



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

October 29, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Dan Parkinson, M.D.
2802 Cedar Woods Place
Houston, Texas 77068-1423

RE: License No. 192297

Dear Dr. Parkinson:

Enclosed please find Order #BPMC 97-256 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,

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

Enclosure

cc: Joseph P. Grimes, Esq.
Grimes, Grimes, Grimes & Grimes, LLC
1230 Brace Road
Cherry Hill, New Jersey 08034-3211

Kimberly A. O'Brien, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
DAN W. PARKINSON , M.D. : BPMC # 97-256

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DAN W. PARKINSON, M.D., says:

On or about June 2, 1993, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 192297 by the New York State Education Department.

My current address is 2802 Cedar Woods Place, Houston, Texas, 77068-1423 and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

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 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 specification 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.

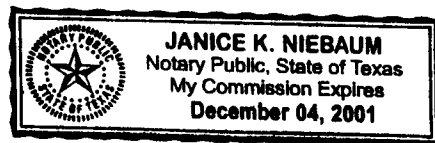
I agree that in the event the State Board for Professional Medical Conduct agrees with my proposal, this Order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

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

Dan W. Parkinson
 DAN W. PARKINSON, M.D.
 Respondent

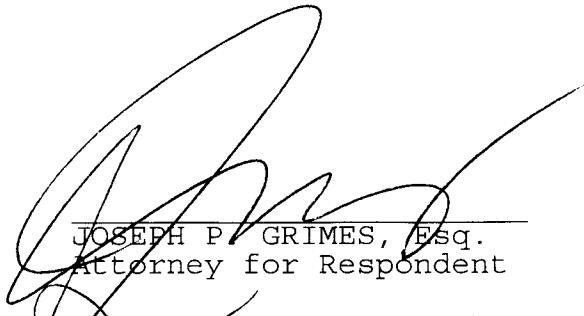
Subscribed before me this
 6th day of October, 1997

Janice K. Niebaum
 NOTARY PUBLIC



AGREED TO:

Date: 10/6, 1997



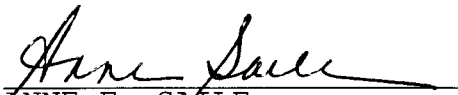
JOSEPH P. GRIMES, Esq.
Attorney for Respondent

Date: October 10, 1997



KIMBERLY A. O'BRIEN
Senior Attorney
Bureau of Professional
Medical Conduct

Date: October 15, 1997



ANNE F. SMILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of DAN W. PARKINSON, 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: 10/19/97

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
DAN W. PARKINSON : CHARGES

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DAN W. PARKINSON, M.D., the Respondent, was authorized to practice medicine in New York State on or about June 2, 1993 by the issuance of license number 192297 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. By Administrative Action and FINAL DECISION AND ORDER filed May 7, 1997, the State of New Jersey Department of Law & Public Safety Division of Consumer Affairs Board of Medical Examiners issued a finding that Respondent had violated the law of New Jersey by seeing over 200 patients in one day for a visit lasting 1 1/2 minutes to 5 minutes and billing these visits as "complex evaluations." Respondent's license to practice medicine and surgery in the State of New Jersey was suspended for five years, one year active suspension and four years stayed with probation. In addition, Respondent was assessed a civil penalty in the amount of \$100,000.

EXHIBIT A

2. The conduct of which Respondent was found guilty in New Jersey would, if committed in New York State, constitute professional misconduct under the laws of New York State, namely within the meaning of New York Education Law §6530(2) (McKinney Supp. 1997) (fraudulent practice) and within the meaning of New York Education Law §6530(20) (McKinney Supp. 1997) (moral unfitness) and within the meaning of New York Education Law §6530(21) (McKinney Supp. 1997) (willfully filing a false report).

SPECIFICATIONS OF MISCONDUCT

FIRST SPECIFICATION

DISCIPLINARY ACTION BY ANOTHER STATE

Respondent is charged with professional misconduct within the meaning of New York Education Law §6530(9)(d) (McKinney Supp. 1997) in that he had disciplinary action taken against his license 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 of paragraphs 1 and/or 2.

DATED: *September 12*, 1997
Albany, New York

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