



## **Board for Professional Medical Conduct**

Corning Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

**C. Maynard Guest, M.D.**  
Executive Secretary

December 17, 1992

### **CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Franz X. Hasselbacher, M.D.  
97 West Main Street  
#77  
Niantic, CT. 06357

RE: License No. 046429

Effective Date: 12/24/92

Dear Dr. Hasselbacher:

Enclosed please find Order #BPMC 92-112 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

If the penalty imposed by the Order is a surrender, revocation or suspension of this license, you are required to deliver to the Board the license and registration within five (5) days of receipt of the Order.

Board for Professional Medical Conduct  
New York State Department of Health  
Empire State Plaza  
Tower Building-Room 438  
Albany, New York 12237-0614

Sincerely,

C. Maynard Guest, M.D.  
Executive Secretary  
Board for Professional Medical Conduct

Enclosure

cc: Michael Hiser, Esq.

STATE OF NEW YORK : DEPARTMENT OF HEALTH  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER :  
OF : ORDER  
FRANZ X. HASSELBACHER, M.D. : BPMC 92-112

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Upon the Application of FRANZ X. HASSELBACHER, M.D.  
(Respondent) to Surrender his license as a physician in the State  
of New York, which application is made a part hereof, it is

ORDERED, that the application and the provisions thereof  
are hereby adopted; it is further

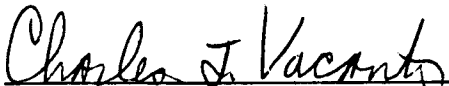
ORDERED, that the name of Respondent be stricken from  
the roster of physicians in the State of New York; it is further

ORDERED, that Respondent shall not apply for the  
restoration of Respondent's license until at least one year has  
elapsed from the effective date of this order; and it is further

ORDERED, that this order shall take effect as of the  
date of the personal service of this order upon Respondent, upon  
receipt by Respondent of this order via certified mail, or seven  
days after mailing of this order via certified mail, whichever is  
earliest.

SO ORDERED,

DATED: 11 December, 1992

  
CHARLES J. VACANTI, M.D.  
Chairperson  
State Board for Professional  
Medical Conduct

STATE OF NEW YORK : DEPARTMENT OF HEALTH  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER : APPLICATION TO  
OF : SURRENDER  
FRANZ X. HASSELBACHER, M.D. : LICENSE  
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Vermont  
STATE OF ~~CONNECTICUT~~ )  
COUNTY OF Windsor ~~SS.~~ ss.:

FRANZ X. HASSELBACHER, M.D., being duly sworn, deposes and  
says:

On or about September 25, 1947, I was licensed to practice  
as a physician in the State of New York having been issued  
License No. 046429 by the New York State Education Department.

I am not currently registered to practice as a physician  
in the State of New York. My registration address is 97 West  
Main Street, #77, Niantic, Connecticut 06357.

I understand that I have been charged with one  
specification of professional misconduct as set forth in the  
Statement of Charges, annexed hereto, made a part hereof, and  
marked as Exhibit "A".

I am applying to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I admit guilt to the specification of professional misconduct set forth in the charges.

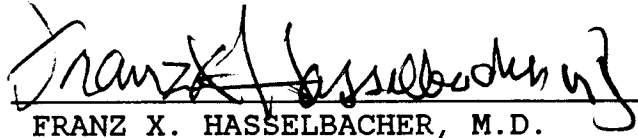
I hereby make this application to the State Board for Professional Medical Conduct and request that it be granted.

I understand that, in the event that the application is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such application shall not be used against me in any way, and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding; and such denial by the State Board for Professional Medical Conduct shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by a Committee on Professional Medical Conduct pursuant to the provisions of the Public Health Law.

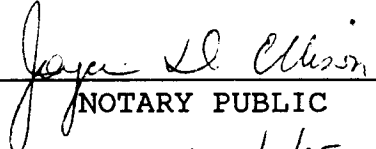
I agree that in the event the State Board for Professional Medical Conduct grants my application, an order shall be issued

striking my name from the roster of physicians in the State of New York without further notice to me.

