



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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*Executive Deputy Commissioner
NYS Department of Health*

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Office of Professional Medical Conduct

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Chair

Denise M. Bolan, R.P.A.
Vice Chair

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

August 20, 1999

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Albert Joseph Torres, M.D.
111 Mountainview Drive
Harwinton, ~~NY~~^{CT} 06791

RE: License No.: 157435

Dear Dr. Torres:

Enclosed please find Order #BPMC 99-209 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **August 20, 1999**.

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: Richard R. Brown, Esq.
Brown, Paindiris & Scott, LLP
100 Pearl Street
Hartford, CT 06103-4506

Robert Bogan, Esq.

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

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IN THE MATTER : SURRENDER
OF : ORDER
ALBERT JOSEPH TORRES, M.D. : BPMC #99-209

-----X

ALBERT JOSEPH TORRES, M.D., says:

On or about February 27, 1984, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 157435 by the New York State Education Department. My address is 111 Mountain View Drive, Harwinton, CT 06731

I understand that I have been charged 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.

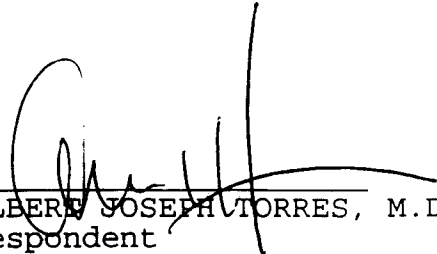
I agree not to contest the two (2) specifications set forth in the Statement of Charges.

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 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 agree that this Order shall be effective 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 earliest.

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

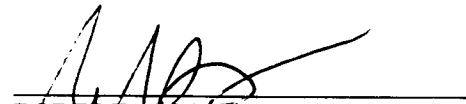

ALBERT JOSEPH TORRES, M.D.
Respondent

AGREED TO:

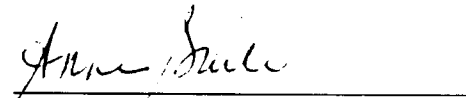
Date: 7/30, 1999


RICHARD R. BROWN, Esq.
Attorney for Respondent

Date: 10 August, 1999


ROBERT BOGAN
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: Aug 13, 1999


ANNE F. SAILE
Director, Office of
Professional Medical Conduct

ORDER

Upon the proposed agreement of ALBERT JOSEPH TORRES, 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 of this Order to Respondent at the address set forth in this agreement or to Respondent's attorney, or upon transmissions via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 8/16/99



WILLIAM P. DILLON, M.D.
Chair
State Board for Professional
Medical Conduct

EXHIBIT A

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

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IN THE MATTER : STATEMENT
OF : OF
ALBERT JOSEPH TORRES, M.D. : CHARGES

-----X

ALBERT JOSEPH TORRES, M.D., the Respondent, was authorized to practice medicine in New York State on February 27, 1984 by the issuance of license number 157435 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about August 18, 1998, the Connecticut Medical Examining Board, (hereinafter "Connecticut Board"), entered a Consent Order, (hereinafter "Connecticut Order"), wherein, among other things, the Respondent's license to practice medicine was reprimanded, and the Respondent was required to pay a \$5,000.00 civil penalty, based on Respondent having accessed computerized patient information, having made approximately twenty (20) phone calls to "entertainment" phone numbers, and using the computer information he had obtained to bill the calls to hospital patients.

B. The conduct resulting in the Connecticut 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(2) (practicing the profession fraudulently); and/or

2. New York Education Law §6530(20) (moral unfitness).

SPECIFICATIONS

FIRST SPECIFICATION

Respondent is guilty of violating 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 committed in New York state, in that the Petitioner charges;

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

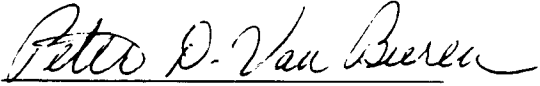
SECOND SPECIFICATION

Respondent is guilty of professional misconduct under 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 and/or B.

DATED: *June 23*, 1999
Albany, New York


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