



***New York State Board for Professional Medical Conduct***

*433 River Street, Suite 303 • Troy, New York 12180-2299 • (518) 402-0863*

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*NYS Department of Health*  
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*Vice Chair*

Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

November 9, 2000

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

Joseph T. Lucas, M.D.  
9 Island Estates Parkway  
Palm Coast, FL 32317

RE: License No. 092017

Dear Dr. Lucas:

Enclosed please find Order #BPMC 00-302 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect November 9, 2000.

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 to Board for Professional Medical Conduct, New York State Department of Health, Hedley Park Place, Suite 303, 433 River Street, Troy, New York 12180.

Sincerely,

Ansel R. Marks, M.D., J.D.  
Executive Secretary  
Board for Professional Medical Conduct

Enclosure

cc: C. Anthony Schoder, Jr.  
Smith and Schoder, LLP  
605 South Ridgewood Avenue  
Daytona Beach, FL 32114

Robert Bogan, Esq.

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

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**IN THE MATTER**  
**OF**  
**JOSEPH T. LUCAS, M.D.**

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**SURRENDER**  
**ORDER**  
BPMC No. 00-302

**Joseph T. Lucas, M.D., says:**

On or about April 28, 2000 I was licensed to practice medicine as a physician in the State of New York having been issued License No. 092057 by the New York State Education Department. I currently reside at 9 Island Estates Parkway, Palm Coast, Florida 32317. I am not currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me with one (1) specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A."

I have not practiced medicine in New York state in over twenty years and I do not intend to practice medicine in New York state in the future. I, therefore, am applying to the State Board for Professional Medical Conduct for an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I hereby agree not to contest the one (1) Specification and Factual Allegations A and B(3), set forth in the Statement of Charges (Exhibit A).

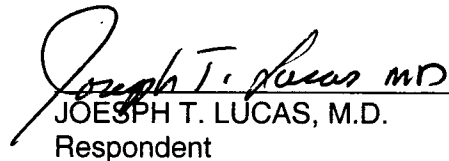
I understand that, in the event that this proposed agreement is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such

proposed agreement 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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is first.

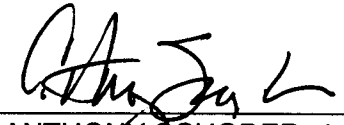
I am making this agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind of manner.

Date: 10/27, 2000

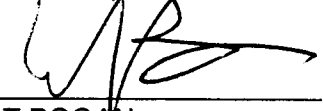
  
JOSEPH T. LUCAS, M.D.  
Respondent

AGREED TO:


Date: OCT. 27, 2000

  
C. ANTHONY SCHODER, Jr., Esq.  
Attorney for Respondent

Date: 10/30, 2000

  
ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical  
Conduct

Date: 10/31, 2000

  
ANNE F. SAILE  
Director, Office of Professional  
Medical Conduct

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

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IN THE MATTER  
OF  
JOSEPH T. LUCAS, M.D.

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STATEMENT  
OF  
CHARGES

JOSEPH T. LUCAS, M.D., the Respondent, was authorized to practice medicine in New York state on August 20, 1964, by the issuance of license number 092017 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about April 28, 2000, the State Board of Florida, Board of Medicine (hereinafter "Florida Board"), by a Final Order (hereinafter "Florida Order"), reprimanded Respondent, required him to complete ten (10) hours of CME in the area of diagnosing/treating skin cancer and a record keeping course, and fined him \$2,000.00, based on negligence on more than one occasion, incompetence on more than one occasion, and failure to keep medical records justifying a course of treatment.

B. The conduct resulting in the Florida 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(3) (negligence on more than one occasion);
  2. New York Education Law §6530(5) (incompetence on more than one occasion);
- and/or


3. New York Education Law §6530(32) (record keeping).

**SPECIFICATION**

Respondent violated New York Education Law §6530(9)(d) by having had disciplinary action taken after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that Petitioner charges:

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

DATED: *Oct. 6*, 2000  
Albany, New York

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

## ORDER

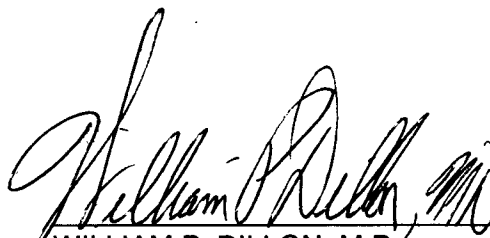
Upon the proposed agreement of **Joseph T. Lucas, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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

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

ORDERED, that this Order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy to Respondent at the addresses set forth in this agreement, or to Respondent's attorney, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 11/7, 2000

  
WILLIAM P. DILLON, M.D.  
Chair  
State Board for Professional  
Medical Conduct