

IN THE MATTER
OF
ROBERT HALLETT, M.D.

COMMISSIONER'S
ORDER OF
SUMMARY
ACTION

TO: ROBERT HALLETT, M.D.

The undersigned, Sally Dreslin, M.S., R.N., Executive Deputy Commissioner of Health, pursuant to N.Y. Public Health Law §230, upon the recommendation of a Committee on Professional Medical Conduct of the State Board for Professional Medical Conduct, has determined that the duly authorized professional disciplinary agency of another jurisdiction, the Texas Medical Board, has made a finding substantially equivalent to a finding that the practice of medicine by ROBERT HALLETT, M.D. (the Respondent), New York license number 117236, in that jurisdiction constitutes an imminent danger to the health of its people, as is more fully set forth in the January 3, 2019 "Order of Temporary Suspension and the February 21, 2019 "Order of Temporary Restriction" (henceforth: "predicate actions"), attached hereto as Appendixes "A" and "B" and made a part hereof.

It is therefore:

ORDERED, pursuant to N.Y. Public Health Law §230(12)(b), that effective immediately, Respondent shall not practice medicine in the State of New York, or practice in any setting under the authority of Respondent's New York license.

Any practice of medicine in violation of this Order shall constitute Professional Misconduct within the meaning of N.Y. Educ. Law §6530(29) and may constitute unauthorized medical practice, a Felony defined by N.Y. Educ. Law §6512.

This Order shall remain in effect until the final conclusion of a hearing which shall commence within thirty days after the final conclusion of the disciplinary proceeding in the predicate actions. The hearing will be held pursuant to the provisions of N.Y. Pub.

Health Law §230, and N.Y. State Admin. Proc. Act §§301-307 and 401. The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct on a date and at a location to be set forth in a written Notice of Hearing or Notice of Referral Proceeding to be provided to the Respondent after the final conclusion of the proceeding in the predicate actions. Said written Notice may be provided in person, by mail, or by other means. If Respondent wishes to be provided said written notice at an address other than that set forth above, Respondent shall so notify, in writing, both the attorney whose name is set forth in this Order, and the Director of the Office of Professional Medical Conduct, at the addresses set forth below.

Respondent shall notify the Director of the Office of Professional Medical Conduct, New York State Department of Health, Riverview Center, 150 Broadway, Suite 355, Albany, New York 12204-2719 via Certified Mail, Return Receipt Requested, of the final conclusion of the proceeding in the predicate actions, immediately upon such conclusion.

THE NEW YORK PROCEEDINGS MAY RESULT IN A DETERMINATION THAT YOUR LICENSE TO PRACTICE MEDICINE IN NEW YORK STATE BE REVOKED OR SUSPENDED, AND/OR THAT YOU BE FINED OR SUBJECT TO OTHER SANCTIONS SET FORTH IN NEW YORK PUBLIC HEALTH LAW §230-a. YOU ARE URGED TO OBTAIN AN ATTORNEY TO REPRESENT YOU IN THIS MATTER.

DATED: Albany, New York
April 4, 2019


Sally Dreslin, M.S., R.N.
Executive Deputy Commissioner of Health
New York State Department of Health

cc: Peter C. Kopff, LLC
Counsellors at Law
1055 Franklin Avenue – Suite 306
Garden City, NY 11530

Inquiries should be directed to:

Marc S. Nash
Associate Counsel
New York State Health Department
Bureau of Professional Medical Conduct
Coming Tower, Room 2512
Albany, NY, 12237

Phone: 518-473-4282
[REDACTED]

EXHIBIT "A"

LICENSE NO. L-9581

IN THE MATTER OF

THE LICENSE OF

ROBERT VICTOR HALLETT, M.D.

