



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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NYS Department of Health

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Office of Professional Medical Conduct

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

PUBLIC

December 24, 2004

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Houshang Yazdi, M.D.
11550 Indian Hill Road #241
Mission Hills, CA 91345

Re: License No. 122482

Dear Dr. Yazdi:

Enclosed please find Order #BPMC 04-302 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect December 31, 2004.

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 the 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: Peter Osnioff, Esq.
3699 Wilshire Blvd, 10th Floor
Los Angeles, CA 90010

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

IN THE MATTER
OF
HOUSHANG YAZDI, M.D.

CONSENT
ORDER

BPMC No. 04-302

Upon the proposed agreement of **HOUSHANG YAZDI, M.D.**, (Respondent) for Consent Order, which application is made a part hereof, it is agreed 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: 12-24-2004



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

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

IN THE MATTER
OF
HOUSHANG YAZDI, M.D.
CO-04-08-3818-A

CONSENT
AGREEMENT
AND ORDER

HOUSHANG YAZDI, M.D., (Respondent) being duly sworn deposes and says:

That on or about November 15, 1974, I was licensed to practice as a physician in the State of New York, having been issued License No. 122482 by the New York State Education Department.

My current address is 11550 Indian Hill Road #241, Mission Hills, CA 91345, 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 of Professional Medical Conduct has charged me with one (1) specification of professional misconduct.

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

I do not contest the one (1) Specification, in full satisfaction of the charges against me, and hereby agree to the following penalty:

I shall never activate my registration to practice medicine in New York state or seek a new license to practice medicine in New York.

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

I agree that in the event that I am charged with professional misconduct in the future, the 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.

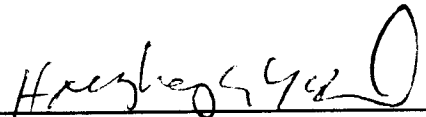
I understand that, in the event that this Application is not granted by the Board, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such Application shall not be used against me in any way and shall be kept in strict 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.

AFFIRMED:

DATED: 12-7-04



HOUSHANG YAZDI, M.D.
Respondent

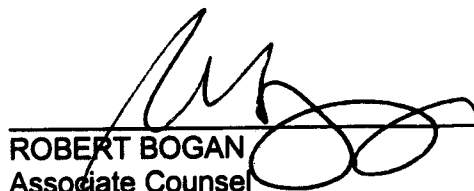
The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

DATE: 12/9/04



PETER OSINOFF
Attorney for Respondent

DATE: 14 December 2004



ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 22 December 2004



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
HOUSHANG YAZDI, M.D.
CO-04-08-3818-A

STATEMENT
OF
CHARGES

HOUSHANG YAZDI, M.D., the Respondent, was authorized to practice medicine in New York State on November 15, 1974, by the issuance of license number 122482 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about December 5, 2003, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs (hereinafter "California Board"), by a Decision (hereinafter "California Decision"), suspended Respondent's Physician's and Surgeon's Certificate, based on Respondent suffering from a major cervical disc problem, making him physically incapable of practicing medicine safely.

B. The conduct, practicing while so disabled, resulting in the California Board disciplinary action against Respondent would constitute grounds for discipline under the laws of New York state, pursuant to the following sections of New York state law:

1. New York State Education Law Section 6530(7) (practicing the profession while impaired by a physical disability).


SPECIFICATION

Respondent violated New York State Education Law Section 6530 (9)(d) by having disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed

in New York state, constitute professional misconduct under the laws of New York state,
in that the Petitioner charges:

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

DATED: *Dec. 10*, 2004


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