



*New York State Board for Professional Medical Conduct*

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

Barbara A. DeBuono, M.D., M.P.H.  
*Commissioner of Health*

Patrick F. Carone, M.D., M.P.H.  
*Chair*  
Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

May 30, 1997

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Suryabala Goswami, M.D.  
235 East 40th Street, Apt. 32A  
New York, NY 10016

RE: License No. 141490

Dear Dr. Goswami:

Enclosed please find Order #BPMC 97-123 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  
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: Morton Robson, Esq.  
Robson & Miller, LLP  
666 Third Avenue, 18th Floor  
New York, NY 10017

Marcia E. Kaplan, Esq.

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

IN THE MATTER  
OF  
SURYABALA GOSWAMI, M.D.

SURRENDER  
ORDER  
BPMC #97-123

Upon the proposed agreement of SURYABALA GOSWAMI, M.D.  
(Respondent) 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

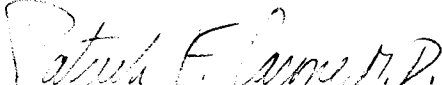
ORDERED, that the application and the provisions thereof are hereby  
adopted; it is further

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: May 25, 1997

  
PATRICK F. CARONE, M.D., M.P.H.  
Chairperson  
State Board for Professional  
Medical Conduct

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

**IN THE MATTER  
OF  
SURYABALA GOSWAMI, M.D.**

**SURRENDER  
OF  
LICENSE**

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

SURYABALA GOSWAMI, M.D., being duly sworn, deposes and says:

On or about March 28, 1980, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 141490 by the New York State Education Department.

My current address is 235 East 40th Street, Apt. 32A, New York, N.Y. 10016, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that I have been charged with one specification 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 admit the specification in full satisfaction of 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 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 Surrender Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

*Suryabala Goswami*  
*S. S. Goswami*  
SURYABALA GOSWAMI, M.D.  
RESPONDENT

Sworn to before me this

15 day of May, 1997


*Morton S. Robson*

NOTARY PUBLIC


MORTON S. ROBSON  
Notary Public, State of New York  
No. 31-4949977  
Qualified in New York County  
Commission Expires ..... 5/17/99

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


Date: 5/15/97

  
MORTON ROBSON, ESQ..  
Attorney for Respondent

Date: 5/16/97

  
MARCIA E. KAPLAN  
Associate Counsel  
Bureau of Professional  
Medical Conduct

Date: May 21, 1997

  
ANNE F. SAILE  
Director  
Office of Professional Medical Conduct

**IN THE MATTER  
OF  
SURYABALA GOSWAMI, M.D.**

**STATEMENT  
OF  
CHARGES**

SURYABALA GOSWAMI, M.D., the Respondent, was authorized to practice medicine in New York State on or about March 28, 1980, by the issuance of license number 141490 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about December 3, 1996, Respondent was convicted, upon a plea of guilty, in the Supreme Court of the State of New York, County of New York, of Insurance Fraud in the Fourth Degree, a class E felony, in violation of Penal Law Sec. 176.15, in that from on or about March 3, 1993 to on or about May 1, 1996, in the County of New York, Respondent committed a fraudulent insurance act, to wit: submitting claims for acne surgery to Empire Blue Cross & Blue Shield, Aetna, Cigna, and Oxford insurance companies when in fact patients were receiving facials, and thereby wrongfully took, obtained or withheld property with a value in excess of one thousand dollars. On or about February 5, 1997, Respondent was sentenced to a five (5) year period of probation and restitution of \$175,000 and a 5% surcharge.

EXHIBIT "A"

**SPECIFICATION OF CHARGES**


**SPECIFICATION**

**CRIMINAL CONVICTION (N.Y.S.)**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(a)(i)(McKinney Supp. 1997) by having been convicted of committing an act constituting a crime under New York state law as alleged in the facts of the following:

1. Paragraph A.

DATED: April / , 1997  
New York, New York



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ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct