



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

February 21, 1996

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Ivan Ricardo Y. Young, M.D.
90-19 179th Street
Jamaica, New York 11432

Re: NY License No. 173998

Dear Dr. Young:

Effective Date: 02/28/96

Enclosed please find Order #BPMC 96-19 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.

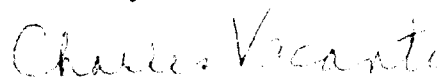
If the penalty imposed by the Order is a surrender, revocation or suspension of this license, you are required to deliver to the Board the license and registration within five (5) days of receipt of the Order.

Board for Professional Medical Conduct
New York State Department of Health
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0756

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management
New York State Department of Health
Empire State Plaza
Tower Building-Room 1245
Albany, New York 12237

Sincerely,

A handwritten signature in cursive script that reads "Charles Vacanti".

Charles Vacanti, M.D.

Chair

Board for Professional Medical Conduct

Enclosure

cc: Jeffrey Rubin, Esq.
Rubin and Shang
9 East 40th Street, 15th Floor
New York, New York 10016

Frederick Zimmer, Esq.

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

-----X

IN THE MATTER :
OF : ORDER
IVAN RICARDO Y. YOUNG, M.D., :
Respondent : BPMC #96-19
-----X

Upon the Application of IVAN RICARDO Y. YOUNG, M.D.
(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: 14 February 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 : APPLICATION
OF : FOR
IVAN RICARDO Y. YOUNG, M.D. : CONSENT
Respondent : ORDER

-----X

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

IVAN RICARDO Y. YOUNG, M.D. being duly sworn, deposes and says:

That on or about March 24, 1988, I was licensed to practice as a physician in the State of New York, having been issued License No. 173998 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 for the period January 1, 1995 through April 30, 1996.

I understand that the New York State Board for Professional Medical Conduct has charged me with forty-two specifications of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

I admit guilt to the twenty-third through forty-second specifications.

I hereby agree to the following penalties;

1. My license to practice medicine shall be suspended for a period of thirty-six months with the final thirty three months of the suspension being stayed subject to my compliance with the attached terms of probation annexed hereto as Exhibit B.

2. I shall be assessed a civil penalty in the amount of Five Thousand (\$5,000) dollars which I will pay to the New York State Health Department no later than (90) days from the effective date of this Consent Order. Such payment shall be made by certified check payable to the New York State Department of Health and directed to the following address:

Fiscal Management Group
Bureau of Accounts Management
Room 1245
Corning Tower Building
Empire State Plaza
Albany, New York 12237-0016

I understand that the failure to pay this fine, as set forth herein, may be considered a violation of my probationary terms and may result in the assessment of interest, penalties or collection fees, in the denial of applications to renew my registration to practice medicine with the New York State Education Department or in such other penalties or procedures as are authorized under New York State Law.

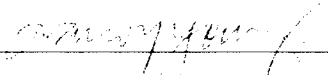
I understand that if this Application is accepted, the Office of Professional Conduct will take no further action against me for my June 12, 1995 exclusion from the Medicaid Program by the Department of Social Services.

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

I understand that, in the event that 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 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 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.

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.

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



IVAN RICARDO Y. YOUNG, M.D.
RESPONDENT

Sworn to before me this
 day of , 1996.

NOTARY PUBLIC

JEFFREY M. RUBIN
Notary Public, State of New York
No. 31-8693530
Qualified In New York County
Commission Expires August 31, 1996

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

-----X

IN THE MATTER : APPLICATION
OF : FOR
IVAN RICARDO Y. YOUNG, M.D., : CONSENT
Respondent : 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: 1/15

Ivan Ricardo Y. Young
IVAN RICARDO Y. YOUNG, M.D.
Respondent

DATE: 1/15

Jeffrey Rubin
JEFFREY RUBIN, ESQ.
Attorney for Respondent

DATE: 2/1/16

Frederick Zimmer
FREDERICK ZIMMER
Assistant COUNSEL
Bureau of Professional
Medical Conduct