BEFORE THE DISCIPLINARY

PANEL OF THE

TEXAS MEDICAL BOARD

ORDER OF TEMPORARY SUSPENSION
(WITHOUT NOTICE OF HEARING)

On January 3, 2019, came to be heard before the Disciplinary Panel (Panel) of the Texas Medical Board (Board), composed of Margaret C. McNeese, M.D., Chair, David G. Vanderweide, M.D., and Sharon Barnes, members of the Board duly in session, the matter of the Application for Temporary Suspension (Without Notice of Hearing) of the license of Robert Victor Hallett, M.D. (Respondent). Samer Shobassy represented Board staff. Based on evidence submitted, the Board through this Panel makes the following Findings of Fact and Conclusions of Law and enters this Order of Temporary Suspension (Without Notice of Hearing):

FINDINGS OF FACT

1. Respondent is a physician engaged in the practice of Interventional Cardiology, and is board certified in Internal Medicine and Cardiovascular Diseases by the American Board of Internal Medicine.
2. Respondent suffers from an impairment due to illness, drunkenness, excessive use of drugs, narcotics, chemicals, or other substances, or as a result of any mental or physical conditions, that affects his ability to practice medicine with reasonable skill and safety to patients.

CONCLUSIONS OF LAW

Based on the above Findings of Fact, the Panel concludes the following:

1. Section 164.059 of the Act authorizes the Disciplinary Panel to temporarily suspend or restrict the medical license of Respondent if the Disciplinary Panel determines from evidence presented to it that the Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.
2. Based on the evidence presented and the Findings of Fact set forth herein, the

Disciplinary Panel finds that Respondent violated various sections of the Medical Practice Act, specifically:

- a. Section 164.051(a)(4) of the Act, which authorizes the Board to take disciplinary action against Respondent based upon his inability to practice medicine with reasonable skill and safety to patients because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or other substances, or as a result of any mental or physical condition

3. Based on the evidence presented and the above Findings of Fact and Conclusions of Law, the Panel determines that Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.

ORDER

Based on the above Findings of Fact and Conclusions of Law, the Panel ORDERS that:

1. Respondent's Texas Medical License No. L-9581 is hereby TEMPORARILY SUSPENDED.

2. This Order of Temporary Suspension (Without Notice of Hearing) is effective on the date rendered.

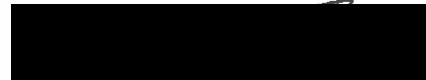
3. Notice of this Order of Temporary Suspension (Without Notice of Hearing) shall be given immediately to Respondent.

4. A hearing on the Application for Temporary Suspension (With Notice of Hearing) will hereby be scheduled before a Disciplinary Panel of the Board at a date to be determined as soon as practicable, at the offices of the Board, unless such hearing is specifically waived by Respondent.

5. This Order of Temporary Suspension (Without Notice of Hearing) shall remain in effect until such time as a hearing on the Application for Temporary Suspension (With Notice of Hearing) is conducted and a Disciplinary Panel enters an order, or until superseded by a subsequent order of the Board.

SIGNATURE PAGE FOLLOWS.

Signed and entered this January 3, 2019.

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Margaret C. McNeese, M.D.
Chair, Disciplinary Panel
Texas Medical Board

EXHIBIT "B"

LICENSE NO. L-9581

IN THE MATTER OF

THE LICENSE OF

ROBERT VICTOR HALLETT, M.D.

BEFORE THE DISCIPLINARY

PANEL OF THE

TEXAS MEDICAL BOARD

ORDER OF TEMPORARY RESTRICTION
(WITH NOTICE OF HEARING)

On February 20, 2019, came to be heard before the Disciplinary Panel (Panel) of the Texas Medical Board (Board), composed of Margaret C. McNeese, M.D., Chair, David G. Vanderveide, M.D., and Robert Gracia, members of the Board duly in session, the matter of the Application for Temporary Suspension (With Notice of Hearing) of the license of Robert Victor Hallett, M.D. (Respondent). Sumer Shobassy and Kemisha Williams represented Board staff. Respondent appeared and was represented by counsel, James K. McClendon.

