



***New York State Board for Professional Medical Conduct***

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

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*Vice Chair*

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

January 17, 2002

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

John H. Park, M.D.  
142-05 Roosevelt Avenue  
Flushing, NY 11354

John H. Park, M.D.  
322 West 5<sup>th</sup> Street, Suite 34E  
New York, NY 10019

RE: License No. 110946

Dear Dr. Park:

Enclosed please find Order #BPMC 02-5 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect January 17, 2002.

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

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

**RECEIVED**  
NYS DEPT. OF HEALTH

JAN - 4 2001

Division of Local Affairs  
Bureau of Professional Medical Conduct

-----X  
IN THE MATTER : SURRENDER  
OF : ORDER  
JOHN H. PARK, M.D. : BPMC # 02-5

-----X  
JOHN H. PARK, M.D., says:

On or about December 29, 1971, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 110946 by the New York State Education Department.

I understand that I have been charged with twelve specifications of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit A.

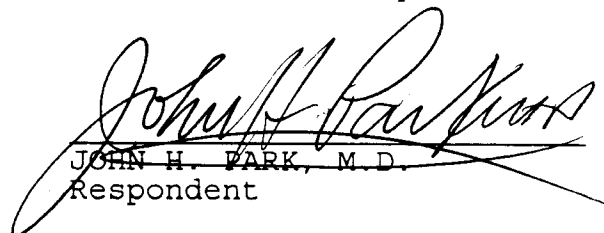
I am applying to the State Board for Professional Medical Conduct for an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I do not contest the eleventh specification of the Statement of Charges in full satisfaction of the charges against me.

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. In addition, I agree to a penalty that I am prohibited from re-licensure pursuant to N.Y. Public Health Law §230-a (6) and agree not to re-apply for licensure.

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


  
~~JOHN H. PARK, M.D.~~  
Respondent

AGREED TO:

Date: 1/4, 2007<sup>2</sup>

  
\_\_\_\_\_  
KEVIN C. ROE  
Associate Counsel  
Bureau of Professional  
Medical Conduct

Date: 1/11, 2007<sup>2</sup>

  
\_\_\_\_\_  
DENNIS J. GRAZIANO  
Director, Office of  
Professional Medical Conduct

ORDER

Upon the proposed agreement of JOHN H. PARK, 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

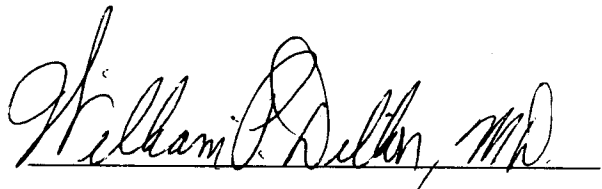
ORDERED, that the name of Respondent be stricken from the roster of physicians in the State of New York; and it is further

ORDERED, that Respondent is prohibited from re-licensure pursuant to N.Y. Public Health Law §230-a (6); 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 via certified mail, whichever is earliest.

DATED: \_\_\_\_\_

1/15/02



WILLIAM P. DILLON, M.D.  
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  
JOHN H. PARK, M.D. : CHARGES

-----X

JOHN H. PARK, M.D., Respondent, was authorized to practice medicine in New York State on December 29, 1971, by the issuance of license number 110946.

**FACTUAL ALLEGATIONS**

A. Respondent treated Patient A from on or about August 31, 2000, to on or about January 29, 2001, at his office, 142-05 Roosevelt Avenue, Flushing, New York 11354. Respondent's care and treatment of Patient A failed to meet acceptable standards of medical care, in that:

1. On various occasions during the course of treatment, Respondent performed gonioscopy without adequate medical justification.
2. On various occasions during the course of treatment, Respondent failed to obtain and/or document intraocular pressures.
3. On or about September 21, 2000 Respondent performed introcular surgery (cataract extraction with introcular lens implant OD) at his office without

appropriate equipment.

4. On September 21, 2000 Respondent administered anesthesia without appropriate personnel present.
5. Prior to the September 21, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
6. On or about December 27, 2000 Respondent performed intraocular surgery (cataract extraction with intraocular lens implant OS) at his office without appropriate equipment.
7. On December 27, 2000 Respondent administered anesthesia without appropriate personnel present.
8. Prior to the December 27, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
9. On December 27, 2000, Respondent placed a broken (sheared off) intraocular lens implant in the left eye.
10. Respondent failed to remove the intraocular lens implant from the left eye in a timely manner.
11. On December 28, 2000, Respondent prescribed Pilocarpine without adequate medical justification.

B. Respondent treated Patient B from on or about November 13, 2000, to on or about February 20, 2001, at his office, 142-05 Roosevelt Avenue, Flushing, New York 11354. Respondent's care and treatment of Patient B failed to meet acceptable standards of medical care, in that:

1. On various occasions during the course of treatment, Respondent performed gonioscopy without adequate medical justification.
2. On various occasions during the course of treatment, Respondent failed to obtain and/or document intraocular pressures.
3. On various occasions during the course of treatment, Respondent failed to obtain and/or document visual acuity, near visual acuity, and or refraction.
4. On or about November 22, 2000, Respondent performed introcular surgery (cataract extraction with introcular lens implant OS) at his office without appropriate equipment.
5. On November 22, 2000, Respondent administered anesthesia without appropriate personnel present.
6. Prior to the November 22, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
7. Respondent failed to adequately describe the capsular rupture and/or condition of the vitreous during the November 22, 2000 surgery.
8. Respondent failed to adequately document, evaluate,



and/or treat post-operative irregular pupil, inflammation and vitreous stand.

