



***New York State Board for Professional Medical Conduct***

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

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NYS Department of Health*

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NYS Department of Health*

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*Vice Chair*

Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

**PUBLIC**

April 18, 2005

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

Anil S. Patil, M.B.B.S.  
118 Bagatelle Road  
Melville, NY 11747

RE: License No. 213176

Dear Dr. Patil:

Enclosed is a copy of Order #BPMC 05-74 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect April 25, 2005.

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 or receipt of the 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

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  
Corning Tower, Room 1258  
Empire State Plaza  
Albany, New York 12237

Sincerely,

A handwritten signature in black ink, appearing to read 'Ansel R. Marks', written over a rectangular box.

Ansel R. Marks, M.D., J.D.  
Executive Secretary  
Board for Professional Medical Conduct

cc: Bhalinder L. Rikhye, Esq.  
Peletz & Walker  
222 Broadway  
New York, NY 10038

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

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IN THE MATTER  
OF  
ANIL S. PATIL, M.B.B.S.

CONSENT  
ORDER  
BPMC No. 05-74

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Upon the proposed agreement of **ANIL S. PATIL, M.B.B.S.**, (Respondent) for Consent Order, which application is made a part hereof, it is agreed and

ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 the Consent Order to Respondent at the address set forth in this agreement or to Respondent's attorney by certified mail, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 4-15-2005

  
KENDRICK A. SEARS, 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  
OF  
ANIL S. PATIL, M.B.B.S.  
CO-04-04-1908-A

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CONSENT  
AGREEMENT  
AND ORDER

**ANIL S. PATIL, M.B.B.S.**, (Respondent) being duly sworn deposes and says:

That on or about February 12, 1999, I was licensed to practice as a physician in the State of New York, having been issued License No. 213176 by the New York State Education Department.

My current address is 118 Bagatelle Road, Melville, NY 11747, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address thirty (30) day, thereof.

I understand that the New York State Board of Professional Medical Conduct has charged me with four (4) specifications of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A."

I do not contest Factual Allegations A and B and the Fourth Specification only , in full satisfaction of all the charges against me in the Statement of Charges, and hereby agree to the following penalty:

Censure and Reprimand;  
and a \$1,000.00 fine.

The fine is to be paid within thirty (30) days of the effective date of this Order to the NYS Department of Health, Bureau of Accounts Management, Revenue Unit, Empire State Plaza, Corning Tower, Room 1258, Albany, NY 12237-0016

I further agree that the Consent Order for which I, hereby, apply shall impose the following conditions:

That, except during periods of actual suspension, Respondent shall maintain current registration of Respondent's license with the New York State Education Department Division of Professional Licensing Services, and pay all registration fees. This condition shall be in effect beginning thirty days after the effective date of The Consent Order and will continue while the licensee possess his/her license; and

That Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order with respect to charges A and B, and the Fourth Specification and in its investigation of all matters regarding Respondent. Respondent shall respond in a timely manner to each and every request by OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond promptly and provide any and all documents and information within Respondent's control upon the direction of OPMC. This condition shall be in effect beginning upon the effective date of the Consent Order and will continue while the licensee possesses his/her license.

I, hereby, stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that in the event that I am charged with professional misconduct in the future, the agreement and order shall be admitted into evidence in that proceeding.

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

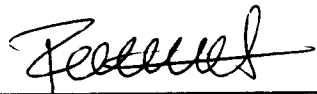
I understand that, in the event that this Application is not granted by the Board, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such Application shall not be used against me in any way and shall be kept in strict 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 agree that such order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

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 Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

AFFIRMED:

DATED: 2/14/05

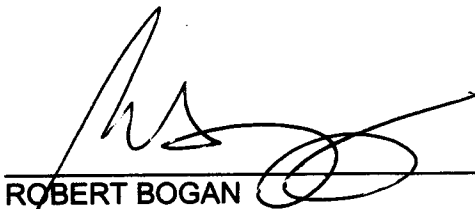
  
\_\_\_\_\_  
ANIL S. PATIL, M.B.B.S.  
Respondent

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

DATE: 2/15/05

  
BHALINDER L. RIKHYE  
Attorney for Respondent

DATE: 16 February 2005

  
ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE: 22 February

  
DENNIS J. GRAZIANO  
Director  
Office of Professional Medical Conduct

IN THE MATTER  
OF  
ANIL S. PATIL, M.B.B.S.  
CO-04-04-1908-A

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STATEMENT  
OF  
CHARGES

ANIL S. PATIL, M.B.B.S., the Respondent, was authorized to practice medicine in New York state on February 12, 1999, by the issuance of license number 213176 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about December 23, 1999, at University of Rochester Medical Center, Rochester, New York, Respondent, who was performing a one (1) year fellowship in Pain Management, was placed on three (3) months probation wherein conditions and restrictions were placed on his practice of medicine.

B. On or about November 6, 2000, Respondent prepared and submitted to the New York State Education Department, a Registration Remittance Document, wherein he answered "No" to question "2. Since you last filed a registration application: c. Has any hospital or licensed facility restricted or terminated your professional training, employment, or privileges, or have you voluntarily or involuntarily resigned or withdrawn from such association to avoid the suspension of such action due to professional misconduct, unprofessional conduct, incompetency or negligence?"

C. On or about February 21, 2003, the State of Florida, Board of Medicine (hereinafter "Florida Board"), by a Notice of Intent to Approve Licensure with Conditions (hereinafter "Florida Notice"), approved Respondent's application to practice medicine in Florida on condition that Respondent submit a new corrected application, new application fee and pay an administrative fine of \$5,000.00, based on Respondent's failure to disclose probation at the University of Rochester on his license application, thereby misrepresenting or concealing a material fact at any time during any phase of a licensing procedure.



D. The conduct resulting in the Florida Board action against Respondent would constitute misconduct under the laws of New York State, pursuant to the following sections of New York State law:

1. New York Education Law §6530(1) (obtaining a license fraudulently);
2. New York Education Law §6530(20) (moral unfitness); and/or
3. New York Education Law §6530(21) (willfully making or filing a false report required by law or by the department of health or the education department).

### **SPECIFICATIONS**

#### **FIRST SPECIFICATION**

Respondent violated New York Education Law §6530(2) by practicing the profession fraudulently, in that Petitioner charges:

1. The facts in Paragraphs A and/or B.

#### **SECOND SPECIFICATION**

Respondent violated New York Education Law §6530(9)(b) by having been found guilty of improperly failing to disclose probation at the University of Rochester 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 Petitioner charges:

2. The facts in Paragraphs A, C, and/or D.

#### **THIRD SPECIFICATION**

Respondent violated New York Education Law §6530(9)(d) by having action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the action would, if committed in New York State, constitute professional misconduct under the laws New York state, in that Petitioner charges:


3. The facts in Paragraphs A, C, and/or D.

**FOURTH SPECIFICATION**

Respondent violated New York Education Law §6530(21) by willfully making or filing a false report required by law or by the department of health or the education department, in that  
Petitioner charges:

4. The facts in Paragraphs A and/or B.

DATED: *Nov. 4*, 2004  
Albany, New York

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