

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

**IN THE MATTER**  
**OF**  
**PATRICK FRANK ALBERGO, M.D.**

**STATEMENT**  
**OF**  
**CHARGES**

Patrick Frank Albergo, M.D., the Respondent, was licensed to practice as a physician in New York State on or about July 29, 1985, by the issuance of license number 163448 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about August 16, 2022, the State of Connecticut Department of Public Health Healthcare Quality and Safety Branch (hereinafter “the Connecticut Board”) and Respondent entered into a Consent Order, in which the Connecticut Board reprimanded Respondent and fined him \$15,000. In the Consent Order, Respondent admitted that, with respect to one patient on one occasion, Respondent deviated from the standard of care by operating on the wrong eye, failing to comply with the surgical center’s “time out” protocol, and failing to maintain adequate medical records.

1. The conduct resulting in the Connecticut Board Order would constitute misconduct under the laws of New York State, pursuant to the following section of New York State Law:

a. N.Y. Education Law § 6530 (32) (Failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient), as alleged in the facts of:

- i. Paragraph A.

**SPECIFICATION OF CHARGES**

**HAVING A 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 (32) as alleged in the facts of the following:

1. The facts in Paragraph A.

DATE: January 5 2024  
New York, New York



Henry Weintraub  
Chief Counsel  
Bureau of Professional Medical Conduct