C. Respondent treated Patient C from on or about February 23, 1999, to on or about August 23, 2000, at his office, 142-05 Roosevelt Avenue, Flushing, New York 11354. Respondent's care and treatment of Patient C failed to meet acceptable standards of medical care, in that:

1. On February 23, 1999, Respondent prescribed Tobradex without adequate medical justification.
2. Respondent failed to discontinue Tobradex in a timely manner.
3. On February 23, 1999, Respondent failed to perform and/or document intraocular pressures, visual acuity, examination of the lens, and/or examination of the fundus.
4. On various occasions during the course of treatment, Respondent failed to obtain and/or document intraocular pressures.
5. On or about March 3, 2000, Respondent performed introcular surgery (pterygiun excision) at his office without appropriate equipment.
6. On March 3, 2000, Respondent administered anesthesia without appropriate personnel present.
7. Prior to the March 3, 2000, Respondent failed to

perform and/or document an adequate preoperative medical evaluation.

8. Respondent prescribed Timoptic without adequate medical justification.
9. Respondent prescribed Pilocarpine without adequate medical justification.
10. Respondent diagnosed narrow angle glaucoma without adequate medical justification.
11. Respondent failed to perform laser peripheral iridotomy or refer Patient C to another physician to perform laser peripheral iridotomy.
12. On or about April 28, 2000, Respondent performed intraocular surgery (cataract extraction with intraocular lens implant and peripheral iridotomy OS) at his office without adequate medical justification.
13. On or about April 28, 2000, Respondent performed intraocular surgery (cataract extraction with intraocular lens implant and peripheral iridotomy OS) at his office without appropriate equipment.
14. On April 28, 2000 Respondent administered anesthesia without appropriate personnel present.
15. Prior to the April 28, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
16. At various office visits in May and June of 2000, Respondent failed to obtain and/or document visual acuity and/or intraocular pressures.

D. Respondent treated Patient D from on or about June 21, 1999, to on or about Spring of 2000 at his office, 142-05 Roosevelt Avenue, Flushing, New York 11354. Respondent's care and treatment of Patient A failed to meet acceptable standards of medical care, in that:

1. Respondent prescribed Timoptic without adequate medical justification.
2. Respondent prescribed Maxitrol without adequate medical justification.
3. Respondent prescribed Pilocarpine without adequate medical justification.
4. On various occasions during the course of treatment, Respondent performed gonioscopy without adequate medical justification.
5. Respondent restarted Maxitrol on June 29, 1999, without adequate medical justification.
6. Respondent failed to discontinue Timoptic and/or Pilocarpine in a timely manner.
7. Respondent diagnosed narrow angle glaucoma without adequate medical justification.
8. Respondent failed to perform laser peripheral iridotomy OS or refer Patient D to another physician to perform laser peripheral iridotomy.
9. On or about December 29, 1999, Respondent performed intraocular surgery (peripheral iridotomy OS) at his office without adequate medical justification.

10. On or about December 29, 1999, Respondent performed intraocular surgery (peripheral iridotomy OS) at his office without appropriate equipment.
11. On April December 29, 1999, Respondent administered anesthesia without appropriate personnel present.
12. Prior to the December 29, 1999 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
13. Respondent prescribed Pilocarpine without adequate medical justification
14. Respondent failed to perform laser peripheral iridotomy OD or refer Patient D to another physician to perform laser peripheral iridotomy.
15. On or about January 19, 2000, Respondent performed intraocular surgery (peripheral iridotomy OD) at his office without adequate medical justification.
16. On or about January 19, 2000, Respondent performed intraocular surgery (peripheral iridotomy OD) at his office without appropriate equipment.
17. On January 19, 2000, Respondent administered anesthesia without appropriate personnel present.
18. Prior to the January 19, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.

5. Respondent treated Patient E from on or about February 3, 2000, to on or about August 21, 2000, at his office, 142-05 Roosevelt Avenue, Flushing, New York 11354. Respondent's care and treatment of Patient E failed to meet acceptable standards of medical care, in that:

1. On or about April 6, 2000, Respondent performed intraocular surgery (phacoemulsification OS) at his office without adequate medical justification.
2. On or about April 6, 2000, Respondent performed intraocular surgery (phacoemulsification OS) at his office without appropriate equipment.
3. On April 6, 2000, Respondent administered anesthesia without appropriate personnel present.
4. Prior to the April 6, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
5. Respondent failed to place a posterior chamber IOL or anterior chamber lens during the April 6 surgery.
6. On April 7 and 11, 2000, Respondent failed to obtain and/or document intraocular pressures.
7. On April 7 and 11, 2000, Respondent failed to perform and/or document adequate examinations of the eyes.
8. On or about April 13, 2000, Respondent performed intraocular surgery (attempted placement of a posterior chamber lens OS) at his office without adequate medical justification.

