



**Board for Professional Medical Conduct**

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

Mark R. Chassin, M.D., M.P.P., M.P.H.  
Commissioner

C. Maynard Guest, M.D.  
Executive Secretary

October 17, 1994

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Roy Sleboda, R.P.A.  
P.O. Box 984  
Norwich, New York 13815

RE: License No. 003940  
Effective Date: 10/24/94

Dear Mr. Sleboda:

Enclosed please find Order #BPMC 94-215 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,

C. Maynard Guest, M.D.  
Executive Secretary  
Board for Professional Medical Conduct

Enclosure

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

-----X

IN THE MATTER :  
OF : ORDER  
ROY SLEBODA, R.P.A. : BMC #94-215

-----X

Upon the application of ROY SLEBODA, R.P.A. (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: 12 October 1994

Charles J. Vacanti

Charles J. Vacanti, M.D.  
Chairperson  
State Board for Professional  
Medical Conduct

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

-----X  
IN THE MATTER : APPLICATION  
OF : FOR  
ROY SLEBODA, R.P.A. : CONSENT  
: ORDER  
-----X

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

ROY SLEBODA, R.P.A., being duly sworn, deposes and says:

1. I was registered as a physician assistant in New York State on March 6, 1990, by the issuance of registration number 003940 by the New York State Education Department.
2. I am currently registered with the New York State Education Department as a physician assistant for the period January 1, 1993 through December 31, 1995 at P.O. Box 984, Norwich, New York 13815.
3. I understand that the New York State Board for Professional Medical Conduct [hereafter "Board"] has charged me with three specifications of professional misconduct. A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as "Exhibit A."

4. I hereby admit guilt to the three specifications of professional misconduct set forth in the Statement of Charges as they refer to the factual allegations A and A2, A3 and A4.
5. I hereby agree to a two year suspension of my registration in reference to the misconduct admitted. I understand that such suspension shall be stayed.
6. I hereby agree to placement on a two year period of probation, beginning when the Order pursuant to this Application is served, under the Terms of Probation set forth and attached hereto as "Exhibit B."
7. I hereby make this Application to the Board and request that it be granted.
8. I understand that, in the event 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 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.


9. 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.
  
10. I am making this Application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.



ROY SLEBODA, R.P.A.  
RESPONDENT

Sworn to before me this

30<sup>th</sup> day of September, 1994.

  
NOTARY PUBLIC

**STEPHEN M. DUNSHEE,**  
Notary Public, State of New York  
Qualified in Chenango County  
Registration No. 4977488  
My Commission Expires 02/04/95

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

-----X  
IN THE MATTER : APPLICATION  
OF : FOR  
ROY SLEBODA, R.P.A. : CONSENT  
: ORDER  
-----X

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

DATE: 9/30/94 *Roy Slebo*  
ROY SLEBODA, R.P.A.  
Respondent

DATE: 9/30/94 *Stephen Dunshee*  
STEPHEN DUNSHEE, ESQ.  
Attorney for Respondent

DATE: 10/5/94 *Elizabeth C. Hogan*  
ELIZABETH C. HOGAN  
ASSISTANT COUNSEL  
Bureau of Professional  
Medical Conduct

DATE: Oct. 7, 1994

Kathleen M. Tanner

KATHLEEN M. TANNER  
DIRECTOR  
Office of Professional  
Medical Conduct

DATE: 12 October 1994

Charles J. Vacanti

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

"EXHIBIT A"

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

-----X

IN THE MATTER : STATEMENT  
OF : OF  
ROY SLEBODA, R.P.A. : CHARGES

-----X

ROY SLEBODA, R.P.A., the Respondent, was registered as a physician assistant in New York State on March 6, 1990 by the issuance of registration number 003940 by the New York State Education Department. Respondent is currently registered as a physician assistant with the New York State Education Department for the period January 1, 1993 through December 31, 1995 at P.O. Box 984, Norwich, New York, 13815.

**FACTUAL ALLEGATIONS**

A. Respondent, on or about April 16, 1993, filed an application for appointment to the medical staff at Community Memorial Hospital, Hamilton, New York.

1. Respondent answered "no" to the application question "Have your privileges at any hospital ever been suspended, diminished, revoked or not renewed" when, in fact, the U.S. Department of Justice, Federal Bureau of Prisons had revoked Respondent's privileges at the Federal Correctional Institution, Otisville, New York and



terminated his employment on March 13, 1987, and Respondent knew such facts.

2. Respondent, in his response to the application request for "previous practice" information listed "U.S. Department of Justice, New York Region 1984-1989" when, in fact, Respondent had been terminated from that employment at the Federal Correctional Institution, Otisville, New York on March 13, 1987, and Respondent knew such fact.
3. Respondent, in his response to the application direction to "list all present and previous hospital affiliations" listed "U.S. Dept. of Justice - Physician Assistant 1984-1989" when, in fact, Respondent had been terminated from that employment at the Federal Correctional Institution, Otisville, New York, on March 13, 1987, and Respondent knew such fact.
4. Respondent answered "no" to the application question "Have you ever had or have now - drug use" when, in fact Respondent had a drug addiction for which he underwent treatment in August and September, 1987, and Respondent knew such fact.

**SPECIFICATION OF CHARGES**

FIRST SPECIFICATION

MORAL UNFITNESS

Respondent is charged with conduct in the practice of medicine which evidences moral unfitness to practice medicine within the meaning of N.Y. Educ. Law §6530(20), in that Petitioner charges:

1. The facts in Paragraphs A and A.1, and/or A and A.2, and/or A and A.3, and/or A and A.4.

SECOND SPECIFICATION

PRACTICING FRAUDULENTLY

Respondent is charged with practicing the profession fraudulently within the meaning of N.Y. Educ. Law §6530(2), in that the Petitioner charges:

2. The facts in Paragraphs A and A.1, and/or A and A.2, and/or A and A.3, and/or A and A.4.

THIRD SPECIFICATION

WILLFULLY FILING A FALSE REPORT

Respondent is charged with willfully filing a false report within the meaning of N.Y. Educ. Law §6530 (21), in that Petitioner charges:

3. The facts in Paragraphs A and A.1, and/or A and A.2, and/or A and A.3 and/or A and A.4.

DATED: *Sept 14*, 1994  
Albany, New York


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

EXHIBIT B

TERMS OF PROBATION

ROY SLEBODA, R.P.A.

1. Respondent during the period of probation shall conduct himself in all ways in a manner befitting his professional status and shall conform fully to the ethical and professional standards of conduct imposed by law and his profession
2. Respondent shall submit written notification to the New York State Department of Health, 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 [hereinafter "OPMC"] 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 New York State.
3. Respondent shall submit to OPMC, no later than the first three months of the period of probation, 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 with regard to said registration fees.
4. Respondent shall submit to OPMC, no later than the first two months of the period of probation, written proof that (a) 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 medicine in New York State and does not desire to register and that (b) Respondent has paid any fines which may have previously been imposed upon Respondent by the Board or the Board of Regents.
5. Respondent shall remain drug and alcohol free (except such drug as may be prescribed by a duly licensed physician for a legitimate medical problem). A violation of this provision shall be considered a violation of this probation.
6. Respondent shall assume and bear all costs related to compliance with the Terms of Probation.
7. Respondent, so long as there is full compliance with every term herein, may practice his profession in accordance with the Terms of Probation; provided, however, that upon receipt of evidence of noncompliance with or violation of these terms, the Director of OPMC and/or the Board may initiate a violation of probation proceeding and/or such

other proceeding against Respondent as may be authorized  
by the Public Health Law.