



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

Kendrick A. Sears, M.D.
Chair

Michael A. Gonzalez, R.P.A.
Vice Chair

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

Public

September 29, 2006

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Douglas Capraro, R.P.A.
P.O. Box 335
West Winfield, NY 13491

Re: License No. 000302

Dear Mr. Capraro:

Enclosed is a copy of Order #BPMC 06-235 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect October 6, 2006.

If the penalty imposed by this Order is a surrender, revocation or suspension, you are required to deliver your license and registration within five (5) days of receipt of this Order. If the document(s) are lost, misplaced or destroyed, you are required to submit to this office an affidavit to that effect. Enclosed for your convenience is an affidavit. Please complete and sign the affidavit before a notary public and return it to: Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299

Sincerely,

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

cc: Patrick M. Quinn, Esq.
P.O. Box 596
West Winfield, NY 13491

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

-----X
IN THE MATTER : SURRENDER
OF : ORDER
DOUGLAS CAPRARO, R.P.A : BPMC # 06-235
-----X

DOUGLAS CAPRARO, R.P.A , says:

On or about June 12, 1975, I was licensed to practice as a registered physician's assistant in the State of New York having been issued License No. 000302 by the New York State Education Department.

I understand that I have been charged with fourteen 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 registered physician's assistant in the State of New York and request that the Board issue this order.

I do not contest the thirteenth specification of the Statement of Charges.

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 alleged misconduct and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding. Any 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.

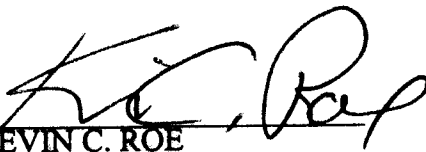
I agree that in the event the State Board for Professional Medical Conduct grants my application, this order shall be issued striking my name from the roster of registered physician's assistants in the State of New York without further notice to me

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



DOUGLAS CAPRARO, R.P.A.
Respondent

AGREED TO:

Date: 7/29, 2006


KEVIN C. ROE
Associate Counsel
Bureau of Professional Medical Conduct

Date: Aug. 25, 2006


PATRICK M. QUINN, ESQ.
Attorney for Respondent

Date: 9/29, 2006


DENNIS J. GRAZIANO
Director, Office of Professional Medical Conduct

ORDER

Upon the proposed agreement of DOUGLAS CAPRARO, R.P.A, to surrender his license as a registered physician's assistant in the State of New York, which 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 registered physician's assistants in the State of New York; and it is further

ORDERED, that this order shall be effective upon issuance by the Board, which may be accomplished by mailing copy of the order to Respondent or to Respondent's attorney, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 9-28, 2006

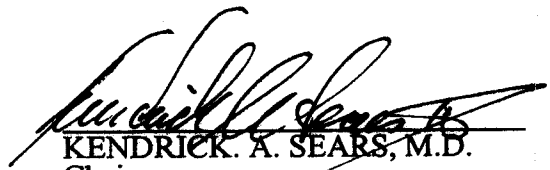

KENDRICK A. SEARS, M.D.
Chair
State Board for Professional
Medical Conduct

EXHIBIT A

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

IN THE MATTER

OF

DOUGLAS CAPRARO, RPA

STATEMENT

OF

CHARGES

DOUGLAS CAPRARO, RPA, the Respondent, was authorized to practice as a registered physician's assistant in New York State on or about June 12, 1975, by the issuance of license number 000302 by the New York State Education Department.

FACTUAL ALLEGATIONS

Respondent treated Patient A (patients are identified in the attached appendix) at his office, West Winfield Medical Clinic, West Winfield, New York from 1988 to October 2004. Respondent's care and treatment of Patient A failed to meet acceptable standards of medical care, in that:

1. Respondent failed to obtain and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent failed to recommend, order and/or perform routine health screening.
4. On October 12, 2004, Respondent failed to adequately evaluate, manage and/or treat complaints of low energy, poor appetite and 21 pound weight loss.

