



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

William P. Dillon, M.D.
Chair
Denise M. Bolan, R.P.A.
Vice Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

March 31, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Peter Lipsius, M.D.
5 South Branch
Liberty, New York 12754

RE: License No. 185341

Dear Dr. Lipsius:

Enclosed please find Order #BPMC 99-65 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **March 31, 1999**.

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: Jeffrey Feldman, Esq.
Feldman, Kleidman & Coffey, LLP
153 Main Street, PO Box A
Fishkill, New York 12524-0395

Joseph Cahill, Esq.

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

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IN THE MATTER	:	SURRENDER
OF	:	ORDER
PETER LIPSIUS, M.D.	:	BPMC #99-65

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PETER LIPSIUS, M.D., says:

On or about April 19, 1991, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 185341 by the New York State Education Department. My address is 5 South Branch, Liberty, New York 12754.

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".

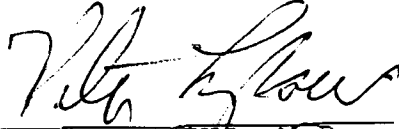
I am applying to the State Board for Professional Medical Conduct for an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I admit guilt to the single specification set forth in the Statement of Charges.

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.

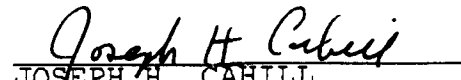

PETER LIPSIUS, M.D.
Respondent

AGREED TO:


Date: 3/16/99, 1999


Jeffrey M. Feldman, Esq.
Attorney for Respondent

Date: 3/16/99, 1999


JOSEPH H. CAHILL
Associate Counsel
Bureau of Professional
Medical Conduct

Date: 3/19/99, 1999


ANNE F. SALLE
Director, Office of
Professional Medical Conduct

ORDER

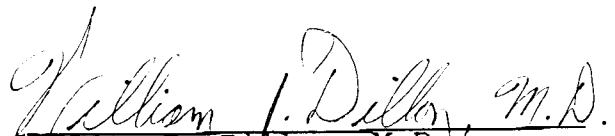
Upon the proposed agreement of PETER LIPSIUS, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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 upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 3/26/77


William P. Dillon, M.D.
Chair
State Board for Professional
Medical Conduct

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

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IN THE MATTER : STATEMENT
OF : OF
PETER LIPSIUS, M.D. : CHARGES

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PETER LIPSIUS, M.D., the Respondent, was authorized to practice medicine in New York State on April 19, 1991 by the issuance of license number 185341 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine, with a registration address of 5 South Branch, Liberty, New York 12754.

FACTUAL ALLEGATION

Respondent, while employed as a locum tenens anesthesiologist, from approximately April 1998 through December 1998, was a habitual user of and/or dependent upon narcotics, barbiturates or other drugs having similar effects. Among the drugs habitually used by Respondent during this period were the following: Fentanyl, and/or Sufentanyl, and/or Versed, and/or other Benzodiazepines.

SPECIFICATION

Respondent is charged with being a habitual user of alcohol or being dependent on or a habitual user of narcotics,

barbiturates, amphetamines, hallucinogens or other drugs having similar effects, in violation of New York Education Law §6530(8), in that Petitioner charges in the above factual allegation.

DATED: , 1999
Albany, New York

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