DATE: 2/12/96

Anne Saile

ANNE F. SAILE
ASSISTANT DIRECTOR
Office of Professional Medical
Conduct

DATE: 14 February 1996

Charles J. Vacanti

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

EXHIBIT "B"

TERMS OF PROBATION

1. IVAN RICARDO Y. YOUNG, M.D, during the period of probation, shall conduct himself in all ways in a manner befitting his professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by his profession;
2. Respondent shall submit written notification to the New York State Department of Health (NYSDOH), 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 of any employment and practice, of Respondent's residence and telephone number, of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
3. Respondent shall submit 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 in regard to said registration fees, said proof from DPLS to be submitted by Respondent to the New York State Department of Health, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, no later than the first three months of the period of probation;
4. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, that 1) 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 Respondent's profession in the State of New York and does not desire to register, and that 2) Respondent has paid any fines which may have previously been imposed upon Respondent by the Board or by the Board of Regents; said proof of the above to be submitted no later than the first two months of the period of probation;
5. Respondent shall cooperate with a Medical Coordinator of OPMC or other physician designated by OPMC who may quarterly during the period of probation, or more often if deemed necessary by OPMC, review Respondent's practice of medicine. Such reviews may include, without limitation and at the discretion of the Medical Coordinator or other physician, interviews with Respondent, random review of Respondent's patient records, observation of Respondent's treatment of patients or any reasonable means of reviewing

Respondent's practice of medicine.

6. Respondent shall comply with all terms, conditions, restrictions, and penalties to which he is subject pursuant to the order of the Board;
7. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by the State of New York. This includes but is not limited to the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non renewal of permits or licenses (Tax Law section 171(27); State Finance Law section 18; CPLR section 5001; Executive Law section 32).
8. So long as there is full compliance with every term herein set forth, Respondent may continue to practice his or her aforementioned profession in accordance with the terms of probation; provided, however, that upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of the Office of Professional Medical Conduct and/or the Board may initiate a violation of probation proceeding and/or such other proceeding against Respondent as may be authorized pursuant to the Public Health Law.
9. Respondent shall assume and bear all costs related to compliance with the terms of probation.

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

-----X

IN THE MATTER : STATEMENT
OF : OF
IVAN RICARDO Y. YOUNG, M.D., : CHARGES
Respondent

-----X

IVAN RICARDO Y. YOUNG, M.D., the Respondent, was authorized to practice medicine in New York State on March 24, 1988 by the issuance of license number 173998 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. Respondent provided medical care to Patient A, a 20 year old female (all patients are identified in the attached Appendix), on or about December 23, 1989, at his office at 100 West 113th Street, New York, New York 10026 (hereinafter "Respondent's office"). Respondent's care of Patient A was deficient in the following respects:

1. Respondent failed to elicit and/or record an adequate history.
2. Respondent inappropriately prescribed and/or provided various medications for Patient A.
3. Respondent ordered various laboratory tests for Patient A without adequate medical indication and/or failed to adequately follow up on these tests.
4. Respondent failed to adequately interpret and/or obtain adequate written interpretation of an EKG performed upon Patient A.

B. Respondent provided medical care to Patient B, on or about January 18, 1990, at Respondent's office. Respondent's care of Patient B was deficient in the following respects;

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient B.
4. Respondent performed an EKG without adequate medical indication.
5. Respondent failed to adequately interpret and/or obtain adequate written interpretation of an EKG performed upon Patient B.
6. Respondent failed to adequately follow up on a diagnosis of venereal disease.
7. Respondent caused various laboratory tests to be performed upon Patient B without adequate medical indication and/or failed to adequately follow up on these tests.

C. Respondent provided medical care to Patient C, a 35 year old male, on or about December 27, 1989, at Respondent's office. Respondent's care of Patient C was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient C.
4. Respondent inappropriately diagnosed urinary tract infection.
5. Respondent failed to adequately interpret and/or obtain

adequate written interpretation of an EKG performed upon Patient C.