Based on evidence submitted, the Board through this Panel makes the following Findings of Fact and Conclusions of Law and enters this Order of Temporary Restriction (With Notice of Hearing):

BOARD HISTORY

On January 3, 2019, a Disciplinary Panel of the Texas Medical Board temporarily suspended, without notice, the Texas Medical License of Respondent after determining his continuation in the practice of medicine posed a continuing threat to public welfare. The suspension was effective immediately. The Panel found that Respondent suffered from an impairment due to illness, drunkenness, excessive use of drugs, narcotics, chemicals, or other substances, or as a result of any mental or physical conditions, that affects his ability to practice medicine with reasonable skill and safety to patients. The temporary suspension was to remain in place until the Board took further action.

FINDINGS OF FACT

1. Respondent is a physician engaged in the practice of Interventional Cardiology, and is board certified in Internal Medicine and Cardiovascular Diseases by the American Board of Internal Medicine.

2. Respondent suffers from an impairment due to illness, drunkenness, excessive use of drugs, narcotics, chemicals, or other substances, or as a result of any mental or physical conditions, that affects his ability to practice medicine with reasonable skill and safety to patients.

CONCLUSIONS OF LAW

Based on the above Findings of Fact, the Panel concludes the following:

1. Section 164.059 of the Act authorizes the Disciplinary Panel to temporarily suspend or restrict the medical license of Respondent if the Disciplinary Panel determines from evidence presented to it that the Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.
2. Based on the evidence presented and the Findings of Fact set forth herein, the Disciplinary Panel finds that Respondent violated various sections of the Medical Practice Act, specifically:
 - a. Section 164.051(a)(4) of the Act, which authorizes the Board to take disciplinary action against Respondent based upon his inability to practice medicine with reasonable skill and safety to patients because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or other substances, or as a result of any mental or physical condition
3. Based on the evidence presented and the above Findings of Fact and Conclusions of Law, the Panel determines that Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.

ORDER

Based on the above Findings of Fact and Conclusions of Law, the Panel ORDERS that:

1. Respondent's temporary suspension entered on January 3, 2019, shall be lifted, but he shall be restricted from any and all practice. His license shall be returned solely for the purpose of the KSTAR assessment and for no other purposes.

2. Within 30 days from the date of the entry of this order, Respondent shall contact the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program to schedule a Late Career Physician Assessment, which shall specifically include evaluation of the following:

- a. Psychiatric history with suicidal gesture
- b. History of upper extremity tremor
- c. Chronic medication and alcohol use with addiction and abuse potential
- d. Anger management
- e. Occupational medicine evaluation for skills

3. Upon Respondent's acceptance into the KSTAR program, Respondent shall execute a written request and authorization to KSTAR representatives to provide a complete copy of the final assessment report to the Compliance Division within 15 days of its completion. Respondent shall successfully complete the assessment, and any and all retraining, remedial measures, and/or other recommendations made by KSTAR based upon the assessment, within one year of the date of the entry of this Order. If any recommendations are made for ongoing care or evaluations, Respondent shall obtain approval from the Executive Director for any provider to provide such care or perform such evaluation. Respondent shall submit documentation of attendance and successful completion of this requirement to the Compliance Division of the Board on or before the expiration of the time limit set forth for completion of the course.

4. Upon the Board's receipt of the KSTAR final assessment report, Respondent shall appear at a Post-Temporary Suspension (with Notice) Hearing, Informal Settlement Conference before a panel of Board representatives upon written request mailed to Respondent's last known address on file with the Board at least 10 calendar days before the requested appearance date. Such appearance shall be for the purpose of evaluating Respondent's fitness to practice, and to consider whether further action is warranted based on the KSTAR report.

5. This Order of Temporary Restriction (WITH NOTICE OF HEARING) is effective on the date rendered.

6. This Order of Temporary Restriction (WITH NOTICE OF HEARING) shall remain in effect until superseded by a subsequent order of the Board.

SIGNATURE PAGE FOLLOWS.

Signed and entered this February 21, 2019.

A solid black rectangular box used to redact the signature of Margaret C. McNeese.

Margaret C. McNeese, M.D.
Chair, Disciplinary Panel
Texas Medical Board