



*New York State Board for Professional Medical Conduct*

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

Barbara A. DeBuono, M.D., M.P.H.  
*Commissioner of Health*

Patrick F. Carone, M.D., M.P.H.  
*Chair*  
Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

July 16, 1998

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Richard E. Naham, M.D.  
Calipatria Correctional Facility  
PO Box 5001  
7018 Blair Road  
Calipatria, CA 9223-5001

RE: License No. 124611

Dear Dr. Naham:

Enclosed please find Order #BPMC 98-139 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **July 23, 1998**.

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  
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: Peter D. Van Buren, Esq.

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

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IN THE MATTER : SURRENDER  
OF : ORDER  
RICHARD ELLIOT NAHAM, M.D. : BPMC # 98-139

-----X

RICHARD ELLIOT NAHAM, M.D., says:

On or about July 25, 1975, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 124611 by the New York State Education Department.

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

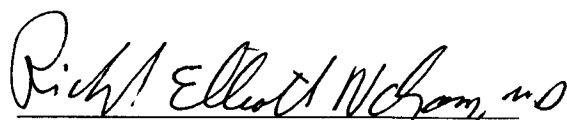
I am applying to the State Board for Professional Medical Conduct for an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I hereby agree not to contest the allegations and three specifications 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 State Board for Professional Medical Conduct agrees with my proposal, this 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 agreement of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

  
RICHARD ELLIOT NAHAM, M.D.  
Respondent

AGREED TO:

Date: \_\_\_\_\_, 1998

\_\_\_\_\_  
Esq.  
Attorney for Respondent

Date: July 7, 1998

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

Date: 7/8, 1998

Anne F. Saile  
ANNE F. SAILE  
Director, Office of  
Professional Medical Conduct

ORDER

Upon the proposed agreement of RICHARD ELLIOT NAHAM, 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 Respondent be stricken from the roster of physicians in the State of New York; 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.

DATED: July 11, 1998

Patrick F. Carone, M.D.

PATRICK F. CARONE, M.D., M.P.H.  
Chair  
State Board for Professional  
Medical Conduct

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

-----X

IN THE MATTER : STATEMENT  
OF : OF  
RICHARD ELLIOT NAHAM, M.D. : CHARGES

-----X

RICHARD ELLIOT NAHAM, M.D., the Respondent, was authorized to practice medicine in New York State on July 25, 1975, by the issuance of license number 124611 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine.

**FACTUAL ALLEGATIONS**

1. On or about March 10, 1997 Respondent was convicted in the Superior Court of the State of California for the County of Los Angeles in proceedings entitled "People of the State of California v. Robert Elliot Naham," case number SA022787 by a jury verdict finding the Respondent guilty as charged on all counts. The jury also found all the special allegations related to count one to be true. Respondent had been charged in a three count information, count one charging him with the "attempted willful, deliberate, premeditated murder" of G.C., a felony. Count one further alleged that Respondent personally used a firearm, that he personally used a deadly weapon in the form of a hunting knife, and that he personally inflicted great bodily injury upon the victim. In count two, Respondent was charged

with possession of a controlled substance, methamphetamine, a felony. Finally, in count three, Respondent was charged with possession of a controlled substance, cocaine, a felony.

2. On or about May 18, 1998, Respondent's license to practice medicine in the State of California was revoked by the Division of Medical Quality, Medical Board of California in Case No. 1 95-53359, which found the Respondent guilty of violating the provisions of the California Business and Professions Code.

SPECIFICATIONS

FIRST SPECIFICATION

CONVICTION OF A CRIME

Respondent is charged with professional misconduct under N.Y. Educ. Law S6530(9)(a)(iii) by reason of his having been convicted of committing an act constituting a crime under the law of another jurisdiction and which, if committed in New York State would have constituted a crime under the laws of New York State, in that Petitioner charges:

1. The facts in paragraph 1.

SECOND SPECIFICATION

HAVING DISCIPLINARY ACTION TAKEN

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(d) by reason of his having disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation 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 paragraph 2.

THIRD SPECIFICATION

DISCIPLINE IN ANOTHER STATE

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(b) by reason of his 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 Petitioner charges:

3. The facts in paragraph 2.

DATED: *July 7*, 1998  
Albany, New York



*Peter D. Van Buren*

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