



**New York State 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 of Health

Charles J. Vacanti, M.D.  
Chair

November 2, 1995

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Stephen L. Rachlin, M.D.  
320 Stuart Drive  
New Rochelle, New York 10804

RE: License No. 092255

Dear Dr. Rachlin:

Effective Date: 11/04/95

Enclosed please find Order #BPMC 95-258 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: Gregory J. Naclerio, Esq.  
Ruskin, Moscou, Evans & Faltischek, P.C.  
170 Old Country Road  
Mineola, New York 11501-4366

Roy Nemerson, Esq.

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

**IN THE MATTER  
OF  
STEPHEN LEONARD RACHLIN, M.D.**

**CONSENT  
ORDER**

BPMC# 95-258

Upon the application of STEPHEN LEONARD RACHLIN, M.D.  
(Respondent) for Consent Order, which application is made a part hereof, it is

ORDERED, that the application and the provisions thereof are hereby  
adopted and so ORDERED, and 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 by certified mail,  
whichever is earliest.

SO ORDERED.

DATED: 29 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  
STEPHEN LEONARD RACHLIN, M.D.

APPLICATION  
FOR  
CONSENT ORDER

STATE OF NEW YORK )  
COUNTY OF *Westchester* ) ss.:

STEPHEN LEONARD RACHLIN, M.D., being duly sworn, deposes and says:

That In or about 1964, I was licensed to practice as a physician in the State of New York, having been issued License No. 092255 by the New York State Education Department.

My current address is 320 Stuart Drive, New Rochelle, NY 10804 and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that the New York State Board for Professional Medical Conduct has charged me with one specification of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

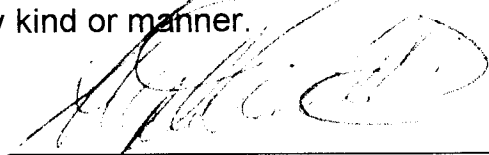
I do not contest the specification, in full satisfaction of the charges against me. I hereby agree to the penalty that my license to practice medicine in the State of New York be suspended for a period of two years, that the second year of said suspension shall be stayed, and that I shall be placed on probation, subject to the terms set forth in Exhibit B, attached, for a period of two years to begin immediately upon the effective date of the Consent Order for which I hereby apply.

I hereby make this Application to the State Board for Professional Medical Conduct (the Board) and request that it be granted.

I understand that, in the event that this Application is not granted by the Board, 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 Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board pursuant to the provisions of the Public Health Law.

I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same.

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



STEPHEN LEONARD RACHLIN, M.D.  
RESPONDENT

Sworn to before me this

10 day of December, 1972

  
NOTARY PUBLIC

GREGORY J. NACLERIO  
NOTARY PUBLIC, State of New York  
No. 2843880  
Qualified in Suffolk County  
Commission Expires April 30, 1974

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

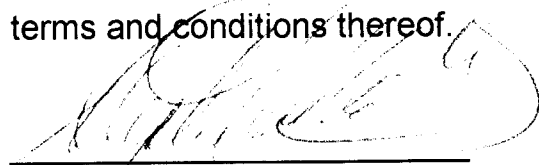
IN THE MATTER  
OF  
STEPHEN LEONARD RACHLIN, M.D.

APPLICATION  
FOR  
CONSENT ORDER

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE:

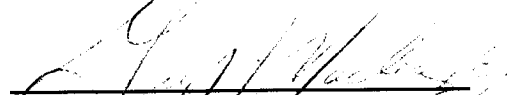
October 17, 2005



STEPHEN LEONARD RACHLIN, M.D.  
Respondent

DATE:

October 18, 2005



GREGORY J. NACLERIO, ESQ.  
Attorney for Respondent

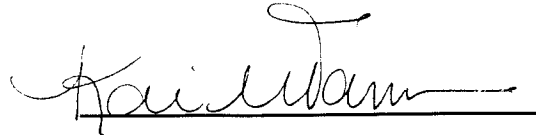
DATE:

October 18, 2005



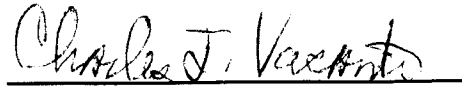
ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct

DATE: Oct. 25, 1995



KATHLEEN M. TANNER  
Director  
Office of Professional Medical  
Conduct

DATE: 29 October 1995



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

**EXHIBIT A**

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

**IN THE MATTER  
OF  
STEPHEN LEONARD RACHLIN, M.D.**

**STATEMENT  
OF  
CHARGES**

STEPHEN LEONARD RACHLIN, M.D., the Respondent, was authorized to practice medicine in New York State In or about 1964, by the issuance of license number 092255 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. During a period of years including but not limited to 1985 through 1994, Respondent inappropriately prescribed Fiorinal with Codeine to Patient A, a nonpsychiatric patient with whom he maintained a sexual relationship, despite the fact that the Patient had, at some point in time, become addicted to that drug.

**SPECIFICATION OF CHARGES**

**SPECIFICATION**

**NEGLIGENCE ON MORE THAN ONE OCCASION**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(3)(McKinney Supp. 1995) by practicing the profession of medicine with negligence on more than one occasion as alleged in the facts of two or more of the following:

1. The facts in paragraph A.

DATED: June 1995  
New York, New York

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ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct



## EXHIBIT "B"

### TERMS OF PROBATION

1. STEPHEN LEONARD RACHLIN, M.D., during the period of probation, shall conduct himself/herself in all ways in a manner befitting his/her professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by his/her profession;
2. Respondent shall submit written notification to the New York State Department of Health (NYSDOH), addressed to the Director, Office of Professional Medical Conduct, New York State Department of Health, Corning Tower Building, 4th Floor, Empire State Plaza, Albany, New York 12237 of any employment and practice, of Respondent's residence and telephone number, and of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
3. Respondent shall submit written proof from the Division of Professional Licensing Services (DPLS), New York State Education Department (NYSED), that Respondent has paid all registration fees due and owing to the NYSED and Respondent shall cooperate with and submit whatever papers are requested by DPLS in regard to said registration fees, said proof from DPLS to be submitted by Respondent to the New York State Department of Health, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, within the first three months of the period of probation;
4. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, that 1) Respondent is currently registered with the NYSED, unless Respondent submits written proof that Respondent has advised DPLS, NYSED, that Respondent is not engaging in the practice of Respondent's profession in the State of New York and does not desire to register, and that 2) Respondent has paid any fines which may have previously been imposed upon Respondent by the Board or by the Board of Regents; said proof of the above to be submitted no later than the first two months of the period of probation;
5. Respondent shall comply with all terms, conditions, restrictions, and penalties to which he is subject pursuant to the order of the Board;
6. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by the State of New York. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non renewal of permits or licenses (Tax Law §171(27); State Finance Law §18; CPLR §5001; Executive Law §32);
7. Throughout the two year period of probation, Respondent shall meet quarterly with a representative or representatives of the Office of Professional Medical Conduct, and, during the second year of the probationary term, upon the staying of the second year of Respondent's

term of suspension, he shall produce for review at such meeting any and all medical and related records required by said representative(s), and shall cooperate in all respects with the review of his medical and prescribing practices.

8. So long as there is full compliance with every term herein set forth, Respondent may continue to practice his or her aforementioned profession in accordance with the terms of probation; provided, however, that upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of the Office of Professional Medical Conduct and/or the Board may initiate a violation of probation proceeding and/or such other proceeding against Respondent as may be authorized pursuant to the Public Health Law.