

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

IN THE MATTER

OF

GAMAL ELTABBAKH, M.D.

AMENDED
STATEMENT
OF
CHARGES

GAMAL ELTABBAKH, M.D. was authorized to practice medicine in New York State on or about May 30, 1995, by the issuance of license number 199493 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about November 7, 2018, the Vermont Board of Medical Practice (“Board”) entered into a Consent Order (“Order”) with the Respondent, imposing a Reprimand and \$5,000.00 fine. The Order was based on a civil judgment with the United States Department of Justice. The federal civil judgment constituted unprofessional medical conduct in Vermont by violating Vermont statute 26 V.S.A. §1354 (a)(27) “a failure to comply with federal or state statutes or rules governing the practice of medicine or surgery”.

1. The conduct resulting in the Order would constitute misconduct under the laws of New York State, pursuant to:
 - a) New York Education Law Section 6530(16) (A willful or grossly negligent failure to comply with substantial provisions of federal, state or local laws, rules or regulations governing the practice of medicine.).

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. Laws §6530(16) as alleged in the facts of the following:

1. The facts in Paragraph A, A1 and its subparagraphs.

DATE: April 4, 2022
New York, New York



Henry Weintraub
Chief Counsel
Bureau of Professional Medical Conduct