

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

C. Maynard Guest, M.D. Executive Secretary

March 10, 1995

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Rosa D. Ang, M.D. 5 Debevoise Street Brooklyn, New York 11206

RE: License No. 126399

Effective Date: 03/17/95

Dear Dr. Ang:

Enclosed please find Order #BPMC 95-54 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

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management New York State Department of Health Empire State Plaza Tower Building-Room 1245 Albany, New York 12237

Sincerely,

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

Enclosure

Amy T. Kulb, Esq. Jacobson & Goldberg 585 Stewart Avenue Garden City, New York 11530

Silvia Finkelstein, Esq.

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

IN THE MATTER

OF

ROSA D. ANG, M.D.

CONSENT ORDER

BPMC #95-54

Upon the application of ROSA D. ANG, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 by certified mail, whichever is earliest.

SO ORDERED.

DATED: 7 March 1995

CHARLES J. VACANTI, M.D.

Chairperson

Charles I. Vacant

State Board for Professional

Medical Conduct

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

IN THE MATTER

OF

ROSA D. ANG, M.D.

APPLICATION
FOR
CONSENT ORDER

STATE OF NEW YORK)	SS.
COUNTY OF NASSAU)	

ROSA D. ANG, M.D., being duly sworn, deposes and says:

That on or about March 5, 1976, I was licensed to practice as a physician in the State of New York, having been issued License No. 126399 by the New York State Education Department.

My current address is 5 Debevoise Avenue, Brooklyn, New York 11206, and I will advise the Director of the Office of Professional Medical Conduct of any future change of my address.

I understand that the New York State Board for Professional Medical Conduct has charged me with one specification of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

I admit guilt to the First Specification, in full satisfaction of the charges against me. I hereby agree to the penalty one year suspension, stayed, two years probation as set forth in the attached Terms of Probation ("Exhibit B"), two hundred and fifty hours of public service in a manner and at a time and place approved by the Director of the Office of Professional Medical Conduct, and a fine in the sum of Two Thousand Five Hundred (\$2,500.00) Dollars, payable as set forth in the Terms of Probation.

I hereby make this Application to the State Board for Professional Medical Conduct (the Board) and request that it be granted.

I understand that, in the event that this Application is not granted by the Board, 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 Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board 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.

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

ROSA D. ANG, M.D. RESPONDENT

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Sworn to before me this

dav of

NOTARY PUBLIC

Notary Public. State of N. Y. # 24-4099050

Qualified in Kings County
Commission Expires Manual, 19 9.3

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

IN THE MATTER

OF

ROSA D. ANG, M.D.

APPLICATION
FOR
CONSENT ORDER

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE: 2 11 95 peur

ROSA D. ANG, M.D. Respondent

DATE: 2/8/95

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AMY T. KULB, ESQ. Attorney for Respondent

DATE: 2 28/95

SILVIA P. FINKELSTEIN Associate Counsel

Bureau of Professional Medical Conduct DATE: 47 Dich 6, 1995

KATHLEEN M. TANNER Director, Office of Professional Medical

Conduct

DATE: 1995

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	STATEMENT
OF :	OF
ROSA D. ANG, M.D.	CHARGES
Χ	

ROSA D. ANG, M.D., the Respondent, was authorized to practice medicine in New York State on March 5, 1976 by the issuance of license number 126399 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1993, through December 31, 1994, with a registration address of 5 Debevoise Street, Brooklyn, New York 11206.

FIRST SPECIFICATION

HAVING BEEN CONVICTED OF AN ACT CONSTITUTING A CRIME UNDER NEW YORK STATE LAW

1. Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law Sec. 6530(9)(a)(i) (McKinney Supp. 1994) in that she has been found guilty of committing an act constituting a crime under New York State law, specifically:

On or about March 23, 1994, the Respondent was convicted after a plea of guilty in the Supreme Court of the State of New York, County of Kings, of Offering a False Instrument for Filing in the First degree, a Class E felony, in violation of Section 173.35 of the Penal Law, in that Respondent, a physician registered with the New York State Medicaid Program, acting in concert with others, submitted and caused to be submitted a magnetic tape to Medicaid, which constituted a claim for a Medicaid recipient for pharmaceutical supplies and drugs, whereas Respondent well knew such pharmaceutical drugs and supplies had not been provided. As a result of this filing, Medicaid paid the claim that the Respondent knew contained information that she knew was false. Said claim was filed by Respondent on or about March 7, 1989.

On or about June 2, 1994, Respondent was sentenced to a conditional discharge, 150 hours of community service, and forfeiture of Fifteen Thousand (\$15,000) Dollars being held by Medicaid by way of restitution.

DATED: New York, New York November **9**, 1994

CHRIS STERN HYMA

Counsel

Bureau of Professional Medical Conduct

EXHIBIT "B"

TERMS OF PROBATION

- 1. ROSA D. ANG, Respondent, during the period of probation, shall conduct himself/herself in all ways in a manner befitting his/her professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by his/herprofession;
- 2. That Respondent shall submit written notification to the New York State Department of Health (NYSDOH), addressed to the Director, Office of Professional Medical Conduct, New York State Department of Health, Corning Tower Building, 4th Floor, Empire State Plaza, Albany, New York. 12237 of any employment and practice, of Respondent's residence and telephone number, of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
- 3. Respondent shall submit written proof from the Division of Professional Licensing Services (DPLS), New York State Education Department (NYSED), that Respondent has paid all registration fees due and owing to the NYSED and Respondent shall cooperate with and submit whatever papers are requested by DPLS in regard to said registration fees, said proof from DPLS to be submitted by Respondent to the New York State Department of Health, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, no later than the first three months of the period of probation;
- 4. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, that 1) Respondent is currently registered with the NYSED, unless Respondent submits written proof that Respondent has advised DPLS, NYSED, that Respondent is not engaging in the practice of Respondent's profession in the State of New York and does not desire to register, and that 2) Respondent has paid any fines which may have previously been imposed upon Respondent by the Board or by the Board of Regents; said proof of the above to be submitted no later than the first two months of the period of probation;
- 5. Respondent shall comply with all terms, conditions, restrictions, and penalties to which she is subject pursuant to the order of the Board, and shall bear all costs of said compliance;
- 6. Respondent shall pay One Thousand Dollars (\$1,000.00) of the fine imposed within thirty (30) days from the date of the Order. The balance of the fine imposed shall be paid in full within one year from the date of the Order.
- 7. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by the State of New York. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non renewal of permits or licenses (Tax Law section 171(27); State Finance Law section 18; CPLR section 5001; Executive Law section 32).
- 8. So long as there is full compliance with every term herein set forth, Respondent may continue to practice his or her aforementioned profession in accordance with

the terms of probation; provided, however, that upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of the Office of Professional Medical Conduct and/or the Board may initiate a violation of probation proceeding and/or such other proceeding against Respondent as may be authorized pursuant to the Public Health Law.