



**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

C. Maynard Guest, M.D.  
Executive Secretary

March 22, 1995

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Joan Shapiro, M.D.  
8700 Central Avenue  
Landover, Maryland 20785

RE: NY License #145556

Effective Date: 03/29/95

Dear Dr. Shapiro:

Enclosed please find Order #BPMC 95-63 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,

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

Enclosure

cc: Jeffrey Harris, Esq.  
Rubin, Winston, Diercks, Harris and Cook  
1333 New Hampshire Avenue, N.W.-10th Floor  
Washington, D.C. 20036

Timothy Mahar, Esq.

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

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IN THE MATTER :  
OF : ORDER  
JOAN D. SHAPIRO, M.D. : BPMC #95-63

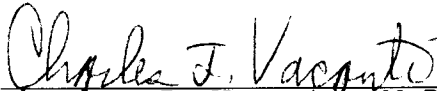
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Upon the application of JOAN D. SHAPIRO, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and it is further

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: 17 March 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  
: APPLICATION  
IN THE MATTER :  
OF : FOR  
JOAN D. SHAPIRO, M.D. : CONSENT  
: ORDER  
-----X

STATE OF MARYLAND )  
 ) ss.:  
COUNTY OF PRINCE GEORGES )

JOAN D. SHAPIRO, M.D., being duly sworn, deposes and says:  
That on or about April 3, 1981, I was licensed to practice  
as a physician in the State of New York, having been issued  
License No. 145556 by the New York State Education Department.

I am not currently registered with the New York State  
Education Department to practice as a physician in the State of  
New York.

I understand that the New York State Board for Professional  
Medical Conduct has charged me with Two Specifications 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 Second Specification in full  
satisfaction of the charges against me.

I hereby agree to the penalty of a censure and reprimand,  
probation for one year, and the Terms of Probation in the  
attached Appendix B; provided, however, that the term of  
probation concerning use of a physician assistant shall not go

into effect until I practice medicine in New York State.

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.

*Joan D. Shapiro, MD*  
JOAN D. SHAPIRO, M.D.  
RESPONDENT

Sworn to before me this  
9th day of March, 1995.

*[Signature]*  
NOTARY PUBLIC

STEVEN J. STONE  
NOTARY PUBLIC DISTRICT OF COLUMBIA  
My Commission Expires September 14, 1998

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

-----X

IN THE MATTER : APPLICATION  
OF : FOR  
JOAN D. SHAPIRO, 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: MAR 5 1995

Joan D Shapiro MD  
JOAN D. SHAPIRO, M.D.,  
Respondent

DATE: MAR 5 1995

Jeffrey Harris  
JEFFREY HARRIS, Esq.  
Counsel for Respondent

DATE: March 13, 1995

Timothy J. Mahar  
TIMOTHY J. MAHAR  
ASSISTANT COUNSEL  
Bureau of Professional  
Medical Conduct

DATE: March 14, 1995

Kathleen M. Tanner  
KATHLEEN M. TANNER  
DIRECTOR  
Office of Professional Medical  
Conduct

DATE: 17 March 1995

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 : STATEMENT  
 OF : OF  
 JOAN D. SHAPIRO, M.D. : CHARGES

-----X

JOAN D. SHAPIRO, M.D., the Respondent, was authorized to practice medicine in New York State on April 3, 1981, by the issuance of license number 145556 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. By Consent Order dated September 23, 1993, the State Board for Physician Quality Assurance of the State of Maryland issued an Order finding that Respondent had violated the law of Maryland by practicing medicine with an non-authorized person, in that she employed an individual as a physician assistant who was not certified to practice as a physician assistant. Respondent was reprimanded.

B. The conduct of which Respondent was found guilty in Maryland would, if committed in New York State, constitute professional misconduct under the laws of new York State, namely permitting, aiding or abetting an unlicensed person to perform activities requiring a license within the meaning of New York Education Law §6530(11) (McKinney Supp. 1995), and delegating professional responsibilities to a person not qualified by licensure to perform them within the meaning of New York

Education Law §6530(25) (McKinney Supp. 1995).

SPECIFICATIONS OF MISCONDUCT

FIRST SPECIFICATION

GUILTY OF MISCONDUCT IN ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of New York Education Law §6530(9)(b) (McKinney Supp. 1995) in that she was found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state, where the conduct upon which the finding was based would, if committed in New York State, constitute professional misconduct under the laws of New York State, in that Respondent charges:

1. The facts of paragraphs A and B.

SECOND SPECIFICATION

DISCIPLINARY ACTION BY ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of New York Education Law §6530(9)(d) (McKinney Supp. 1995) in that she had disciplinary action taken against her license 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 that Respondent charges:

1. The facts of paragraphs A and B.

DATED: *March 13*, 1995  
Albany, New York

*Peter D. Van Buren*  
PETER D. VAN BUREN  
Deputy Counsel  
Bureau of Professional  
Medical Conduct



## EXHIBIT "B"

## TERMS OF PROBATION

1. JOAN D. SHAPIRO, M.D, during the period of probation, shall conduct herself in all ways in a manner befitting her professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by her profession;
2. Respondent shall submit written notification to the New York State Department of Health (NYSDOH), addressed to the Director, Office of Professional Medical Conduct (OPMC), New York State Department of Health, Corning Tower Building, 4th Floor, Empire State Plaza, Albany, New York 12237 of the address and telephone number of any employment, practice, and residence, and of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
3. Respondent shall promptly notify the Director of OPMC of the employment of any physician assistant in New York State;
4. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, that Respondent is currently registered with the New York State Education Department (NYSED), unless Respondent submits written proof that Respondent has advised the Division of Professional Licensing Services of the NYSED that Respondent is not engaging in the practice of Respondent's profession in the State of New York and does not desire to so register; said proof of the above to be submitted no later than the first three months of the period of probation;
5. Respondent shall comply with all terms and conditions to which she is subject pursuant to the order of the Board.