



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

**PUBLIC**

February 17, 2005

***CERTIFIED MAIL-RETURN RECEIPT REQUESTED***

R. Wendell Ward, M.D.  
4217 Dom Perignon Court  
Allison Park, PA 15101-2881

Re: License No. 073236

Dear Dr. Ward:

Enclosed please find Order #BPMC 05-30 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect February 24, 2005.

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

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

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**IN THE MATTER**

**OF**

**R. WENDELL WARD, M.D.  
CO-04-12-6197-A**

**SURRENDER**

**ORDER**

BPMC No. 05-30

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**R. WENDELL WARD, M.D.,** says:

On or about December 9, 1952, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 073236 by the New York State Education Department. I currently reside at 4217 Dom Perignon Court, Allison Park, PA 15101-2881.

I am not currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me with two (2) 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 physician in the State of New York and request that the Board issue this Surrender Order.

I, hereby, agree not to contest the two (2) specifications set forth in the Statement of Charges (Exhibit A).

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 misconduct alleged or charged against me, such proposed agreement 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 Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Order to me at the address set forth above or to my attorney or upon transmission via facsimile to me or my attorney, whichever is first.

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

Date: 1-20, 2005


  
R. WENDELL WARD, M.D.  
Respondent

AGREED TO:

Date: 27 January 2005

  
ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical Conduct

Date: 11 February, 2005

  
DENNIS J. GRAZIANO  
Director, Office of Professional  
Medical Conduct

**ORDER**


Upon the proposed agreement of **R. WENDELL WARD, M.D.**, 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 proposed agreement and the provisions thereof are hereby adopted; it is further

**ORDERED**, that the name of the Respondent be stricken from the roster of physicians in the State of New York; 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 to Respondent at the addresses set forth in this agreement or to Respondent's attorney or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 2-15, 2005

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

IN THE MATTER  
OF  
R. WENDELL WARD, M.D.  
CO-04-12-6197-A

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STATEMENT  
OF  
CHARGES

R. WENDELL WARD, M.D., the Respondent, was authorized to practice medicine in New York state on December 9, 1952, by the issuance of license number 073236 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about May 25, 2004, the Pennsylvania Board of Medicine (hereinafter "Pennsylvania Board"), by a Consent Agreement and Order (hereinafter "Pennsylvania Order"), accepted the voluntary surrender of Respondent's license to practice medicine, based on Respondent having purchased large quantities of controlled substances, including Propoxyphene, Hydrocodone, Lorazepam, Meprobamate, Alprazolam, Chlordiazepoxide, Phentermine, Fastin, Diphenoxylate, Codeine, and Ambien under his DEA registration and having admitted to the DEA that he did not have any medical records or dispensing records for either him or his wife and having informed the DEA that he had been retired from medical practice for several years.

B. On or about October 13, 2004, the State of New Jersey, Department of Law & Public Safety, Division of Consumer Affairs, State Board of Medical Examiners (hereinafter "New Jersey Board"), by a Consent Order (hereinafter "New Jersey Order"), accepted the surrender of Respondent's license to practice medicine and surgery with prejudice, based on the Pennsylvania action set forth in Paragraph A, above.

C. The conduct resulting in the Pennsylvania Board disciplinary action against Respondent would constitute misconduct under the laws of New York state, pursuant to the following sections of New York state Law:

1. New York Education Law §6530(32) (failure to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient).

D. The conduct resulting in the New Jersey Board disciplinary action against Respondent would constitute misconduct under the laws of New York state, pursuant to the following sections of New York state Law:

1. New York Education Law §6530(9)(d) (having surrendered his license to practice after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the license surrender would, if committed in New York state, constitute professional misconduct under the laws New York state).

### **SPECIFICATIONS**

#### **FIRST AND SECOND SPECIFICATIONS**

Respondent violated New York Education Law §6530(9)(d) by having surrendered his license to practice medicine after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the license surrender would, if committed in New York state, constitute professional misconduct under the laws New York state, in that Petitioner charges:

1. The facts in Paragraphs A and/or C.
2. The facts in Paragraphs A, B, C, and/or D.

DATED: *January 27*, 2005  
Albany, New York

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