



*New York State Board for Professional Medical Conduct*

*433 River Street, Suite 303 Troy, New York 12180-2299 • (518) 402-0863*

Barbara A. DeBuono, M.D., M.P.H.  
*Commissioner of Health*

Patrick F. Carone, M.D., M.P.H.  
*Chair*  
Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

February 24, 1998

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Vincent Guglielmo Canganelli, M.D.  
Inmate #21217-018  
Federal Medical Center  
Box 14505  
Lexington, Kentucky 40512

RE: License No. 102880

Dear Dr. Canganelli:

Enclosed please find Order #BPMC 98-41 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect **March 3, 1998**.

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.

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: William M. Holland, Jr.  
Suite 605-H  
3825 Henderson Boulevard  
Tampa, Florida 33629


Marcia Kaplan, Esq.



I understand that, in the event that the application 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 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 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, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

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 Surrender Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

  
VINCENT GUGLIELMO CANGENELLI, M.D.  
RESPONDENT

Sworn to before me this

30<sup>th</sup> day of December 1997

  
NOTARY PUBLIC

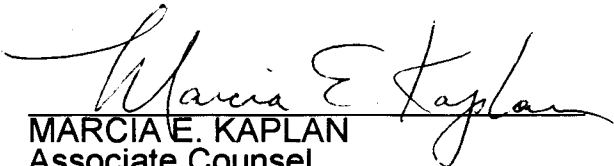
Expires 5/10/98

The undersigned agree to the attached application of the Respondent to surrender his license.


Date: \_\_\_\_\_

\_\_\_\_\_, Esq.  
Attorney for Respondent

Date: Feb. 12, 1998

  
MARCIA E. KAPLAN  
Associate Counsel  
Bureau of Professional  
Medical Conduct

Date: Feb. 18, 1998

  
ANNE F. SAILE  
Director  
Office of Professional Medical Conduct

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

**IN THE MATTER  
OF  
VINCENT GUGLIELMO CANGENELLI, M.D.**

**SURRENDER  
ORDER**

Upon the proposed agreement of VINCENT GUGLIELMO CANGENELLI, M.D. (Respondent) 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 application and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of Respondent be stricken from the roster of physicians in the State of New York; it is further

ORDERED, that this order shall take effect as of the date of the personal service of this order upon Respondent, upon receipt by Respondent of this order via certified mail, or seven days after mailing of this order via certified mail, whichever is earliest.

SO ORDERED.

DATED: 2/20/98

  
PATRICK F. CARONE, M.D., M.P.H.  
Chairperson  
State Board for Professional  
Medical Conduct

**EXHIBIT "A"**

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

**IN THE MATTER  
OF  
VINCENT GUGLIELMO CANGENELLI, M.D.**

**STATEMENT  
OF  
CHARGES**

VINCENT GUGLIELMO CANGENELLI, M.D., the Respondent, was authorized to practice medicine in New York State on or about January 9, 1969, by the issuance of license number 102880 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about August 21, 1997, Respondent surrendered his license to practice medicine in Kentucky by entry by the Kentucky Board of Medical Licensure (Kentucky Board) of an Agreed Order of Surrender, after disciplinary action was instituted against Respondent by issuance of an Emergency Order of Suspension on or about December 18, 1996. In the Agreed Order of Surrender, the parties stipulated that based upon the licensee's acts and omissions with regard to failing to maintain the standards expected and required of licensees by the Board in the prescribing of controlled substances, sufficient grounds existed for the Board to impose disciplinary sanctions against the licensee's Kentucky medical license pursuant to KRS 311.595(9) and 311.597(4) (engaging in dishonorable, unethical, or unprofessional conduct of a character likely to deceive, defraud, or harm the public or any member thereof, conduct bringing the medical profession into disrepute, including any departure from or failure to conform to the standards of

acceptable and prevailing medical practice or medical ethics.) The conduct resulting in the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law §6530(2)(practicing the profession fraudulently or beyond its authorized scope and/or §6530(3)(practicing the profession of medicine with negligence on more than one occasion).

- B. On or about October 2, 1997, Respondent, a licensed physician and psychiatrist practicing in Hazard, Kentucky, was convicted, upon a plea of guilty, in the United States District Court, Eastern District of Kentucky, Pikeville, Kentucky, of Conspiracy to Distribute Schedule II and III Narcotic Controlled Substances, in violation of 21 U.S.C. Sec. 846, in that from on or about December 10, 1995 through on or about December 18, 1996, Respondent knowingly and intentionally conspired with others to distribute measurable quantities of the following scheduled narcotic controlled substances: Oxycodone & APAP (Schedule II); Percodan (Schedule II); Percocet (Schedule II); Tylox (Schedule II); Lorcet 10/650 (Schedule II); Lorcet 7.5 (Schedule III); Lortab (Schedule III); Tussionex (Schedule III); and Endocet 5/325 (Schedule II).

## **SPECIFICATION OF CHARGES**

### **FIRST SPECIFICATION**

#### **HAVING HAD DISCIPLINARY ACTION TAKEN**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(d)(McKinney Supp. 1997) by having his or her license to practice medicine revoked, suspended or having other disciplinary action taken, or

having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law § §6530(2) and/or 6530(3) as alleged in the facts of the following:

1. Paragraph A.

### **SECOND SPECIFICATION**

#### **CRIMINAL CONVICTION (Federal)**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(9)(a)(ii)(McKinney Supp. 1997) by having been convicted of committing an act constituting a crime under federal law as alleged in the facts of the following:

2. Paragraph B.

DATED: December , 1997  
New York, New York

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ROY NEMERSON  
Deputy Counsel  
Bureau of Professional  
Medical Conduct