

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

IN THE MATTER
OF
RONALD MONSON, P.A.

STATEMENT
OF
CHARGES

RONALD MONSON, P.A., the Respondent, was authorized to practice as a physician assistant in New York State on or about September 1, 1987, by the issuance of license number 003350 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. The Respondent worked as a physician assistant at Arthritis Care, P.C. in Troy, New York until about December 2017. Patient A (all patients are identified in Appendix "A") was a patient at Arthritis Care, P.C. in February 2017. Patient A, a then-42-year-old female when she started at the practice, presented for a rheumatology consultation due to a positive antinuclear antibody level, hives and wrist pain, among other things. Respondent provided medical care to Patient A on two occasions in February 2017. Respondent's care of Patient A violated accepted standards of practice and/or violated professional boundaries, in that:

1. Respondent, on or about February 1, 2017, performed an evaluation and/or examination of Patient A that failed to adequately protect the patient's privacy.
2. Respondent engaged in inappropriate physical contact with Patient A when, on or about February 1, 2017, he touched Patient A's thighs, and/or breasts, and/or other areas of her body, in a manner that served no legitimate medical purpose, and/or in a manner contrary to accepted standards of practice.

3. Respondent, on or about February 1, 2017, performed an inappropriate and/or inadequate physical examination of Patient A.
4. Respondent failed to maintain an adequate medical record for Patient A.

B. Patient B was a patient at Arthritis Care, P.C. between about April 2013 and May 2018. Patient B, a then-29-year-old female when she started at the practice, presented with complaints of pain in her neck, low back, knees, feet and ankles, among other things. Respondent provided medical care to Patient B on multiple occasions between 2013 and 2017. Respondent's care of Patient B violated accepted standards of practice and/or violated professional boundaries, in that:

1. Respondent, on one or more occasions, performed an evaluation and/or examination of Patient B that failed to adequately protect the patient's privacy.
2. Respondent, on one or more occasions, engaged in inappropriate physical contact with Patient B, including touching the patient's buttocks, and/or her perianal area, and/or breasts, and/or other areas of the body, in a manner that served no legitimate medical purpose, and/or in a manner contrary to accepted standards of practice.
3. Respondent, on one or more occasions, performed an inappropriate and/or inadequate physical examination of Patient B.
4. Respondent failed to maintain an adequate medical record for Patient B.

C. Patient C was a patient at Arthritis Care, P.C. between about November 2014 and January 2018. Patient C, a then-27-year-old female when she started at the practice, presented with complaints of exhaustion, fatigue, excessive dryness to the skin, eyes and mouth, a possible diagnosis of fibromyalgia and Sjogren's syndrome, among other things. Respondent provided medical care to Patient C on multiple occasions between 2014 and 2017. Respondent's care of Patient C violated accepted standards of practice and/or violated professional boundaries, in that:

1. Respondent, on one or more occasions, performed an evaluation and/or examination of Patient C that failed to adequately protect the patient's privacy.
2. Respondent, on one or more occasions, engaged in inappropriate physical contact with Patient C, including touching the patient's buttocks, and/or breasts, and/or other areas of the body, in a manner that served no legitimate medical purpose, and/or in a manner contrary to accepted standards of practice.
3. Respondent, on one or more occasions, performed an inappropriate and/or inadequate physical examination of Patient C.
4. Respondent failed to maintain an adequate medical record for Patient C.

D. Patient D was a patient at Arthritis Care, P.C. from about April 2015 until at least April 2018. Patient D, a then-28-year-old female when she started at the practice, presented for a rheumatology consultation, among other things. Respondent provided medical care to Patient D on multiple occasions between 2015 and 2016.

Respondent's care of Patient D violated accepted standards of practice and/or violated professional boundaries, in that:

1. Respondent, on one or more occasions, performed an evaluation and/or examination of Patient D that failed to adequately protect the patient's privacy.
2. Respondent, on one or more occasions, engaged in inappropriate physical contact with Patient D, including touching the patient's buttocks, and/or breasts, and/or other areas of the body, in a manner that served no legitimate medical purpose, and/or in a manner contrary to accepted standards of practice.
3. Respondent, on one or more occasions, performed an inappropriate and/or inadequate physical examination of Patient D.
4. Respondent failed to maintain an adequate medical record for Patient D.