I am making this Application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

  
FRANZ X. HASSELBACHER, M.D.  
Respondent

Sworn to before me this  
7<sup>th</sup> day of December, 1992

  
NOTARY PUBLIC  
commission expires 2/10/95

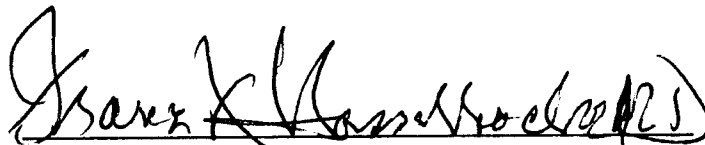
STATE OF NEW YORK : DEPARTMENT OF HEALTH  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER  
OF  
FRANZ X. HASSELBACHER, M.D.  
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: APPLICATION TO  
: SURRENDER  
: LICENSE  
:

The undersigned agree to the attached application of the  
Respondent to surrender his license.

Date: December 7, 1992


  
FRANZ X. HASSELBACHER, M.D.  
Respondent

Date: \_\_\_\_\_, 1992

[NONE]

Attorney for Respondent

Date: December 8, 1992

  
MICHAEL A. HISER  
Assistant Counsel  
Bureau of Professional  
Medical Conduct

FRANZ X. HASSELBACHER, M.D.

Date: dec. 16, 1992

Kathleen M. Tanner

KATHLEEN M. TANNER  
Director, Office of Professional  
Medical Conduct

Date: 11 December 1992

Charles J. Vacanti

CHARLES J. VACANTI, M.D.  
Chairperson, State Board for  
Professional Medical Conduct

STATE OF NEW YORK : DEPARTMENT OF HEALTH  
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER : STATEMENT  
OF : OF  
FRANZ X. HASSELBACHER, M.D. : CHARGES  
-----X

FRANZ X. HASSELBACHER, M.D., the Respondent, was authorized to practice medicine in New York State on September 25, 1947, by the issuance of license number 046429 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine.

SPECIFICATION OF CHARGES

HAVING BEEN FOUND GUILTY OF IMPROPER  
PROFESSIONAL PRACTICE OR PROFESSIONAL  
MISCONDUCT BY A DULY AUTHORIZED  
DISCIPLINARY AGENCY OF ANOTHER STATE

Respondent, a psychiatrist, is charged with having been found guilty of improper professional practice or professional misconduct by the duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation would, if committed in New York State, have constituted professional misconduct under the laws of New York



State, within the meaning of N.Y. Educ. Law §6530(9)(b) (McKinney Supp. 1992), in that Petitioner charges: "

By a Stipulation signed by Respondent on September 18, 1989, in Docket No. 87-49-03603 before the State Board of Medicine, Board of Professional and Occupational Affairs, Department of State, Commonwealth of Pennsylvania ("Stipulation"), the Respondent admitted the following facts:

(a) The Respondent first met a person described in the Stipulation only as "Mrs. M" in May, 1973, when her husband sought Respondent's professional psychiatric services for a severe reactive depressive disorder.

(b) Respondent continued to treat Mr. M and to meet and consult with Mrs. M, from May 1973 through November 1977. During that time, Respondent was paid for these professional psychiatric services by Mr. M.

(c) From February 1975 through September 1985, the Respondent treated Mrs. M. by prescribing for her medications such as Seconal, Darvon, Valium, Codeine, Paregoric, Indocin, Monistat, Benadryl, Diuril, Phenergan, ACU cream and Valisone.

(d) From some time in 1974 through some time in 1984, the Respondent maintained an intimate sexual relationship with Mrs. M.

(e) The Respondent never opened or maintained an office file on Mrs. M.

Based on the facts admitted above, in the Stipulation Respondent admitted that his license to practice medicine and surgery was subject to disciplinary action under Pennsylvania law for unprofessional conduct pursuant to the Medical Practice Acts of 1974 and 1985 at §41(8), P.L. 457, No. 112, 63 P.S. §422.1 et. seq. Respondent consented to the issuance of an order revoking his Pennsylvania license to practice medicine and surgery.

By Order dated September 27, 1989, in Docket No. 87-49-03603, the State Board of Medicine, Bureau of Occupational Affairs, Department of State, Commonwealth of Pennsylvania, issued an Order that Respondent's physician's and surgeon's license in the Commonwealth of Pennsylvania be revoked.

The conduct Respondent admitted to having engaged in concerning his treatment of patient "Mrs. M.", and the physical contact of a sexual nature engaged in by the Respondent with the said patient, resulted in the revocation of the Respondent's license to practice medicine in the Commonwealth of Pennsylvania. That conduct would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §§6530(3), 6530(4), 6530(20), 6530(32), and 6530(44) (McKinney Supp. 1992).

DATED: Albany, New York  
*December 1, 1992*

*Peter D. Van Buren*

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PETER D. VAN BUREN  
Deputy Counsel  
Bureau of Professional Medical  
Conduct