

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

-----X  
IN THE MATTER  
OF  
ROLAND IMPERIAL, M.D.

COMMISSIONER'S  
SUMMARY  
ORDER  
-----X

TO: ROLAND IMPERIAL, M.D.  
10801 Tara Road  
Potomac, Maryland 20854

ROLAND IMPERIAL, M.D.  
4977 Battery Lane  
Bethesda, Maryland 20814-4931

The undersigned, Antonia C. Novello, M.D., M.P.H., Commissioner of the New York State Department of Health, pursuant to N.Y. Public Health Law Section 230, upon the recommendation of a Committee on Professional Medical Conduct, has determined that the duly authorized professional disciplinary agency of another jurisdiction (Maryland) has made a finding substantially equivalent to a finding that the practice of medicine, by Roland Imperial, M.D. (Respondent) in that jurisdiction constitutes an imminent danger to the health of its people, as is more fully set forth in the documents of the Maryland State Board of Physician Quality Assurance which are attached hereto as Appendix "A" and made a part hereof.

It is therefore:

ORDERED, pursuant to N.Y. Public Health Law §230(12)(b), that effective immediately, Respondent shall not practice medicine in the State of New York.

Any practice of medicine in the State of New York in violation of this (Commissioner's) Order shall constitute Professional Misconduct within the meaning of N.Y. Educ. Law §6530(29) and may constitute unauthorized medical practice, a Felony defined by N.Y. Educ. Law §6512.

This Order shall remain in effect until the final conclusion of a hearing which shall commence within thirty days after the final conclusion of the disciplinary proceeding in the

State of Maryland. The hearing will be held pursuant to the provisions of N.Y. Pub. Health Law §230, and N.Y. State Admin. Proc. Act §§301-307 and 401. The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct on a date and at a location to be set forth in a written Notice of Summary Hearing to be provided to the Respondent after the final conclusion of the Maryland proceeding. Said written Notice may be provided in person, by mail, or by other means. If Respondent wishes to be provided said written notice at an address other than that set forth above, Respondent shall so notify, in writing, both the attorney whose name is set forth in this Order, and the Director of the Office of Professional Medical Conduct, at the addresses set forth below.

**Respondent shall notify the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299 via Certified Mail, Return Receipt Requested, of the final conclusion of the Maryland proceeding immediately upon such conclusion.**

THESE PROCEEDINGS MAY RESULT IN A  
DETERMINATION THAT YOUR LICENSE TO PRACTICE  
MEDICINE IN NEW YORK BE REVOKED OR  
SUSPENDED, AND/OR THAT YOU BE FINED OR  
SUBJECT TO OTHER SANCTIONS SET FORTH IN NEW  
YORK PUBLIC HEALTH LAW §230-a. YOU ARE URGED  
TO OBTAIN AN ATTORNEY TO REPRESENT YOU IN THIS MATTER.

DATED: Albany, New York  
3/1, 2000

  
ANTONIA C. NOVELLO, M.D., M.P.H.  
Commissioner

Inquiries should be directed to:

Robert Bogan  
Assistant Counsel  
NYS Department of Health  
Division of Legal Affairs  
Hedley Park Place  
433 River Street - Suite 303  
Troy, New York 12180  
(518) 402-0820

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

-----X  
IN THE MATTER  
OF  
ROLAND IMPERIAL, M.D.

STATEMENT  
OF  
CHARGES

-----X

ROLAND IMPERIAL, M.D., the Respondent, was authorized to practice medicine in New York state on April 17, 1969, by the issuance of license number 103336 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about September 22, 1999, the Maryland State Board of Physician Quality Assurance (hereinafter "Maryland Board"), by an Order for Summary Suspension of License to Practice Medicine (hereinafter "Maryland Order"), suspended Respondent's license to practice medicine, based on unprofessional conduct in the practice of medicine; failure to meet appropriate standards as determined by appropriate peer review for the delivery of quality medical and surgical care performed in an outpatient surgical facility, office, hospital, or any other location; except in an emergency life-threatening situation where it is not feasible or practicable, failure to comply with the Centers for Disease Control's guidelines on universal precautions; failure to display notice written in layman's language that explains the Centers for Disease Control's guidelines on universal precautions; failure to cooperate with a lawful investigation conducted by the Board; failure to keep adequate medical records as determined by appropriate peer review.

B. The conduct resulting in the Maryland Board's disciplinary action against

Respondent would constitute misconduct under the laws of New York state, pursuant to the following sections of New York state law:

1. New York Education Law §6530(2) (practicing the profession fraudulently);
2. New York Education Law §6530(3) (practicing the profession with negligence on more than one occasion);
3. New York Education Law §6530(5) (practicing the profession with incompetence on more than one occasion);
4. New York Education Law §6530(16) (failure to comply with substantial provisions of federal, state, or local laws, rules, or regulations governing the practice of medicine); and/or
5. New York Education Law §6530(32) (failing to maintain accurate records for each patient).

### **SPECIFICATIONS**

#### **FIRST SPECIFICATION**

Respondent is charged with professional misconduct by reason of having violated New York Education Law §6530(9)(b) by having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

- 1. The facts in paragraphs A and/or B.

**SECOND SPECIFICATION**

Respondent violated New York State Education Law §6530(9)(d) by reason of having had his license to practice medicine suspended or having had disciplinary action taken after a disciplinary action instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the suspension or other disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges:

- 2. The facts in paragraphs A and/or B.

DATED: *Feb 28*, 2000  
Albany, New York

*Peter D. Van Buren*  
PETER D. VAN BUREN  
Deputy Counsel  
Bureau of Professional  
Medical Conduct