

**These charges are only allegations which  
may be contested by the licensee in an  
administrative hearing.**

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

IN THE MATTER  
OF  
ABRAHAM ASMAMAW, M.D.

STATEMENT  
OF  
CHARGES

ABRAHAM ASMAMAW, M.D., the Respondent, was authorized to practice medicine in New York State on or about September 1, 1998, by the issuance of license number 211937 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about April 26, 2016, the Virginia Board of Medicine (hereinafter, "Virginia Board"), following an informal conference of March 17, 2016, issued an Order which reprimanded Respondent's license, prohibited Respondent from prescribing, administering, or dispensing Schedule II and Schedule III controlled substances, except when prescribed for an acute illness or injury where the duration of the prescription is no more than fourteen (14) days, and directed Respondent to take and complete twelve (12) hours of continuing medical education in the subject of recordkeeping. The disciplinary actions were based upon findings that Respondent violated Code of Virginia Sections 54.1-2915A(3) and (18) in his care and treatment of seven patients. Specifically, between March 2007 and November 2014, Respondent failed to appropriately monitor and manage five patients' usage of controlled substances, failed to regularly fill or authorize refills or renewals of narcotics and other controlled substances for six patients prior to the time that the prescriptions should have run out if taken as prescribed; failed to perform or document adequate physical

examinations of five patients, and failed maintain accurate and complete medical records for two patients.

B. The Conduct resulting in the Virginia Board's disciplinary 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(3) (Practicing the profession with negligence on more than one occasion); and/or
2. New York Education Law § 6530(32) (Failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient).

### SPECIFICATION OF CHARGES

#### FIRST SPECIFICATION

#### HAVING BEEN FOUND GUILTY OF PROFESSIONAL MISCONDUCT

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(b) by having been 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 (namely N.Y. Educ. Law §§ 6530(3) and (32)) as alleged in the facts of the following:

1. The facts in Paragraphs A and B, B1, and B2.

**SECOND SPECIFICATION****HAVING HAD DISCIPLINARY ACTION TAKEN**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(d) by having his or her license to practice medicine revoked, suspended or having other disciplinary action taken, or having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law § 6530(3) and (32) as alleged in the facts of the following:

2. The facts in Paragraphs A and B, B1, and B2.

DATE: October 16, 2017  
Albany, New York

  
MICHAEL A. HISER  
Deputy Counsel  
Bureau of Professional Medical Conduct