



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

New York State Board for Professional Medical Conduct

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

Charles J. Vacanti, M.D.
Chair

October 19, 1995

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Brian D. Quigley, M.D.
99 Deer Hill Avenue
Danbury, Connecticut 06810

RE: License No. 160528

Effective Date: 10/26/95

Dear Dr. Quigley:

Enclosed please find Order #BPMC 95-241 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,

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

Enclosure

cc: Irene Koch, Esq.

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

**IN THE MATTER
OF
BRIAN DESMOND QUIGLEY, M.D.**

**SURRENDER
ORDER**

BPMC #95-241

Upon the Application of BRIAN DESMOND QUIGLEY, 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: 16 October 1995

Charles J. Vacanti

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

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

IN THE MATTER
OF
BRIAN DESMOND QUIGLEY, M.D.

APPLICATION TO
SURRENDER
LICENSE

STATE OF CONNECTICUT)
COUNTY OF FAIRFIELD) ss.:

BRIAN DESMOND QUIGLEY, M.D., being duly sworn, deposes and says:

On or about October 15, 1984, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 160528 by the New York State Education Department.

My current address is 99 Deer Hill Avenue, Danbury, Connecticut 06810, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

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

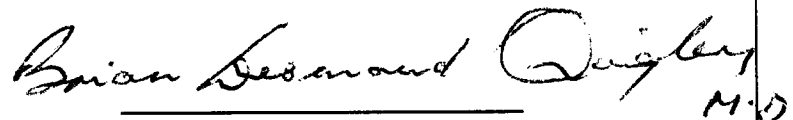
I am applying to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I admit guilt to the charges in full satisfaction of the Statement of Charges.

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.

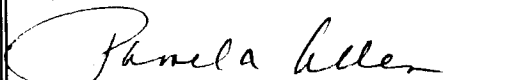
I am making this Application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

 M.D.

BRIAN DESMOND QUIGLEY, M.D.
Respondent

Sworn to before me this

2nd day of Oct., 1995


NOTARY PUBLIC
My Commission Expires
Sept. 30, 1998

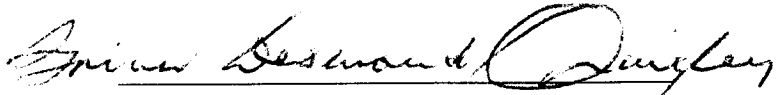
NEW YORK STATE DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER
OF
BRIAN DESMOND QUIGLEY, M.D.

APPLICATION TO
SURRENDER
LICENSE

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


Date: 10.2, 1995


BRIAN DESMOND QUIGLEY, M.D. *M.D.*
Respondent

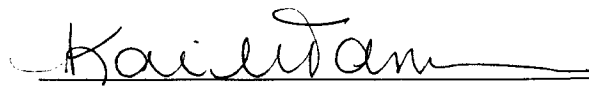
Date: _____, 1995

_____, Esq.
Attorney for Respondent (If any)

Date: October 6, 1995

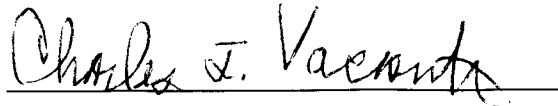

IRENE M. KOCH
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: 10/12, 1995



KATHLEEN M. TANNER
Director
Office of Professional Medical Conduct

Date: 16 October, 1995



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

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

**IN THE MATTER
OF
BRIAN DESMOND QUIGLEY, M.D.**

**STATEMENT
OF
CHARGES**

BRIAN DESMOND QUIGLEY, M.D., the Respondent, was authorized to practice medicine in New York State on or about October 15, 1984, by the issuance of license number 160528 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about February 16, 1995, Respondent voluntarily surrendered his license to practice medicine in Connecticut to the Department of Public Health and Addiction Services and the Connecticut Medical Examining Board (the Connecticut Board) to settle charges that Respondent twice violated the terms of a Consent Agreement by twice having tested positive for alcohol in his urine in October and December, 1994. The Consent Agreement, which was approved on or about February 22, 1994, states that Respondent has abused alcohol, and that such condition violates the provisions of Connecticut General Statutes Section 20-13c by failing to conform to the accepted standards of the medical professional. Pursuant to the Consent Agreement, Respondent agreed to undergo a five year rehabilitation program (from March 1, 1994 through March 1, 1999), including, among other things, that he refrain from using alcohol and controlled substances, and that he submit to random, observed urine screens which shall be negative for alcohol and controlled substances. Pursuant to the Consent Agreement, Respondent agreed that

the Consent Agreement could be considered as evidence of his admitted impairment in a proceeding before the Connecticut Board. This conduct would, if committed in New York state, constitute professional misconduct under the laws of New York state

SPECIFICATION OF CHARGES

FIRST SPECIFICATION HAVING BEEN FOUND GUILTY OF PROFESSIONAL MISCONDUCT

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(b)(McKinney Supp. 1995) by 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 (namely N.Y. Educ. Law § 6530(8) (being a habitual user of alcohol, except for a licensee who is maintained on an approved therapeutic regimen which does not impair the ability to practice)) as alleged in the facts of the following:

1. Paragraph A.

SECOND SPECIFICATION HAVING HAD DISCIPLINARY ACTION TAKEN

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(d)(McKinney Supp. 1995) by having his

or her license to practice medicine revoked, suspended or having other disciplinary action taken, or having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law §6530(8)) as alleged in the facts of the following:

2. Paragraph A.

DATED: September , 1995
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct