

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

IN THE MATTER

OF

RICHARD JAMES KARPf, M.D.

NONDISCIPLINARY
STIPULATION &
ORDER
OF CONDITIONS
PURSUANT TO
§230 OF THE
PUBLIC HEALTH LAW

Upon the proposed agreement of RICHARD JAMES KARPf, M.D. (Licensee) for an Order of Conditions Pursuant to §230 of the Public Health Law in the attached Stipulation and Application, which is part of this Order, It is agreed to and

ORDERED, that the Stipulation and Application and its provisions 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 either:

- Mailing a copy of this Order to Licensee by first class mail, or to Licensee's attorney by certified mail, OR
- Transmission via facsimile to Licensee or Licensee's attorney.

This Order shall remain in effect as set forth in the attached Stipulation and Application.

SO ORDERED.

DATED: 1/28/03

William P. Dillon, M.D.

WILLIAM P. DILLON, M.D.

Chair

State Board for Professional Medical Conduct

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RICHARD JAMES KARPF, M.D., representing that all of the following statements are true, deposes and says:

On or about October 17, 1983, I was licensed to practice as a physician in the State of New York and issued License No. J56127 by the New York State Education Department.

My current residence address is 1 Kensington Gate, Great Neck, N.Y., my current practice address is 1517 Franklin Avenue, Suite 201, Mineola, N.Y., 11501 and I will advise the Director of the Office of Professional Medical Conduct of any change in my addresses, but request that all communications be directed to me care of my attorney, H. Mitchell Schuman, Esq., Schuman, Abramson, Morak & Wolk, 35 Worth Street, New York, N.Y. 10013. I have no privileges or affiliation with any hospital or medical facility.

I understand that the New York State Board for Professional Medical Conduct is conducting an investigation (as identified in but not limited by attached Exhibit "A," which is part of this application.) I further understand that in the absence of a resolution of this matter by this stipulation, the matter may be presented to a Committee on Professional Conduct of the Board pursuant to Public Health Law §230(12) and that an Order may be

sought by the Director of the Office of Professional Medical Conduct under that section.

I have withdrawn from the practice of medicine. As I do not believe that the short period of time that would precede an Order pursuant to §230(12) of the Public Health Law and the proceedings to follow would enable me to fully avail myself of the opportunity to explain the issues under investigation as set forth in section 230(10)(a)(iii) of the Public Health Law, I hereby knowingly and willingly offer to continue to refrain from the practice of medicine subject to a Nondisciplinary Order of Conditions issued by the Chairman of the State Board for Professional Medical Conduct. My offer to be bound by this Nondisciplinary Order of Conditions is not an admission by me of any act of misconduct, but rather is made to allow me to provide an explanation of the issues under investigation to the Office of Professional Medical Conduct and to facilitate completion of a full and fair investigation.

I reserve the right to elect to withdraw from this agreement, but only upon written notice via certified mail, return receipt requested, to the Director of the Office of Professional Medical Conduct, New York State Department of Health, Hedley Park Place 433 River Street, Troy, NY 12180, which shall be received by the Director at least 30 days before I resume medical practice. I understand and agree that the Director reserves the right to continue and complete this investigation and, if warranted, to proceed to direct Counsel to prepare charges and proceed to hearing pursuant to §230(10) of the Public Health Law.

This Stipulation and Order shall otherwise remain in effect and shall terminate upon the conclusion of a hearing, if any, brought pursuant to section 230(10) and 230-c of the Public Health Law; upon any resolution of the matter by Consent Order; or upon the Determination by the Director of the Office of Professional Medical Conduct that no such

hearing is required.

In recognition of the matters that are being investigated by the Board, and after consulting my attorney, I hereby stipulate and agree that the State Board for Professional Medical Conduct shall issue a Nondisciplinary Order of Conditions Pursuant to New York Public Health Law §230. This Order shall be effective upon issuance and shall remain in effect as set forth above. Upon the issuance of, and my compliance with, the Order of Conditions, the Department will extend my opportunity for interview prior to the presentation of this matter to an Investigation Committee based on my alleged conduct with respect to the matters set forth in Exhibit "A" through June 30, 2003, or until I notify the Director of OPMC of my election to withdraw from this agreement.

Said Order shall impose the following Conditions:

- Immediately upon issuance of Said Order, I shall be required to refrain from the practice of medicine.
- That I shall immediately notify the medical licensing agency of any other state or jurisdiction where I hold or apply for medical licensure of the Conditions of the Order to which I am subject and will provide contemporaneous documentary proof, of any and all such notices, to the Director.
- That subject to my constitutional and statutory rights, I shall cooperate with the Office of Professional Medical Conduct in its administration and enforcement of this Order and in its investigation of all matters concerning me. This condition shall take effect upon the effective date of this Order and shall continue throughout the duration of the pending investigation and completion of a hearing, should one be pursued;

I further stipulate that:

My failure to comply with such Conditions shall constitute professional misconduct as defined in N.Y. Educ. Law §6530(29); and that

Any practice of medicine by me in the State of New York while this Order is in effect shall be unauthorized and shall constitute Professional Misconduct within the meaning of N.Y. Educ. Law §6530(2); and that

I am aware that unauthorized medical practice is a felony defined by N.Y. Educ. Law §6512.

I understand that nothing contained in this application shall be construed to be an admission of any act of misconduct alleged or charged against me and that as of the date of this application, no charges have been brought.

I agree that in the event the Board grants this Application, an Order of the Chair of the Board shall be issued in accordance with this Application and shall remain in effect as set forth above. I further understand and agree that the Department of Health shall notify the National Practitioner Databank, the Federation of State Boards, hospitals and other health care facilities where I have privileges, and any other party or governmental agency inquiring as to my licensure status, that I am not authorized to practice medicine and that any such practice is to be reported to the Director of the Office of Professional Medical Conduct, but that no misconduct charges have been brought or sustained. This notification shall also be posted on the Internet Website maintained by the New York State

Department of Health.

I am making this Application of my own free will and not under duress, compulsion or restraint of any kind. In consideration of the value to me of the Board's acceptance of this Application, I hereby waive my right to contest the Order for which I apply, whether administratively or judicially, I agree to be bound by the Order, and I ask that the Application be granted.



RICHARD JAMES KARPf, M.D.
Respondent

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

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PUBLIC HEALTH LAW

The undersigned agree to Licensee's attached application and to the issuance of the proposed Nondisciplinary Order of Conditions Pursuant to §230 of the Public Health Law.

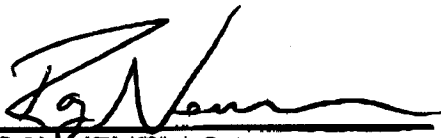
DATE:



H. MITCHELL SCHUMAN, ESQ.
Attorney for Licensee

DATE:

1/28/03



ROY NEMERSON
Deputy Counsel
Bureau of Professional Medical Conduct

DATE:

1/28/03



DENNIS J. GRAZIANO
Director
Office of Professional Medical Conduct