



Board for Professional Medical Conduct

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

Barbara A. DeBuono, M.D., M.P.H.
Commissioner

C. Maynard Guest, M.D.
Executive Secretary

April 19, 1995

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

William M. Nagler, M.D.
41620 Six Mile Road
Northville, Michigan 48167

RE: License No. 172008

Effective Date:04/26/95

Dear Dr. Nagler:

Enclosed please find Order #BPMC 95-92 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 12237-0756

Sincerely,

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

Enclosure

cc: Victoria Eva Abdella, Esq.
26111 West 14 Mile road
Suite 201
Franklin, Michigan 48025

Irene Koch, Esq.

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

IN THE MATTER
OF
WILLIAM M. NAGLER, M.D.

SURRENDER
ORDER
BPMC #95-92

Upon the Application of WILLIAM M. NAGLER, M.D. (Respondent) to Surrender his/her 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 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: 17 April 1995

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
WILLIAM M. NAGLER, M.D. : LICENSE

-----X

STATE OF MICHIGAN)

ss.:

COUNTY OF ~~WAYNE~~ ^{Oakland})

WILLIAM M. NAGLER, being duly sworn, deposes and says:

On or about August 21, 1987, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 172008 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 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 do not contest the allegations.

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.

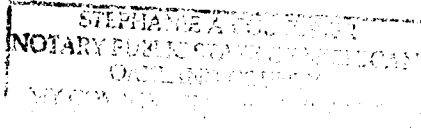


WILLIAM M. NAGLER, M.D.
Respondent

Sworn to before me this
16 day of March 1995



NOTARY PUBLIC



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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
WILLIAM M. NAGLER, M.D. : LICENSE

-----X

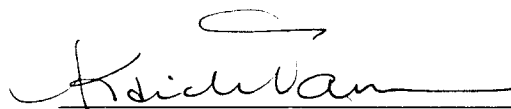
The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 3/16, 1995 William M. Nagler M.D.
WILLIAM M. NAGLER, M.D.
Respondent

Date: Mar. 16, 1995 Victoria Eva Abdella
VICTORIA ABDELLA, ESQ. #10012
Attorney for Respondent

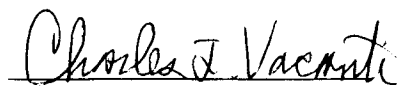
Date: April 11, 1995 Irene M. Koch
IRENE M. KOCH
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: April 14, 1995



KATHLEEN M. TANNER
Director, Office of
Professional Medical Conduct

Date: 17 April, 1995



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

EXHIBIT "A"

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

-----X

IN THE MATTER : STATEMENT
OF : OF
WILLIAM M. NAGLER, M.D. : CHARGES

-----X

WILLIAM M. NAGLER, M.D., the Respondent, was authorized to practice medicine in New York State on August 21, 1987 by the issuance of license number 172008 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department to practice medicine. His registration expired on or before December 31, 1988.

FACTUAL ALLEGATIONS

- A. On or about February 16, 1994, the Alabama Board of Medical Examiners (the Alabama Board) accepted the Voluntary Surrender of the certificate of qualification and license to practice medicine of Respondent, after the Alabama Board filed an Administrative Complaint, on July 26, 1993, alleging violations of Sections 34-24-260(3) (practicing medicine in a manner as to endanger the health of patients on multiple occasions); 34-24-360(9) (committing acts of

gross malpractice or repeated malpractice or gross negligence); and 34-24-360(11) (performing unnecessary diagnostic tests or medical services) Code of Alabama 1975, and requesting disciplinary action against Respondent's license to practice medicine in the State of Alabama, and the First Amendment to Administrative Complaint, on August 26, 1993, alleging additional such violations. These acts, if committed within New York State, would constitute professional misconduct under N.Y. Educ. Law Sections 6530(3) (negligence on more than one occasion); 6530(4) (gross negligence on a particular occasion); 6530(35) (ordering of excessive tests, treatment, or use of treatment facilities not warranted by the condition of the patient) (McKinney Supp. 1994).

SPECIFICATION OF CHARGES
VOLUNTARILY SURRENDERED
HAVING ~~DISCIPLINARY ACTION TAKEN~~
~~AGAINST~~ HIS LICENSE TO PRACTICE
MEDICINE IN ANOTHER STATE
AFTER DISCIPLINARY ACTION
WAS INSTITUTED

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law Section 6530(9)(d) (McKinney Supp. 1994), in that ~~disciplinary action was taken against~~ **he voluntarily surrendered** his license to practice medicine after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the

Voluntary Surrender of
~~disciplinary action involving~~ the license would, if committed
in New York State, constitute professional misconduct under the
laws of New York State. Petitioner charges:

1. The facts in Paragraph A.

DATED: New York, New York
September **27**, 1994


CHRIS STERN HYMAN
Counsel
Bureau of Professional Medical
Conduct