

**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

DONALD LYLE GATES, M.D.

STATEMENT

OF

CHARGES

DONALD LYLE GATES, M.D., the Respondent, was authorized to practice medicine in New York State on or about July 14, 2009, by the issuance of license number 254038 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about October 14, 2020, the Georgia Composite Medical Board ("Board") issued a Public Consent Order, in which Respondent admitted that he had, over a period of eighteen months, failed to report most instances of his prescribing or dispensing a controlled substance to the Georgia Prescription Drug Monitoring Program, as required by law. Pursuant to the terms of the Consent Order, Respondent was required to pay administrative fees in the amount of \$1,100 and to pay a fine in the amount of \$3,000.

B. The conduct resulting in the Board's Decision and Order against Respondent would constitute misconduct under the laws of New York State pursuant to New York Education Law Section 6530(21) (failing to file a report required by law).

SPECIFICATION OF CHARGES

FIRST 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(21)) as alleged in the facts of the following:

1. The facts in Paragraphs A and B.

DATE: June 11, 2021
Albany, New York


JEFFREY J. CONKLIN
Acting Deputy Counsel
Bureau of Professional Medical Conduct