



***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*

October 31, 1996

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Michael Lewis, M.D.  
4802 Culbreath Isles Way  
Tampa, Florida 33629-4845

RE: License No. 139505

Dear Dr. Lewis:

Effective Date: 11/07/96

Enclosed please find Order #BPMC 96-255 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,

A handwritten signature in dark ink, appearing to read "Charles Vacanti".

Charles Vacanti, M.D.  
Chair  
Board for Professional Medical Conduct

Enclosure

cc: Kevin Roe, Esq.

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

-----x

IN THE MATTER :  
OF : ORDER  
MICHAEL L. LEWIS, M.D. : BPMC #96-255

-----x

Upon the application of MICHAEL L. LEWIS, M.D. (Respondent) for a consent order, which application is made a part hereof, it is

ORDERED, that the application and the provisions thereof are hereby adopted, and it is further

ORDERED, that this Order shall take effect as of the date of the personal service upon Respondent, upon receipt by Respondent via certified mail, or seven days after mailing of this Order by certified mail, whichever is earliest.

SO ORDERED,

DATED: 29 October 1996

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  
OF : FOR  
MICHAEL LLOYD LEWIS, M.D. : CONSENT  
: ORDER

-----X

STATE OF ~~NEW YORK~~ )  
COUNTY OF ~~ALBANY~~ ) ss.:

MICHAEL LLOYD LEWIS, M.D., being duly sworn, deposes and says:

I was licensed to practice as a physician in the State of New York, having been issued License No. 139505 by the New York State Education Department.

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 specification in full satisfaction of the charges against me.

I hereby agree to the penalty of censure and reprimand and a \$1000.00 fine.

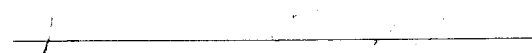
I make this application to the State Board for Professional Medical Conduct (the Board) and request that it be granted.

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.

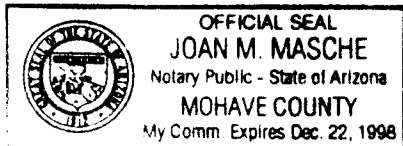
I am making this application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.

  
MICHAEL LLOYD LEWIS, M.D.  
RESPONDENT

Sworn to before me this

*20th* day of *SEPTEMBER*, 1996.

*Joan M. Masche*  
\_\_\_\_\_  
NOTARY PUBLIC



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

-----X  
IN THE MATTER : APPLICATION  
OF : FOR  
MICHAEL LLOYD LEWIS, M.D. : CONSENT  
: ORDER  
-----X

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

DATE: \_\_\_\_\_

MICHAEL LLOYD LEWIS, M.D.  
Respondent

DATE: 10/2/96

Kevin C. Roe  
KEVIN C. ROE  
Associate Counsel  
Bureau of Professional  
Medical Conduct

DATE: 10/28/96

Anne F. Saile  
ANNE F. SAILE  
Acting Director  
Office of Professional Medical  
Conduct

DATE: 29 October 1996

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  
MICHAEL LLOYD LEWIS, M.D. : CHARGES

-----X

MICHAEL LLOYD LEWIS, M.D., the Respondent, was authorized to practice medicine in New York State on August 24, 1979 by the issuance of license number 139505 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about March 20, 1994, Respondent was charged in an Administrative Complaint filed before the Board of Medicine of the State of Florida with gross or repeated malpractice or the failure to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances in violation of Florida Statutes § 458.331 (1)(t) and prescribing, dispensing, administering, mixing, or otherwise preparing a legend drug, including any controlled substance, other than in the course of the physicians professional practice in violation of Florida statute §458.331(1)(q). On or about August 6, 1994, the Board of Medicine of the State of Florida issued a letter of concern, fined Respondent \$1,000.00, and

required Respondent to attend 20 hours of Category 1, AMA approved continuing medical education in the area of risk management. The conduct upon which the Florida disciplinary action was based would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §6530(3), (4), (5), and/or (6).

SPECIFICATION

Respondent is charged with having a 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 disciplinary action would, if committed in New York State, constitute professional misconduct under the laws of New York State in violation of New York Education Law §6530(9)(d) (McKinney Supp. 1996) in that, Petitioner alleges the facts in Paragraph A.

DATED: \_\_\_\_\_, 1996  
Albany, New York

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