- 6. Respondent caused various laboratory tests to be performed upon Patient C without adequate medical indication and/or failed to adequately follow up on these tests.

D. Respondent provided medical care to Patient D, a 45 year old female, on or about January 20, 1990, at Respondent's office. Respondent's care of Patient D was deficient in the following respects:

- 1. Respondent failed to elicit and/or document an adequate history.
- 2. Respondent failed to perform and/or obtain an adequate physical examination.
- 3. Respondent prescribed x-rays and multiple medications for Patient D without ruling out the possibility of pregnancy.
- 4. Respondent inappropriately prescribed and/or provided various medications for Patient D.
- 5. Respondent failed to adequately interpret and/or obtain adequate written interpretation of an EKG performed upon Patient D.
- 6. Respondent failed to adequately follow up on a report of abnormal glucose.
- 7. Respondent caused various laboratory tests to be performed upon Patient D without adequate medical indication and/or failed to adequately follow up on these tests.

E. Respondent provided medical care to Patient E, a 40 year old male, on or about February 19, 1989, at Respondent's office. Respondent's care of Patient E was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient E.
4. Respondent failed to adequately interpret and/or obtain adequate written interpretation of Patient E's EKG.
5. Respondent caused various laboratory tests to be performed upon Patient E without adequate medical indication and/or failed to adequately follow up on these tests.

F. Respondent provided medical care to Patient F, a 39 year old male, on or about January 3, 1990, at Respondent's office. Respondent's care of Patient F was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient F.
4. Respondent failed to adequately interpret and/or obtain adequate written interpretation of Patient F's EKG.

G. Respondent provided medical care to Patient G, a 51 year old male, on or about December 15, 1989, at Respondent's office. Respondent's care of Patient G was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.

2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient G.
4. Respondent failed to adequately interpret and/or obtain adequate written interpretation of Patient G's EKG.
5. Respondent caused various laboratory tests to be performed upon Patient G without adequate medical indication and/or failed to adequately follow up on these tests.

H. Respondent provided medical care to Patient H, a 39 year old male, on or about December 28, 1989, at Respondent's office. Respondent's care of Patient H was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient H.
4. Respondent failed to adequately interpret and/or obtain adequate written interpretation of Patient H's EKG.
5. Respondent caused various laboratory tests to be performed upon Patient H without adequate medical indication and/or failed to adequately follow up on these tests.

I. Respondent provided medical care to Patient I, a 23 year old female, on or about January 24, 1990, at Respondent's office. Respondent's care of Patient I was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent prescribed x-rays and multiple medications for Patient I without ruling out the possibility of pregnancy.
4. Respondent inappropriately prescribed and/or provided various medications for Patient I.
5. Respondent caused an EKG to be performed without adequate medical indication.
6. Respondent failed to adequately interpret and/or obtain adequate written interpretation of Patient I's EKG.
7. Respondent caused various laboratory tests to be performed upon Patient I without adequate medical indication and/or failed to adequately follow up on these tests.

J. Respondent provided medical care to Patient J, a 40 year old male, on or about December 20, 1989, at Respondent's office. Respondent's care of Patient J was deficient in the following respects:

1. Respondent failed to elicit and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent inappropriately prescribed and/or provided various medications for Patient J.
4. Respondent failed to adequately interpret and/or obtain adequate written interpretation of Patient J's EKG.
5. Respondent failed to adequately follow up on reports of an abnormal white blood cell count and hematocrit.
6. Respondent caused various laboratory tests to be performed upon Patient J without adequate medical indication and/or failed to adequately follow up on these tests.

