



New York State Board for Professional Medical Conduct

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

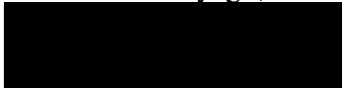
Barbara A. DeBuono, M.D., M.P.H.
Commissioner of Health

Patrick F. Carone, M.D., M.P.H.
Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

November 12, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Abraham J. Sayegh, M.D.



RE: License No. 173788

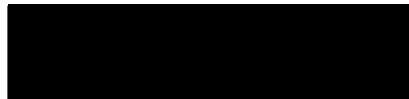
Dear Dr. Sayegh:

Enclosed please find Order #BPMC 97-273 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: Jeffrey R. Ruggiero, Esq.
Lester, Schwab, Katz & Dwyer
120 Broadway
New York, New York 10271-0071

Robert Bogan, Esq.

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

-----X
IN THE MATTER : SURRENDER
OF : ORDER
ABRAHAM J. SAYEGH, M.D. : BPMC # 97-273
-----X

ABRAHAM J. SAYEGH, M.D., says:

On or about February 29, 1988, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 173788 by the New York State Education Department.

My current address is ~~12010 North 15th Street~~ Phoenix Arizona 85032, 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 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 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 two 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 including any and all appeals therefrom; 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.

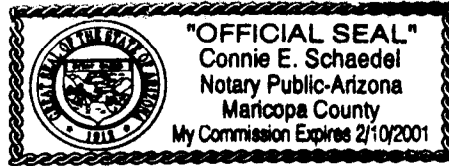
[REDACTED]

ABRAHAM J. SAYEGH, M.D.
Respondent

Subscribed before me this
14 day of Oct, 1997

[REDACTED]

NOTARY PUBLIC



AGREED TO:

Date: Oct. 23, 1997

[REDACTED]

JEFFREY A. RUGGIERO, ESQ.
Attorney for Respondent

Date: 27 October, 1997

[REDACTED]

ROBERT HOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: 11/3, 1997

[REDACTED]

ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER


Upon the proposed agreement of ABRAHAM J. SAYEGH, 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: 11/6/97


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
ABRAHAM J. SAYEGH : CHARGES

-----X

ABRAHAM J. SAYEGH, M.D., the Respondent, was authorized to practice medicine in New York State on February 29, 1988 by the issuance of license number 173788 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. By a Findings of Fact, Conclusions of Law, Order of Probation, and Decree of Censure (hereinafter the "Findings") dated March 13, 1997, issued with respect to the Respondent by the Board of Medical Examiners of the State of Arizona (hereinafter the "Arizona Board"), the Arizona Board ordered, among other things, that the Respondent be placed on probation for five (5) years and required Respondent to surrender his controlled substance registration certificate for Schedules II and III and not reapply for a controlled substance registration for one year, required Respondent to comply with requests from the Arizona Board to submit witnessed biological fluid collection, required Respondent to obtain thirty (30) hours of continuing medical education in prescribing controlled substances each year for two (2) years, required Respondent to obtain and

remain in treatment with an Arizona Board approved therapist until further order of the Arizona Board; and issued a decree of censure.

B. The above described Findings was based on conclusions of law that included that the conduct of the Respondent and circumstances constitute unprofessional conduct:

- a) violation of any federal or state laws or rules and regulations applicable to the practice of medicine (A prescription for a controlled substance to be effective must be issued from a legitimate medical purpose by an individual practitioner acting in the usual course of his professional practice);
- b) failing or refusing to maintain adequate records on a patient;
- c) prescribing, dispensing or administering any controlled substance or prescription only drug for other than accepted therapeutic purposes;
- d) any conduct or practice which is or might be harmful or dangerous to the health of the patient or the public.

C. The conduct resulting in the Arizona 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. N.Y. Education Law Section 6530(3) (McKinney Supp. 1997) - [practicing the profession with negligence on more than one occasion]; and/or
2. N.Y. Education Law Section 6530(4) (McKinney Supp. 1997) - [practicing the profession with gross negligence on a particular occasion]; and/or
3. N.Y. Education Law Section 6530(32) (McKinney Supp. 1997) - [failing to maintain an accurate record of each patient].

SPECIFICATIONS

FIRST SPECIFICATION

Respondent is guilty of violating N.Y. Education Law §6530 (9) (b) (McKinney Supp. 1997) 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 could, if committed in New York State, constitute professional misconduct under the laws of New York State, in that the Petitioner charges the following:

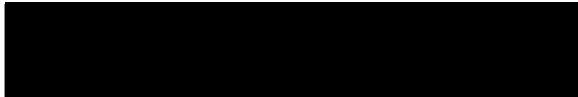
1. The facts in paragraphs A,B and/or C.

SECOND SPECIFICATION

Respondent is guilty of professional misconduct under N.Y. Education Law §6530(9) (d) (McKinney Supp. 1997) 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 Petitioner charges:

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

DATED: *August 19,* 1997
Albany, New York



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