



**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

Charles J. Vacanti, M.D.  
Chair

February 28, 1997

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Sigmund H. Nadler, M.D.  
9513 Preston Trail  
Ponte Vedra Beach, Florida 13210

RE: License No. 090330

Dear Dr. Nadler:

Enclosed please find Order #BPMC 97-49 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  
Hedley Park Place, Suite 303  
433 River Street  
Troy, New York 12180

Sincerely,

Charles Vacanti, M.D.  
Chair  
Board for Professional Medical Conduct

Enclosure

cc: Thomas K. O'Malley, Esq.

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

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IN THE MATTER :  
OF : ORDER  
SIGMUND H. NADLER, M.D. : BPMC # 97-49

-----X

Upon the Application of Sigmund H. Nadler, M.D., 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 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: 26 February 1997

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  
SIGMUND H. NADLER, M.D. : LICENSE

-----X

STATE OF FLORIDA )

ss.:

COUNTY OF DUVAL )

Sigmund H. Nadler, M.D., being duly sworn, deposes and says:

On or about December 31, 1963, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 090330 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

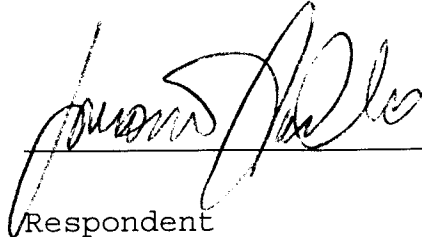
Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I cannot successfully defend against the allegations.

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.

  
Respondent

Sworn to before me this  
13<sup>th</sup> day of February 1997

  
NOTARY PUBLIC



JENNIFER J. GUTHRIE  
COMMISSION # CC 589835  
EXPIRES OCT 1, 2000  
BONDED THRU  
ATLANTIC BONDING CO., INC.

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

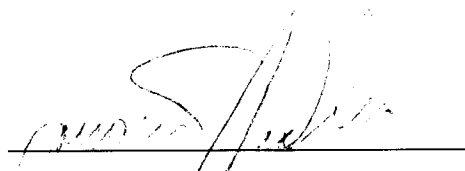
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IN THE MATTER : APPLICATION TO  
OF : SURRENDER  
SIGMUND H. NADLER, M.D. : LICENSE

-----X

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

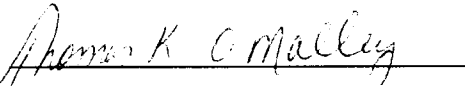
Date: 3/13, 1997

  
\_\_\_\_\_  
Sigmund H. Nadler  
Respondent

Date: \_\_\_\_\_, 1997

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

Date: February 11, 1997

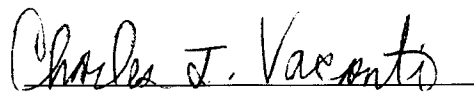
  
\_\_\_\_\_  
Thomas K. O'Malley  
Associate Counsel  
Bureau of Professional  
Medical Conduct

Date: February 24, 1997



ANNE F. SAILE  
DIRECTOR  
Office of Professional Medical  
Conduct

Date: 26 February, 1997



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  
SIGMUND H. NADLER, M.D. : CHARGES

-----X

Sigmund H. Nadler, M.D., the Respondent, was authorized to practice medicine in New York State on December 31, 1963, by the issuance of license number 090330 by the New York State Education Department. The Respondent is not currently registered with the New York State Education Department. Respondent's current address is 9513 Preston Trail, Ponte Vedra Beach, Florida 13210.

**FACTUAL ALLEGATIONS**

A. On or about and between 1981 and 1995, Respondent, who is not Board Certified but specialized in Oncology, treated six (6) patients for different stages and types of cancer at his then office located in N.Tonowanda, New York. Said patient names are listed in the attached Appendix. While treating said patients Respondent administered improper chemotherapy regimens including incorrect types, dosages, and durations.



SPECIFICATIONS OF MISCONDUCT

FIRST SPECIFICATION

GROSS NEGLIGENCE

Respondent is charged with professional misconduct by reason of practicing the profession with gross negligence in violation of N.Y. Educ. Law §6530(4) (McKinney Supp. 1997) in that Petitioner charges:

1. The allegations in paragraph A.

SECOND SPECIFICATION

GROSS INCOMPETENCE

Respondent is charged with professional misconduct by reason of practicing the profession with gross incompetence in violation of N.Y. Educ. Law §6530(6) (McKinney Supp. 1997) in that Petitioner charges:

1. The allegations in paragraph A.

DATED: *February 19, 1997*  
Albany, New York

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