SPECIFICATIONS

FIRST THROUGH TENTH SPECIFICATIONS

PRACTICING THE PROFESSION WITH GROSS NEGLIGENCE

Respondent is charged with having committed professional misconduct under N.Y. Educ. Law §6530(4) (McKinney Supp. 1996) by reason of his having practiced the profession with gross negligence on a particular occasion, in that Petitioner charges:

1. The facts in Paragraphs A and A.1, A and A.2, A and A.3 and/or A and A.4.
2. The facts in Paragraphs B and B.1, B and B.2, B and B. 3, B and B.4, B and B.5, B and B.6 and/or B and B.7.
3. The facts in Paragraphs C and C.1, C and C.2, C and C.3, C and C.4, C and C.5 and/or C and C.6.
4. The facts in Paragraphs D and D.1, D and D.2, D and D.3, D and D.4, D and D.5, D and D.6 and/or D and D.7.
5. The facts in Paragraphs E and E.1, E and E.2, E and E.3, E and E.4 and/or E and E.5.
6. The facts in Paragraphs F and F. 1, F and F.2, F and F.3 and/or F and F.4.
7. The facts in Paragraphs G and G.1, G and G.2, G and G.3, G and G.4 and/or G and G.5.
8. The facts in Paragraphs H and H.1, H and H.2, H and H.3, H and H.4 and/or H and H.5.
9. The facts in Paragraphs I and I.1, I and I.2, I and I.3, I and I.4, I and I.5, I and I.6 and/or I and I.7.
10. The facts in Paragraphs J and J.1, J and J.2, J and J.3, J and J.4, J and J.5 and/or J and J.6.

ELEVENTH THROUGH TWENTIETH SPECIFICATIONS

PRACTICING THE PROFESSION WITH GROSS INCOMPETENCE

Respondent is charged with having committed professional misconduct under N.Y. Educ. Law §6530(6) (McKinney Supp. 1996) by reason of his having practiced the profession with gross incompetence, in that Petitioner charges:

- 11. The facts in Paragraphs A and A.1, A and A.2, A and A.3 and/or A and A.4.
- 12. The facts in Paragraphs B and B.1, B and B.2, B and B.3, B and B.4, B and B.5, B and B.6 and/or B and B.7.
- 13. The facts in Paragraphs C and C.1, C and C.2, C and C.3, C and C.4, C and C.5 and/or C and C.6.
- 14. The facts in Paragraphs D and D.1, D and D.2, D and D.3, D and D.4, D and D.5, D and D.6 and/or D and D.7.
- 15. The facts in Paragraphs E and E.1, E and E.2, E and E.3, E and E.4 and/or E and E.5.
- 16. The facts in Paragraphs F and F. 1, F and F.2, F and F.3 and/or F and F.4.
- 17. The facts in Paragraphs G and G.1, G and G.2, G and G.3, G and G.4 and/or G and G.5.
- 18. The facts in Paragraphs H and H.1, H and H.2, H and H.3, H and H.4 and/or H and H.5.
- 19. The facts in Paragraphs I and I.1, I and I.2, I and I.3, I and I.4, I and I.5, I and I.6 and/or I and I.7.
- 20. The facts in Paragraphs J and J.1, J and J.2, J and J.3, J and J.4, J and J.5 and/or J and J.6.

TWENTY FIRST SPECIFICATION

PRACTICING WITH NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with having committed professional misconduct under N.Y. Educ. Law §6530(3) (McKinney Supp. 1996) by reason of his having practiced the profession with negligence on more than one occasion, in that the Petitioner charges that the Respondent committed at least two of the following:

- 21. The facts in Paragraphs A and A.1, A and A.2, A and A.3, A and A.4, B and B.1, B and B.2, B and B.3, B and B.4, B and B.5, B and B.6, B and B.7, C and C.1, C and C.2, C and C.3, C and C.4, C and C.5, C and C.6, D and D.1, D and D.2, D and D.3, D and D.4, D and D.5, D and D.6, D and D.7, E and E.1, E and E.2, E and E.3, E and E.4, E and E.5, F and F.1, F and F.2, F and F.3, F and F.4, G and G.1, G and G.2, G and G.3, G and G.4, G and G.5, H and H.1, H and H.2, H and H.3, H and H.4, H and H.5, I and I.1, I and I.2, I and I.3, I and I.4, I and I.5, I and I.6, I and I.7, J and J.1, J and J.2, J and J.3, J and J.4, J and J.5 and/or J and J.6.

