

PUBLIC

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

IN THE MATTER
OF
KAMAL TADROS, M.D.

CONSENT
ORDER

BPMC No. 03-254

Upon the proposed agreement of KAMAL TADROS, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is agreed to and ORDERED, that the application and the provisions thereof are hereby adopted and so ORDERED, and 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 the Consent Order to Respondent at the address set forth in this agreement or to Respondent's attorney by certified mail, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 9-24-03


MICHAEL A. GONZALEZ, R.P.A.
Vice Chair
State Board for Professional
Medical Conduct

914 654 7050

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

**IN THE MATTER
OF
KAMAL TADROS, M.D.**

**CONSENT
AGREEMENT
AND
ORDER**

KAMAL TADROS, M.D., representing all statements herein made to be true, deposes and says:

That on or about July 1, 1994, I was licensed to practice as a physician in the State of New York, having been issued License No. 196376 by the New York State Education Department.

My current office address is 101-20 Lefferts Blvd., Richmond Hill, N.Y. 11419, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that the New York State Board for Professional Medical Conduct has charged me with one (1) specifications of professional misconduct.

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

I agree not to contest the allegations, in full satisfaction of the charges against me. I hereby agree to the following penalty:

Pursuant to NY Pub. Health Law Sec. 230-a(3), I shall be subject to a limitation of my license to practice medicine, in that I shall, in the course of the practice of medicine, examine and/or treat any female patient only in the presence of a chaperone. The chaperone shall be a female licensed or registered health care professional or other health care worker, shall not be a family member, personal friend, or be in a relationship with Respondent

which could pose a conflict with the chaperone's responsibilities. Respondent shall be subject to the condition that he provide the Director of the Office of Professional Medical Conduct with annual written attestations, during January of each year, stating whether he is and whether he has been in compliance with all terms and conditions of this order.

I further agree that the Consent Order for which I hereby apply shall impose the following conditions:

That, except during periods of actual suspension, Respondent shall maintain active registration of Respondent's license with the New York State Education Department Division of Professional Licensing Services, and pay all registration fees. This condition shall be in effect beginning thirty days after the effective date of the Consent Order and will continue while the licensee possesses his/her license; and

That Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigation of all matters regarding Respondent. Respondent shall respond in a timely manner to each and every request by OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond promptly and provide any and all

documents and information within Respondent's control upon the direction of OPMC. This condition shall be in effect beginning upon the effective date of the Consent Order and will continue while the licensee possesses his/her license.

I hereby stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that in the event I am charged with professional misconduct in the future, this agreement and order shall be admitted into evidence in that proceeding.

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 agree that such order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

I am making this Application of my own free will and accord and not under

duress, compulsion or restraint of any kind or manner. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

DATED 8/19/03


KAMAL TADROS, M.D.
RESPONDENT

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE: 9/15/03

[REDACTED]

TIMOTHY MCGINN, ESQ.
Attorney for Respondent

DATE: 9/16/03

[REDACTED]

CLAUDIA MORALES BLOCH
Associate Counsel
Bureau of Professional
Medical Conduct

DATE: 9/22/03

[REDACTED]

DENNIS J. GRAZIANO
Director
Office of Professional
Medical Conduct

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

IN THE MATTER
OF
KAMAL TADROS, M.D.

STATEMENT
OF
CHARGES

KAMAL TADROS, M.D., the Respondent, was authorized to practice medicine in New York State on or about July 1, 1994, by the issuance of license number 196376 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. In the course of a purported physical examination, Respondent made inappropriate physical contact with Patient A (who is identified in the Appendix)

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

WILLFUL PATIENT HARRASSMENT, ABUSE OR INTIMIDATION

Respondent is charged with committing professional misconduct as defined by N.Y. Educ. Law Sec. 6530(31) by willfully harassing, abusing, or intimidating a patient physically as alleged in the facts of the following:

1. The facts in paragraph A.

Exhibit "A"

DATED: June 2003
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct