

Public

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

IN THE MATTER

OF

ARNALDO FRANCESCO TRABUCCO, M.D.
CO-05-06-3003-A

**COMMISSIONER'S
SUMMARY
ORDER**

TO: **ARNALDO FRANCESCO TRABUCCO, M.D.**
 1549 North Meadows Court
 Columbus, IN 47203

The undersigned, Antonia C. Novello, M.D., M.P.H., Dr. P.H., Commissioner of Health, pursuant to New York Public Health Law §230, upon the recommendation of a committee on Professional Medical Conduct of the State Board for Professional Medical Conduct, has determined that the duly authorized professional disciplinary agency of another jurisdiction, the Medical Licensing Board of Indiana, (hereinafter "Indiana Board") has made a finding substantially equivalent to a finding that the practice of medicine by **ARNALDO FRANCESCO TRABUCCO, M.D.**, Respondent, licensed to practice medicine in New York state on June 17, 1986, by license number 166371, in that jurisdiction, constitutes an imminent danger to the health, safety, and welfare of its people, as is more fully set forth in documents of the State of Indiana, attached hereto, as "Appendix A," and made a part hereof.

It is, therefore:

ORDERED, pursuant to New York Public Health Law Section 230(12)(b), that effective immediately, **ARNALDO FRANCESCO TRABUCCO, M.D.**, Respondent, shall not practice medicine in the state of New York or in any other jurisdiction where that practice is dependent on a valid New York state license to practice medicine. _

Any practice of medicine in the state of New York or in any other jurisdiction where that practice is dependent on a valid New York state license to practice medicine in violation of this Commissioner's Summary Order shall constitute Professional Misconduct within the meaning of New York Education Law §6530 and may constitute unauthorized medical practice, a felony defined by New York Education Law §6512.

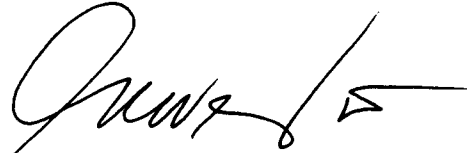
This Order shall remain in effect until the final conclusion of a hearing that shall commence within thirty (30) days after the final conclusion of the disciplinary proceeding in the state of Indiana. The hearing will be held pursuant to the provisions of New York Public Health Law §230, and New York State Administrative Procedure Act §301-307 and 401. The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct, on a date and at a location to be set forth in a written Notice of Referral Proceeding, together with a Statement of Charges, to be provided to Respondent after the final conclusion of the Indiana proceeding. Said written Notice may be provided in person, by mail or by other means. If Respondent wishes to be provided said written notice at an address other than those set forth above, Respondent shall so notify, in writing, both the attorney whose name is set forth on this Order and the Director of the Office of Professional Medical Conduct, at the addresses set forth below.

Respondent shall notify the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299 via Certified Mail, Return Receipt Requested, of the final conclusion of the Indiana proceeding, immediately upon such conclusion.

**THESE PROCEEDINGS MAY RESULT IN A
DETERMINATION THAT YOUR LICENSE TO
PRACTICE MEDICINE IN NEW YORK STATE BE
REVOKED OR SUSPENDED AND/OR THAT YOU
BE FINED OR SUBJECT TO OTHER SANCTIONS
SET FORTH IN NEW YORK PUBLIC HEALTH LAW
SECTION 230-A. YOU ARE URGED TO OBTAIN AN
ATTORNEY FOR THIS MATTER.**

DATE: Albany, New York

September 7, 2005



ANTONIA C. NOVELLO, M.D., M.P.H., Dr. P. H.
Commissioner

Inquires should be addressed to:

Robert Bogan
Associate Counsel
Office of Professional Medical Conduct
433 River Street – Suite 303
Troy, New York 12180
(518) 402-0828

BEFORE THE MEDICAL LICENSING
BOARD OF INDIANA
CAUSE NUMBER: 2005 MLB 0030

STATE OF INDIANA,

Petitioner,

v.

ARNALDO FRANCESCO TRABUCCO, M.D.,
LICENSE NO.: 01057323,

Respondent.

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SUMMARY SUSPENSION ORDER

The Medical Licensing Board of Indiana ("Board"), pursuant to the authority of Indiana Code § 4-21.5-4-1 *et seq.* and Indiana Code § 25-1-9-10, at a hearing held, May 26, 2005, by a vote of 5-1-0, **SUMMARILY SUSPENDS** the license held by Arnaldo Francesco Trabucco, M.D., ("Respondent") for 90 days, as the Board finds that an emergency exists and that the Respondent represents a clear and immediate danger to the public health and safety if allowed to practice as a physician in the State of Indiana.

The State of Indiana was represented by Sara R. Matticks, Deputy Attorney General. The Respondent was present in person and by counsel, James H. Voyles.

This **NON-FINAL** emergency order is based on the evidence in the Board's file and presented at the hearing. The Board finds that:

1. Respondent is a licensed physician in the State of Indiana.
2. This Board has jurisdiction to suspend Respondent's license in accordance with the provisions of Indiana Code § 4-21.5-4 *et seq.* and Indiana Code § 25-1-9-10.
3. Respondent practices urology in Columbus, Indiana.

4. Respondent purchased marijuana seeds over the Internet. The package was intercepted by customs agents who notified local authorities.

5. On or about April 28, 2005, the Bartholomew County Sheriff's Department obtained and served a search warrant upon Respondent's residence in Columbus, Indiana.

6. Authorities located and seized 33 marijuana plants, bagged marijuana, marijuana production equipment, multiple marijuana cigarettes, some partially burned, smoking pipes with residue, books on marijuana and fungi cultivation, multiple packages of marijuana seeds shipped from various countries including Germany and the Netherlands, over \$30,000 cash and several handguns.

7. Respondent possessed keys and access to locked rooms in the basement of the home where the seized items were located, including a home office, which also contained medical supplies and a computer. Respondent also possessed keys and access to the post office box where the marijuana seeds were shipped. While law enforcement authorities were on the premises, Respondent arrived. Respondent's vehicle was searched and a metal container with several marijuana cigarettes was located in a compartment of the driver side door of the vehicle.

8. Respondent and his wife were arrested for maintaining a common nuisance, dealing in marijuana, and possession of over 30 grams of marijuana. Respondent is currently charged with possession of marijuana a class D felony.

9. Subsequent to his arrest, Respondent resigned from his urology partnership and resigned his privileges at Columbus Hospital, but has maintained an active license to practice medicine.

10. If allowed to continue to practice as a licensed physician, Respondent represents a clear and immediate danger to the public health and safety.

WHEREFORE, RESPONDENT IS ORDERED to immediately cease and desist from all acts constituting the practice as a physician for a period of 90 days from the date of this Order.

IT IS FURTHER ORDERED, that Respondent shall immediately surrender all indicia of licensure, including his pocket license and wall license, to the Board in care of the Health Professions Bureau, 402 West Washington Street, Room 066, Indianapolis, Indiana 46204.

SO ORDERED, this 6 day of June, 2005; this Order is effective as of May 26, 2005.

MEDICAL LICENSING BOARD OF INDIANA

By:



Frances L. Kelly
Executive Director
Health Professions Bureau

copies to:

James H. Voyles
Jefferson Plaza
One Virginia Avenue, Suite 700
Indianapolis, In 46204

Arnaldo Francesco Trabucco, M.D.
1549 N. Meadows Ct.
Columbus, IN 47203

SENT CERTIFIED MAIL NO. 7003 3110 0003 5659 9312
RETURN RECEIPT REQUESTED.

Deputy Attorney General Sara R. Matticks
Office of the Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204-2770
SRM:229264