of dividends for professional services rendered by herself or others while barred from

engaging in the practice of medicine. Respondent may be compensated for the reasonable value of services lawfully rendered and disbursements incurred on a patient's behalf prior to the effective date of this Order.

9. If Respondent is a shareholder in any professional service corporation organized to engage in the practice of medicine and if her license is revoked, surrendered or suspended for a term of six months or more under the terms of this Order, Respondent shall divest herself of all financial interest in the professional services corporation in accordance with New York Business Corporation Law. Such divestiture shall occur within 90 days. If Respondent is the sole shareholder in a professional services corporation, the corporation must be dissolved or sold within ninety (90) days of the effective date of this Order.

10. Failure to comply with the above directives may result in a civil penalty or further criminal penalties as may be authorized pursuant to the law. Under Section 6512 of the Education Law it is a Class E Felony, punishable by imprisonment of up to 4 years, to practice the profession of medicine when such professional license has been suspended, revoked or annulled. Such punishment is in addition to the penalties for professional misconduct set forth in section 230 a1. of the Public Health Law, which includes fines of up to \$10,000 for each specification of charges of which the Respondent is found guilty and may include revocation of a suspended license.