Respondent treated Patient B at his office from 1977 to November 2004. Respondent's care and treatment of Patient B failed to

meet acceptable standards of medical care, in that:

1. Respondent failed to obtain and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination for complaints of back pain.
3. Respondent failed to recommend, order and/or obtain appropriate radiological studies to evaluate back pain.
4. Respondent failed to recommend, order and/or obtain a neurological consultation.
5. Respondent failed to recommend, order and/or obtain physical therapy.
6. Respondent failed to recommend, order and/or obtain referral to a pain management specialist/pain clinic.

Respondent treated Patient C at his office from 1994 to October 2004. Respondent's care and treatment of Patient C failed to meet acceptable standards of medical care, in that:

1. Respondent failed to obtain and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent failed to recommend, order and/or obtain an endocrinology consultation.
4. Respondent failed to recommend, order and/or obtain a nephrology consultation.
5. Respondent failed to recommend, order and/or obtain a nutritional consultation.
6. Respondent failed to recommend, order and/or obtain a cardiology consultation.
7. Respondent failed to refer Patient C to an

emergency department on June 14, 2004.

8. Respondent failed to refer Patient C to an emergency department on October 27, 2004.

Respondent treated Patient D at his office from 1994 to 2003. Respondent's care and treatment of Patient D failed to meet acceptable standards of medical care, in that:

1. Respondent failed to obtain and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent failed to recommend, order and/or obtain an endocrinology consultation.
4. Respondent failed to recommend, order and/or obtain a nutritional consultation.
5. Respondent failed to recommend, order and/or obtain a gastroenterology consultation.
6. Respondent failed to adequately evaluate/manage diabetes mellitus.
7. Respondent prescribed tylenol with codeine for complaints of knee pain without adequate medical justification.

Respondent treated Patient E at his office from 1994 to November 2004. Respondent's care and treatment of Patient E failed to meet acceptable standards of medical care, in that:

1. Respondent prescribed Spivera without adequate medical justification.
2. Respondent failed to adequately evaluate/manage wheezing and shortness of breath.

F. Respondent treated Patient G at his office from 1996 to December 2004. Respondent's care and treatment of Patient G failed to meet acceptable standards of medical care, in that:

1. Respondent failed to obtain and/or document an adequate history.
2. Respondent failed to perform and/or document an adequate physical examination.
3. Respondent prescribed narcotic analgesics without adequate medical justification.
4. Respondent failed to adequately evaluate complaints of back pain.

SPECIFICATIONS

FIRST THROUGH SIXTH SPECIFICATIONS

GROSS NEGLIGENCE

Respondent is charged with gross negligence in violation of New York Education Laws §6530(4) in that, Petitioner charges:

1. The facts in Paragraphs A and A.1, A.2, A.3, A.4, and/or A.4.
2. The facts in Paragraphs B and B.1, B.2, B.3, B.4, B.5, and/or B.6.
3. The facts in Paragraphs C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, and/or C.8.
4. The facts in Paragraphs D and D.1, D.2, D.3, D.4, D.5, D.6 and/or D.7.
5. The facts in Paragraphs E and E.1, and/or E.2.
6. The facts in Paragraphs F and F.1, F.2, F.3, and/or F.4.

SEVENTH THROUGH TWELFTH SPECIFICATIONS

GROSS INCOMPETENCE

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

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

THIRTEENTH 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:

13. The facts in Paragraphs A and A.1, A.2, A.3, A.4; B and B.1, B.2, B.3, B.4, B.5, B.6; C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, C.8; D and D.1, D.2, D.3, D.4, D.5, D.6, D.7; E and E.1, E.2; F and F.1, F.2, F.3, F.4.


FOURTEENTH 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:

14. The facts in Paragraphs A and A.1, A.2, A.3, A.4; B and B.1, B.2, B.3, B.4, B.5, B.6; C and C.1, C.2, C.3, C.4, C.5, C.6, C.7, C.8; D and D.1, D.2, D.3, D.4, D.5, D.6, D.7; E and E.1, E.2; F and F.1, F.2, F.3, F.4.

DATED: *Sept. 22*, 2006
Albany, New York


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