



**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

April 22, 1996

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Arumpanayil Ummer, M.D.  
104 Woodbury Drive  
Lockport, New York 14094

RE: License No. 154760

Dear Dr. Ummer:

Effective Date: 04/29/96

Enclosed please find Order #BPMC 96-102 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 Vacanti, M.D.  
Chair  
Board for Professional Medical Conduct

Enclosure

cc: T. Lawrence Tabak, Esq.  
Goldsmith & Tabak  
747 Third Avenue  
New York, New York 10017

K. Sherry A. O'Brien, Esq.

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

-----X

IN THE MATTER :

OF :

ARUMPANAYIL UMMER, M.D. :

ORDER

BPMC #96-102

-----X

Upon the Application of ARUMPANAYIL UMMER, M.D., to  
Surrender his license as a physician in the State of New York,  
which application is made a part hereof, it is

ORDERED, that the application 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.

SO ORDERED,

DATED: April 22 1996

Charles J. Vacanti  
for 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 TO  
OF : SURRENDER  
ARUMPANAYIL UMMER, M.D. : LICENSE

-----X

STATE OF NEW YORK )

SS.:

COUNTY OF NIAGARA )

ARUMFANAYIL UMMER, M.D., being duly sworn, deposes and says:

On or about July 1, 1983, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 154760 by the New York State Education Department.

I am 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 five 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 permission to surrender my license as a physician in the State of New York on the grounds that I do not contest the allegations.

I hereby make this application to the State Board for Professional Medical Conduct and request that it be granted.

I understand that, in the event that the application 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 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 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 grants my application, an 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 Application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Arumpamayil Ummar

ARUMPANAYIL UMMER, M.D.

Sworn to before me this

5<sup>th</sup> day of April, 1996

[Signature]  
NOTARY PUBLIC

7/31/96

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

-----X  
IN THE MATTER : APPLICATION TO  
OF : SURRENDER  
ARUMPANAYIL UMMER, M.D. : LICENSE  
-----X

The undersigned agree to the attached application of the  
Respondent to surrender his license.

Date: 4.5, 1996

Arumpanayil Ummar  
ARUMPANAYIL UMMER  
Respondent

Date: Apr. 19, 1996

Laurence Tabak  
T. LAWRENCE TABAK, Esq.  
Attorney for Respondent

Date: 4/19, 1996

Kimberly A. O'Brien  
KIMBERLY A. O'BRIEN  
Senior Attorney  
Bureau of Professional  
Medical Conduct

Date: 4-19, 1996

Anne F. Saile  
ANNE F. SAILE  
Acting, Director  
Office of Professional Medical  
Conduct

Date: April 19, 1996

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

:

STATEMENT

OF

OF

ARUMPANAYIL UMMER, M.D.

:

CHARGES

-----X

ARUMPANAYIL UMMER, M.D., the Respondent, was authorized to practice medicine in New York State on July 1, 1983, by the issuance of license number 154760 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. Respondent provided substandard surgical care to Patient A, a 73-year old male, on or about September 1991 at Lockport Memorial Hospital, Lockport, New York.

1. Respondent failed to perform a proper preoperative workup of Patient A's significantly low hemoglobin and hematocrit.

B. Respondent provided substandard surgical care to Patient B, a 49-year old female, on or about February 15, 1995 at Lockport Memorial Hospital.

1. Respondent failed to perform an adequate preoperative evaluation of the patient before performing surgery.

C. Respondent provided substandard surgical care to Patient C, a 85 year old male, on or about July 24, 1990 at Lockport Memorial Hospital.

1. Respondent performed a cholecystectomy without adequate preoperative evaluation of treatment alternatives.

D. Respondent provided substandard surgical care to Patient D, a 84 year old female, on or about July 24, 1990 at Lockport Memorial Hospital.

1. Respondent performed a laparoscopy without adequate indication.

E. Respondent provided substandard surgical care to Patient E, a 67 year old female, on or about the period of September 1990 - October 1991 at Lockport Memorial Hospital.

1. Respondent failed to suggest transfer of Patient E to an institution with advanced expertise and capabilities.



2. Respondent failed to adequately document his evaluations and treatment of Patient E.

SPECIFICATION OF CHARGES

FIRST, SECOND, THIRD, FOURTH, AND FIFTH SPECIFICATIONS

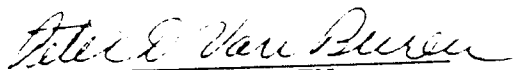
NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with practicing the profession of medicine with negligence on more than one occasion under N.Y. Educ. Law §6530(3) (McKinney Supp. 1996), in that Petitioner charges that Respondent committed two or more of the following:

1. The facts of Paragraphs A and A.1,
2. The facts of Paragraphs B and B.1,
3. The facts of Paragraphs C and C.1, and/or C and C.2,
4. The facts of Paragraphs D and D.1, and/or D and D.2,
5. The facts of Paragraphs E and E.1., and/or E and E.2.

DATED:

*April 15*, 1996  
Albany, New York

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