



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

March 11, 1996

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Nadia M. Sadek, M.D.
8821 Colonial Drive
Ocoee, Florida 34761

Re: License No. 170419

Dear Dr. Sadek:

Effective Date March 18, 1996

Enclosed please find Order #BPMC 96-47 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 J. Vacanti, M.D.
Chair
Board for Professional Medical Conduct

Enclosure

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

IN THE MATTER
OF
NADIA M. SADEK, M.D.
a/k/a
NADIA MOHAMMED SADEK ABD-ALLA, M.D.

CONSENT
ORDER

BPMC #96-47


Upon the application of NADIA M. SADEK, M.D. a/k/a NADIA MOHAMMED SADEK ABD-ALLA, 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: 5 March 1996



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
NADIA M. SADEK, M.D.
a/k/a
NADIA MOHAMMAD SADEK ABD-ALLA, M.D.**

**APPLICATION
FOR
CONSENT ORDER**

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

NADIA M. SADEK, M.D. A/k/a NADIA MOHAMMED SADEK ABD-ALLA, M.D., being duly sworn, deposes and says:

That on or about June 25, 1987, I was licensed to practice as a physician in the State of New York, having been issued License No. 170419 by the New York State Education Department.

My current address is 8821 Colonial Drive, Ocoee, FL 34761, 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 of Misconduct insofar as it alleges that disciplinary action was taken against my license, where the conduct resulting in the disciplinary action involving the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law Sec. 6530(32)), in full satisfaction of the charges against me. I hereby agree that the following penalty be imposed upon me: a Censure and

Reprimand, and one year of probation, said probation to be tolled until and unless I engage in the active practice of medicine in New York. A copy of the Terms of Probation is annexed hereto, made a part hereof, and marked as Exhibit "B".

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. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

Nadia M. Saadeh

NADIA M. SADEK, M.D. A/k/a
NADIA MOHAMMED SADEK
ABD-ALLA, M.D.
RESPONDENT

Sworn to before me this

26th day of Feb. 1996

Andrew B. Bryant
NOTARY PUBLIC



LANEYRUS A BYROM
My Commission CC382278
Expires Jun. 04, 1997

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

IN THE MATTER
OF
NADIA M. SADEK, M.D. A/k/a
NADIA MOHAMMED SADEK ABD-ALLA, 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: Nadia M Sadek

2/26/96



NADIA M. SADEK, M.D. A/k/a
NADIA MOHAMMED SADEK ABD-ALLA,
M.D.
Respondent

DATE: 2/26/96

David A. Cutner / D.A.C.

DAVID A. CUTNER, ESQ.*
Attorney for Respondent

DATE: 2/27/96

Marcia E. Kaplan

MARCIA E. KAPLAN
Associate Counsel
Bureau of Professional
Medical Conduct

*The signature of David Cutner, Esq., is solely for the purpose of indicating that he represents Dr. Nadia M. Sadek in this matter and has advised her in connection with the instant application for Consent Order.

DATE: March 4, 1996

Anne Saile

ANNE F. SAILE
Acting Director
Office of Professional Medical
Conduct

DATE: 5 March 1996

Charles J. Vacanti

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

NADIA M. SADEK, M.D.

a/k/a

NADIA MOHAMMAD SADEK ABD-ALLA, M.D.

STATEMENT

OF

CHARGES

Nadia M. Sadek, M.D. a/k/a Nadia Mohammed Sadek Abd-Alla, M.D., the Respondent, was authorized to practice medicine in New York State on or about June 25, 1987, by the issuance of license number 170419 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about June 10, 1995, the Florida Board of Medicine took disciplinary action against Respondent's license based upon a Consent Agreement entered into by the Board and Respondent, as amended, resolving an Administrative Complaint charging Respondent with violations of Florida law, as follows:
1. Making deceptive, untrue, or fraudulent representations in or related to the practice of medicine or employing a trick or scheme in the practice of medicine, in violation of Section 458.331(1)(k), Florida Statutes, by representing that the medical records for Patient #1 provided pursuant to subpoena to the Florida Board were a true and correct copy of the patient's records when, in fact, they had been altered;
 2. Failing to keep written medical records justifying the course of

treatment of the patient, in violation of Section 458.331(1)(m), Florida Statutes, by failing to adequately document the justification for prescribing Augmentin to Patient #1, a patient with a known allergy to penicillin, and by making additions to Patient #1's medical records without indicating that these additions were late entries to the records;

3. Prescribing a legend drug other than in the course of professional practice, in violation of Section 458.331(1)(q), Florida Statutes, in that Respondent inappropriately prescribed Augmentin, a penicillin derivative, to Patient #1, who is allergic to penicillin;
4. Gross or repeated malpractice or the failure to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances, in violation of Section 458.331(1)(t), Florida Statutes, in that Respondent practiced medicine below the acceptable standard of care by making additions to Patient #1's medical records without initialling, dating or otherwise indicating that such additions were late entries into the records and by inappropriately prescribing Augmentin, a penicillin derivative, to Patient #1, who is allergic to penicillin.

Respondent neither admitted nor denied the allegations of fact in the Complaint but admitted that the facts set forth in the Complaint, if proven, would constitute violations of Florida law, as charged. The conduct resulting in the Florida disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, as

follows: N.Y. Educ. Law §6530(2)(practicing the profession fraudulently or beyond its authorized scope), 6530(3)(practicing with negligence on more than one occasion), 6530(4) practicing the profession with gross negligence on a particular occasion), 6530(32) (failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient) , and/or 6530(35) (ordering of excessive treatment not warranted by the condition of the patient).

SPECIFICATION OF CHARGES

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 had disciplinary action taken against her license, where the conduct resulting in the disciplinary action involving 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(2), (3), (4), (32), and/or (35)) as alleged in the facts of the following:

1. Paragraph A.

DATED: December 22, 1995
New York, New York



ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct

EXHIBIT "B"

TERMS OF PROBATION

1. NADIA M. SADEK, M.D. A/k/a NADIA MOHAMMED SADEK ABD-ALLA, M.D., during the period of probation, shall conduct herself in all ways in a manner befitting her professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by 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 she is subject pursuant to the order of the Board and shall assume and bear all costs related to compliance with the Terms of Probation;
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. Respondent shall maintain complete, legible and accurate records of her evaluation and treatment of each of her patients, including her prescribing of medications to patients. Respondent shall make these records available, upon request, to the Director of OPMC or her designee.
8. Respondent shall meet on a quarterly basis with a Medical Coordinator or other physician designated by the Director of OPMC. Said physician may review Respondent's records and reports.
9. Respondent shall provide proof satisfactory to the Director of OPMC of successful completion of all terms of probation and compliance with all other terms set forth in Final Order No. AHCA-95-00922 of the Florida Agency for Health Care Administration. Compliance with the terms of the Florida Order is specifically required as a term of this Order.
10. So long as there is full compliance with every term herein set forth, Respondent may continue to practice 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.
11. The period of probation shall be tolled until and unless Respondent engages in the active practice of medicine in the State of New York. Respondent shall, within 30 days of the effective date of this Consent Order, notify the Director of the Office of Professional Medical Conduct, in writing, as to whether or not she is so engaged. Furthermore, until completion of the term of probation, she shall notify the Director, in writing, prior to any change in that status.