9. On or about April 13, 2000, Respondent performed intraocular surgery (attempted placement of a posterior chamber lens OS) at his office without appropriate equipment.
10. On April 13, 2000, Respondent administered anesthesia without appropriate personnel present.
11. Prior to the April 13, 2000 surgery, Respondent failed to perform and/or document an adequate preoperative medical evaluation.
12. On April 15, 2000, Respondent failed to obtain and/or document intraocular pressures.
13. On April 15, 2000, Respondent failed to perform and/or document adequate examination of the eyes.
14. Respondent failed to refer Patient E to a retinal specialist.
15. Respondent prescribed Voltaren, Trusopt, and/or oral Prednisone without adequate medical justification.
16. Respondent failed to remove, replace, reposition a dislocated IOL.

**SPECIFICATIONS**

**FIRST THROUGH FIFTH SPECIFICATIONS**

**GROSS NEGLIGENCE**

Respondent is charged with gross negligence on a particular occasion in violation of New York Education Law §6530(4), in that Petitioner charges:

1. The facts in Paragraphs A and A.1, A.2, A.3, A.4, A.5, A.6, A.7, A.8, A.9, A.10, and/or A.11.
2. The facts in Paragraphs B and B.1, B.2, B.3, B.4, B.5, B.6, B.7, and/or B.8.
3. The facts in Paragraphs C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, C.8, C.9, C.10, C.11, C.12, C.13, C.14, C.15, and/or C.16.
4. The facts in Paragraphs D and D.1, D.2, D.3, D.4, D.5, D.6, D.7, D.8, D.9, D.10, D.11, D.12, D.13, D.14, D.15, D.16, D.17, and/or D.18.
5. The facts in Paragraphs E and E.1, E.2, E.3, E.4, E.5, E.6, E.7, E.8, E.9, E.10, E.11, E.12, E.13, E.14, E.15, and/or E.16.

**SIXTH THROUGH TENTH SPECIFICATIONS**

**GROSS INCOMPETENCE**

Respondent is charged with gross incompetence on a particular occasion in violation of New York Education Law §6530(6), in that Petitioner charges:

6. The facts in Paragraphs A and A.1, A.2, A.3, A.4, A.5, A.6, A.7, A.8, A.9, A.10, and/or A.11.
7. The facts in Paragraphs B and B.1, B.2, B.3, B.4, B.5, B.6, B.7, and/or B.8.
8. The facts in Paragraphs C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, C.8, C.9, C.10, C.11, C.12, C.13, C.14, C.15, and/or C.16.
9. The facts in Paragraphs D and D.1, D.2, D.3, D.4, D.5, D.6, D.7, D.8, D.9, D.10, D.11, D.12, D.13, D.14, D.15, D.16, D.17, and/or D.18.
10. The facts in Paragraphs E and E.1, E.2, E.3, E.4, E.5, E.6, E.7, E.8, E.9, E.10, E.11, E.12, E.13, E.14, E.15, and/or E.16.

**ELEVENTH SPECIFICATION**

**NEGLIGENCE ON MORE THAN ONE OCCASION**

Respondent is charged with negligence on more than one occasion in violation of New York Education Law §6530(3), in that Petitioner charges two or more of the following:

11. The facts in Paragraphs A and A.1, A.2, A.3, A.4, A.5, A.6, A.7, A.8, A.9, A.10, A.11; B and B.1, B.2, B.3, B.4, B.5, B.6, B.7, B.8; C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, C.8, C.9, C.10, C.11, C.12, C.13, C.14, C.15, C.16.; D and D.1, D.2, D.3, D.4, D.5, D.6, D.7, D.8, D.9, D.10, D.11, D.12, D.13, D.14, D.15, D.16, D.17, D.18; and/or E and E.1, E.2, E.3, E.4, E.5, E.6, E.7, E.8, E.9, E.10, E.11, E.12, E.13, E.14, E.15, E.16.



TWELFTH SPECIFICATION

INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with incompetence on more than one occasion in violation of New York Education Law §6530(5), in that Petitioner charges two or more of the following:

12. The facts in Paragraphs A and A.1, A.2, A.3, A.4, A.5, A.6, A.7, A.8, A.9, A.10, A.11; B and B.1, B.2, B.3, B.4, B.5, B.6, B.7, B.8; C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, C.8, C.9, C.10, C.11, C.12, C.13, C.14, C.15, C.16.; D and D.1, D.2, D.3, D.4, D.5, D.6, D.7, D.8, D.9, D.10, D.11, D.12, D.13, D.14, D.15, D.16, D.17, D.18; and/or E and E.1, E.2, E.3, E.4, E.5, E.6, E.7, E.8, E.9, E.10, E.11, E.12, E.13, E.14, E.15, E.16.

DATED: *January 4*, 2002  
Albany, New York

*Peter D. Van Buren*  
PETER D. VAN BUREN  
Deputy Counsel  
Bureau of Professional  
Medical Conduct