

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

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

IN THE MATTER  
OF  
NENITA ITURZAETA, M.D.

STATEMENT  
OF  
CHARGES

Nenita Iturzaeta, M.D., the Respondent, was authorized to practice medicine in New York State on or about January 6, 1972, by the issuance of license number 110970 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about February 24, 2017, the Medical Board of California, Department of Consumer Affairs (hereinafter "California Board"), by a Default Decision and Order (hereinafter "California Decision"), revoked Respondent's Physician's and Surgeon's Certificate No. A 31024 pursuant to California Business and Professions Code section 822. Based upon a neuropsychological examination of Respondent on or about September 15, 2016, the California Board found that Respondent's ability to practice medicine safely is impaired because she is mentally ill, or physically ill affecting competency.
- B. The conduct resulting in the California 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(8) (Having a psychiatric condition which impairs the licensee's ability to practice)

**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[8] ) as alleged in the facts of the following:

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

**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 her license to practice medicine revoked, suspended or having other disciplinary action taken, or having her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered 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[8]) as alleged in the facts of the following:

2. The facts in Paragraphs A and B and B.1.

DATE: November 21, 2017  
Albany, New York



---

MICHAEL A. HISER  
Deputy Counsel  
Bureau of Professional Medical Conduct