



***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., Dr. P.H.  
*Commissioner  
NYS Department of Health*

Dennis P. Whalen  
*Executive Deputy Commissioner  
NYS Department of Health*

Dennis J. Graziano, Director  
*Office of Professional Medical Conduct*

William P. Dillon, M.D.  
*Chair*

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

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

February 7, 2002

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

Nazar Al-Bussam, M.D.  
32 Santo Barbara Drive  
Ranchos Polos-Verdes, CA 90274

RE: License No. 119000

Dear Dr. Al-Bussam:

Enclosed please find Order #BPMC 02-48 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect February 7, 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

cc: Paul Spackman, Esq.  
Iungerick & Spackman  
Suite 201 Almar Plaza  
28441 Highridge Road  
Rolling Hills Estates, CA 90274

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

---

**IN THE MATTER**

**OF**

**NAZAR AL-BUSSAM, M.D.  
CO-01-06-3186-A**

---

**SURRENDER**

**ORDER**

BPMC No. 02-48

**NAZAR AL-BUSSAM, M.D.**, says:

On or about March 1, 1974, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 119000 by the New York State Education Department. I currently reside at 32 Santa Barbara Drive, Ranchos Palos Verdes, CA 90274.

I am not currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me 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 have not practiced medicine in New York state since 1975 and I do not intend to return to practice medicine in New York state. I, therefore, 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, hereby, agree not to contest the Factual Allegations A, B(1), and B(5) and the two (2) specifications set forth in the Statement of Charges (Exhibit A).

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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same 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 first.

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

Date: 1/11/1, 2002

AGREED TO:

Date: 1/11, 2002

Date: 16 January, 2002

Date: 04 February, 2002



NAZAR AL-BUSSAM, M.D.  
Respondent



PAUL SPACKMAN, Esq.  
Attorney for Respondent



ROBERT BOGÁN  
Associate Counsel  
Bureau of Professional Medical  
Conduct



DENNIS J. GRAZIANO  
Director, Office of Professional  
Medical Conduct

STATE OF NEW YORK

DEPARTMENT OF HEALTH

STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

---

**IN THE MATTER**  
**OF**  
**NAZAR AL-BUSSAM, M.D.**  
**CO-01-06-3186-A**

---

**STATEMENT**  
**OF**  
**CHARGES**

**NAZAR AL-BUSSAM, M.D.**, the Respondent, was authorized to practice medicine in New York state on March 1, 1974, by the issuance of license number 119000 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about March 9, 1998, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs, (hereinafter "California Board"), by a Decision (hereinafter "California Decision"), revoked Respondent's Physician's and Surgeon's Certificate, stayed the revocation, and placed him on probation for three (3) years with terms and conditions, that include successful completion a PACE program and an ethics course, monitoring of his practice, and to pay \$18,000.00 costs, based on initiating aggressive chemotherapy, not warranted by clinical data presented, for two (2) patients.

B. The conduct resulting in the California Board 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(3) (negligence on more than one occasion);
2. New York Education Law §6530(4) (gross negligence);
3. New York Education Law §6530(5) (incompetence on more than one occasion);
4. New York Education Law §6530(6) (gross incompetence); and/or
5. New York Education Law §6530(35) (ordering excessive tests, treatment or use of treatment facilities not warranted by the condition of the patient).

**SPECIFICATIONS**  
**FIRST SPECIFICATION**

Respondent violated New York Education Law §6530(9)(b) 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 under the laws of New York state:

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

**SECOND SPECIFICATION**

Respondent violated New York Education Law §6530(9)(d) having his license revoked or having other disciplinary action taken against him after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation or other disciplinary action would constitute professional misconduct under the laws New York state, in that Petitioner charges:

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

DATED: *October 30*, 2001  
Albany, New York

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

**ORDER**

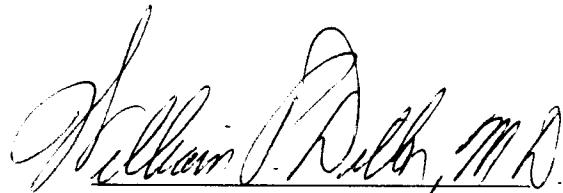
Upon the proposed agreement of **NAZAR AL-BUSSAM, M.D.**, to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of the 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 to Respondent at the addresses set forth in this agreement or to Respondent's attorney or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 2/5, 2002



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