



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

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

November 9, 1998

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

John E. Gray, M.D.
9624 Beach Water Circle
Las Vegas, Nevada 89117-0280

RE: License No. 165870

Dear Dr. Gray:

Enclosed please find Order #BPMC 98-261 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **November 9, 1998**.

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: Peter D. Van Buren, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
JOHN EDGAR GRAY, M.D. : BMC # 98-261

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JOHN EDGAR GRAY, M.D., says:

On or about April 10, 1986, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 165870 by the New York State Education Department. My current address is 9624 Beach Water Circle, Las Vegas, NV 89117-0280.

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 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 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.

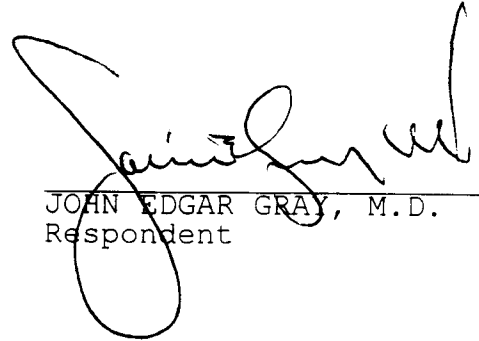
I hereby agree not to contest the allegation and specification set forth in the Statement of Charges (Exhibit A).

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 agree that this Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

I am making this agreement of my own free will and accord

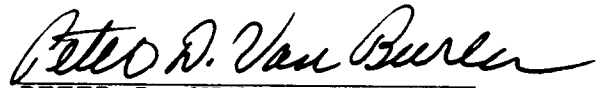
and not under duress, compulsion, or restraint of any kind or manner.



JOHN EDGAR GRAY, M.D.
Respondent


AGREED TO:

Date: October 27, 1998



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

Date: October 30, 1998



ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of JOHN EDGAR GRAY, M.D., to Surrender his 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 transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: November 2, 1998

Patrick F. Carone, P.D.

PATRICK F. CARONE, M.D., M.P.H.
Chair
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
JOHN EDGAR GRAY, M.D. : CHARGES

-----X

JOHN EDGAR GRAY, M.D., the Respondent, was authorized to practice medicine in New York State on April 10, 1986 by the issuance of license number 165870 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine.

FACTUAL ALLEGATIONS

1. On or about June 17, 1997, the Division of Medical Quality, Medical Board of California, Decision on File No. 05-94-37670 became effective adopting a Stipulation for Surrender of the license of John E. Gray, M.D. The Stipulation for Surrender of License provided that the Respondent agreed that, at a hearing, complainant Department could present a prima facie case establishing the charges in Accusation No. 05-94-3760 and that he gave up his right to contest that cause for discipline exists based on those charges and agrees to surrender his Physician's and Surgeon's Certificate.
2. Accusation No. 05-94-37670 charged Gross Negligence, Repeated Negligent Acts, and Incompetence with respect to

the care and treatment of R.D., a patient.

FIRST SPECIFICATION

HAVING SURRENDERED HIS LICENSE

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(d) by reason of his having voluntarily or otherwise surrendered his license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the surrender of the license would, if committed in New York State, constitute professional misconduct under the laws of New York State, in that Petitioner charges:

1. The facts in paragraphs 1 and/or 2.

DATED: *October 28*, 1998
Albany, New York

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