TWENTY SECOND SPECIFICATION

PRACTICING WITH INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with having committed professional misconduct under N.Y. Educ. Law §6530(5) (McKinney Supp. 1996) by reason of his having practiced the profession with incompetence on more than one occasion, in that the Petitioner charges that the Respondent committed at least two of the following:

- 22. The facts in Paragraphs A and A.1, A and A.2, A and A.3, A and A.4, B and B.1, B and B.2, B and B.3, B and B.4, B and B.5, B and B.6, B and B.7, C and C.1, C and

C.2, C and C.3, C and C.4, C and C.5, C and C.6, D and
D.1, D and D.2, D and D.3, D and D.4, D and D.5, D and
D.6, D and D.7, E and E.1, E and E.2, E and E.3, E and
E.4, E and E.5, F and F.1, F and F.2, F and F.3, F and
F.4, G and G.1, G and G.2, G and G.3, G and G.4, G and
G.5, H and H.1, H and H.2, H and H.3, H and H.4, H and
H.5, I and I.1, I and I.2, I and I.3, I and I.4, I and
I.5, I and I.6, I and I.7, J and J.1, J and J.2, J and
J.3, J and J.4, J and J.5 and/or J and J.6.

TWENTY THIRD THROUGH THIRTY SECOND SPECIFICATIONS

FAILING TO MAINTAIN MEDICAL RECORDS

Respondent is charged with having committed professional misconduct under N.Y. Educ. Law §6530(32) (McKinney Supp. 1996) by reason of his having failed to maintain a record for each patient which accurately reflects his evaluation and treatment of the patient, in that Petitioner charges:

23. The facts in Paragraphs A and A.1.
24. The facts in Paragraphs B and B.1 and/or B and B.2.
25. The facts in Paragraphs C and C.1 and/or C and C.2.
26. The facts in Paragraphs D and D.1 and/or D and D.2.
27. The facts in Paragraphs E and E.1 and/or E and E.2.
28. The facts in Paragraphs F and F.1 and/or F and F.2.
29. The facts in Paragraphs G and G.1 and/or G and G.2.
30. The facts in Paragraphs H and H.1 and/or H and H.2.
31. The facts in Paragraphs I and I.1 and/or I and I.2.
32. The facts in Paragraphs J and J.1 and/or J and J.2.

THIRTY-THIRD THROUGH FORTY SECOND SPECIFICATIONS

ORDERING OF EXCESSIVE TESTS AND TREATMENT

Respondent is charged with having committed professional misconduct under N.Y. Educ. Law §6530 (35) (McKinney Supp. 1995) by reason of his having ordered excessive tests and/or treatment not warranted by the condition of the patient, in that Petitioner charges:

- 33. The facts in Paragraphs A and A.2 and/or A and A.3.
- 34. The facts in Paragraphs B and B.3, B and B.4 and/or B and B.7.
- 35. The facts in Paragraphs C and C.3 and/or C and C.6.
- 36. The facts in Paragraphs D and D.4 and/or D and D.7.
- 37. The facts in Paragraphs E and E.3 and/or E and E.5.
- 38. The facts in Paragraph F and F.3.
- 39. The facts in Paragraphs G and G.3 and/or G and G.5.
- 40. The facts in Paragraphs H and H.3 and/or H and H.5.
- 41. The facts in Paragraphs I and I.4, I and I.5 and/or I and I.7.
- 42. The facts in Paragraphs J and J.3 and/or J and J.6.

DATED: *January 4*, 1996

Albany, New York

Peter D. Van Buren

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