E. Patient E was a patient at Arthritis Care, P.C. from about October 2013 until about May 2015. Patient E, a then-55-year-old female when she started with the practice, presented for a rheumatology consultation because of significant joint pain, among other things. Respondent provided medical care to Patient E on multiple occasions

between 2013 and 2015. Respondent's care of Patient E violated accepted standards of practice and/or violated professional boundaries, in that:

1. Respondent, on one or more occasions, inappropriately pulled away Patient E's clothing and left the patient exposed.
2. Respondent, on one or more occasions, engaged in inappropriate physical contact with Patient E, including the pulling away of clothing and/or touching Patient E's buttocks in a manner that served no legitimate medical purpose and/or in a manner contrary to accepted standards of practice.

F. Patient F was a patient at Arthritis Care, P.C. from about April 2013 until at least June 2018. Patient F, a then-44-year-old female when she started at the practice, presented for a rheumatology consultation for further evaluation and treatment of diffuse pain syndrome, among other things. Respondent provided medical care to Patient F on multiple occasions between 2013 and 2016. Respondent's care of Patient F violated accepted standards of practice and/or violated professional boundaries, in that:

1. Respondent, while performing a procedure on or around March or April of 2016, inappropriately pulled away Patient F's clothing and left the patient exposed.
2. Respondent, while performing a procedure on or around March or April of 2016, engaged in inappropriate physical contact with Patient F, including pulling away Patient F's clothing.

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(3) by practicing the profession of medicine with negligence on more than one occasion as alleged in the facts of:

1. Paragraphs A and A.1, A and A.2, A and A.3, B and B.1, B and B.2, B and B.3, C and C.1, C and C.2, C and C.3, D and D.1, D and D.2, D and D.3, E and E.1, E and E.2, F and F.1 and/or F and F.2.

SECOND THROUGH FIFTH SPECIFICATIONS

GROSS NEGLIGENCE

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(4) by practicing the profession of medicine with gross negligence on a particular occasion as alleged in the facts of the following:

2. Paragraphs A and A.1, and/or A and A.2, and/or A and A.3; and/or
3. Paragraphs B and B.1, and/or B and B.2, and/or B and B.3; and/or
4. Paragraphs C and C.1, and/or C and C.2, and/or C and C.3; and/or
5. Paragraphs D and D.1, and/or D and D.2, and/or D and D.3.

SIXTH SPECIFICATION

INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(5) by practicing the profession of medicine with incompetence on more than one occasion as alleged in the facts of:

6. Paragraphs A and A.1, A and A.2, A and A.3, B and B.1, B and B.2, B and B.3, C and C.1, C and C.2, C and C.3, D and D.1, D and D.2, D and D.3, E and E.1, E and E.2, F and F.1 and/or F and F.2.

SEVENTH THROUGH TWELFTH SPECIFICATIONS

MORAL UNFITNESS

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(20) by engaging in conduct in the practice of the profession of medicine that evidences moral unfitness to practice as alleged in the facts of the following:

7. Paragraphs A and A.1, A and A.2, and/or A and A.3; and/or
8. Paragraphs B and B.1, B and B.2, and/or B and B.3; and/or
9. Paragraphs C and C.1, C and C.2, and/or C and C.3; and/or
10. Paragraphs D and D.1, D and D.2, and/or D and D.3; and/or
11. Paragraphs E and E.1, E and/or E and E.2; and/or
12. Paragraphs F and F.1 and/or F and F.2.

THIRTEENTH THROUGH EIGHTEENTH SPECIFICATIONS

WILLFULLY HARASSING, ABUSING, OR INTIMIDATING A PATIENT

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(31) by willfully harassing, abusing, or intimidating a patient either physically or verbally, as alleged in the facts of:

13. Paragraphs A and A.1, A and A.2, and/or A and A.3; and/or
14. Paragraphs B and B.1, B and B.2, and/or B and B.3; and/or
15. Paragraphs C and C.1, C and C.2, and/or C and C.3; and/or
16. Paragraphs D and D.1, D and D.2, and/or D and D.3; and/or
17. Paragraphs E and E.1, and/or E and E.2; and/or
18. Paragraphs F and F.1, and/or F and F.2.

NINETEENTH SPECIFICATION

FAILURE TO MAINTAIN RECORDS

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(32) by failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient, as alleged in the facts of:

19. Paragraphs A and A.4, B and B.4, C and C.4, and/or D and D.4.

DATE: August 28, 2020
Albany, New York



TIMOTHY J. MAHAR
Deputy Counsel
Bureau of Professional Medical Conduct