



New York State Board for Professional Medical Conduct

433 River Street, Suite 303 Troy, New York 12180-2299 • (518) 402-0863

Antonia C. Novello, M.D., M.P.H.
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NYS Department of Health
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Office of Professional Medical Conduct

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Vice Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

January 6, 2000

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Francis Joseph Samperisi, M.D.
29 Flax Hill Road
Brookfield, CT 06804

RE: License No.: 131621

Dear Dr. Samperisi:

Enclosed please find Order #BPMC 00-4 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **January 6, 2000**.

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 to 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: Robert Bogan, Esq.

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

**IN THE MATTER
OF
FRANCIS JOSEPH SAMPERISI, M.D.**

**SURRENDER
ORDER**

BPMC# 00-4

FRANCIS JOSEPH SAMPERISI, M.D., says:

On or about July 22, 1977, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 131621 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 the New York State Board for Professional Medical Conduct has charged me with two (2) 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 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 two (2) specifications 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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is first.


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

Date: Dec 23, 1999



FRANCIS JOSEPH SAMPERISI, M.D.
Respondent

AGREED TO:

Date: December 27, 1999


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: December 28, 1999


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

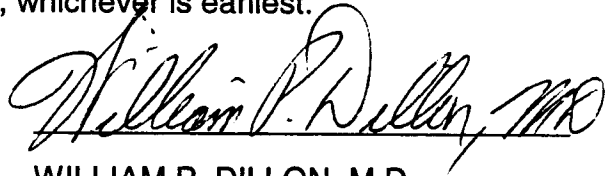
Upon the proposed agreement of FRANCIS JOSEPH SAMPERISI, M.D., to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

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 be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy to Respondent's attorney at the addresses set forth in this agreement, or upon transmission via facsimilie to Respondent or Respondent's attorney, whichever is earliest.

DATED: 12/31/99



WILLIAM P. DILLON, M.D.
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
FRANCIS JOSEPH SAMPERISI, M.D.	CHARGES

-----X

FRANCIS JOSEPH SAMPERISI, M.D., the Respondent, was authorized to practice medicine in New York state on July 22, 1977, by the issuance of license number 131621 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about December 16, 1994, the State of Florida, Board of Medicine (hereinafter "Florida Board") by a Final Order (hereinafter "Florida Order 1"), suspended Respondent's license to practice medicine for a period of three (3) years and imposed a \$5,000 fine, based on Respondent's closing of his practice and failing to notify the patients of the closing and their opportunity to transfer or receive their records.

B. On or about October 30, 1996, the Florida Board by a Final Order (hereinafter "Florida Order 2"), continued the suspension of the Respondent's license to practice medicine until the Respondent complied with Florida Order 1, described in paragraph A above, imposed a \$1,000 fine, and reprimanded the Respondent, based on Respondent's failure to fill the requirements of Florida Order 1.

C. On or about January 25, 1999, the Florida Board by a Final Order, (hereinafter "Florida Order 3") accepted the Respondent's Voluntary Relinquishment of his license to practice medicine, based on his failure to notify patients and the Florida Board of his current address and his failure to retain patient medical records for five (5) years or to notify patients of where to obtain their records upon termination of his practice of medicine.

D. The conduct resulting in the California Board's disciplinary action against Respondent would constitute misconduct under the laws of New York state, pursuant to the following sections of New York state law:

1. New York Education Law §6530(16) (failure to comply with federal, state, or local laws, rules or regulations governing the practice of medicine); and/or
2. New York Education Law §6530(17) (record keeping).

SPECIFICATIONS
FIRST SPECIFICATION

Respondent is charged with professional misconduct by reason of his having violated New York Education Law §6530(9)(b) by reason of 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, in that the Petitioner charges:

1. The facts in paragraphs A, B, C and/or D.

SECOND SPECIFICATION

Respondent is charged with professional misconduct by reason of his having violated New York State Education Law §6530(9)(d) by reason of his having had disciplinary action taken against him 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 the Petitioner charges:

2. The facts in paragraphs A, B, C and/or D.

DATED: _____, 1999
Albany, New York

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