



***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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*Executive Deputy Commissioner  
NYS Department of Health*

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*Office of Professional Medical Conduct*

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*Vice Chair*

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

November 15, 2005

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

Julio Amilcar Teixeira, M.D.  
300 E. 64th Street  
Apt. 12A  
New York, NY 10021

RE: License No. 207284

Dear Dr. Teixeira:

Enclosed is a copy of Order #BPMC 05-264 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect November 22, 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 or receipt of the of the Order to:

Board for Professional Medical Conduct  
New York State Department of Health  
Hedley Park Place, Suite 303  
433 River Street  
Troy, New York 12180

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management  
New York State Department of Health  
Corning Tower, Room 1258  
Empire State Plaza  
Albany, New York 12237

Sincerely,



Ansel R. Marks, M.D., J.D.  
Executive Secretary  
Board for Professional Medical Conduct

cc: Amy T. Kulb, Esq.  
Jacobson, Goldberg and Kulb, LLP  
585 Stewart Avenue, Suite 720  
Garden City, NY 11530

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IN THE MATTER

CONSENT

OF

ORDER

JULIO AMILCAR TEIXEIRA, M.D.

BPMC No.05-264

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Upon the application of **JULIO AMILCAR TEIXEIRA, M.D.**, (Respondent) in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is

ORDERED, that the Consent Agreement, and its terms, are adopted and it is further

ORDERED, that this Order shall be effective upon issuance by the Board, either by mailing a copy of this Consent Order, either by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, OR upon facsimile transmission to Respondent or Respondent's attorney, whichever is first.

SO ORDERED.

DATED: 11-11-05



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

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

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IN THE MATTER  
OF  
JULIO AMILCAR TEIXEIRA, M.D.  
CO-05-03-1412-A

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CONSENT  
AGREEMENT  
AND ORDER

**JULIO AMILCAR TEIXEIRA, M.D.**, (Respondent) being duly sworn deposes and says:

That on or about July 2, 1997, I was licensed to practice as a physician in the State of New York, and issued License No. 207284 by the New York State Education Department.

My current address is 300 E. 64<sup>th</sup> Street, Apt. 12A, New York, NY 10021, and I will advise the Director of the Office of Professional Medical Conduct of any change of my address thirty (30) days, thereof.

I understand that the New York State Board for Professional Medical Conduct has charged me with one (1) specification of professional misconduct.

A copy of the Statement of Charges, marked as Exhibit "A", is attached to and part of this Consent Agreement.

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

Censure and Reprimand;  
and a \$2,500.00 fine.

The fine is to be paid within thirty (30) days of the effective date of this Order to the NYS Department of Health, Bureau of Accounts Management, Revenue Unit, Empire State Plaza, Corning Tower, Room 1258, Albany, NY 12237-0016

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

That Respondent shall maintain active registration of Respondent's license with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and pay all registration fees. This condition shall take effect thirty (30) days after the Consent Order's effective date and will continue so long as Respondent Remains licensed in New York State; and

That Respondent shall cooperate fully with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigation of matters concerning Respondent. Respondent shall respond in a timely manner to all OPMC requests for periodic verification of Respondent's compliance with this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond promptly and provide any and all documents and information within Respondent's control, as directed. This condition shall take effect upon the Board's issuance of the Consent Order and will continue so long as Respondent remains licensed in New York State.

I stipulate that my failure to comply with any conditions of this Order shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that if I am charged with professional misconduct in future, this Consent Agreement and Order shall be admitted into evidence in that proceeding.

I ask the Board to adopt this Consent Agreement.

I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to the Public Health Law.

I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this Order shall take effect upon its issuance by the Board, either by mailing of a copy of the Consent Order by first class mail to me at the address in this Consent Agreement, or to my attorney by certified mail

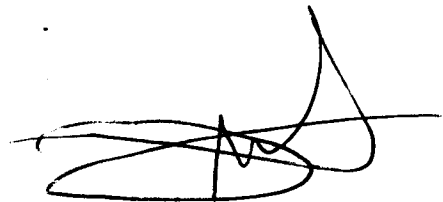
upon facsimile transmission to me or my attorney, whichever is first. The Order, this agreement, and all attached Exhibits shall be public documents, with only patient identities, if any, redacted.

I stipulate that the proposed sanction and Order are authorized by Public Health Law Sections 230 and 230-a and that the Board for Professional Medical Conduct and the Office of Professional Medical Conduct have the requisite powers to carry out all included terms. I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and ask that the Board adopt this Consent Agreement.

AFFIRMED:

DATED:

11/4/05




JULIO AMILCAR TEIXEIRA, M.D.  
Respondent

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

DATE:

11-7-05

  
AMY T. KULB  
Attorney for Respondent

DATE:

08 November 2005

  
ROBERT BOGAN  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE:

10 November 2005

  
DENNIS J. GRAZIANO  
Director  
Office of Professional Medical Conduct

STATE OF NEW YORK

DEPARTMENT OF HEALTH

STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER  
OF  
JULIO AMILCAR TEIXEIRA, M.D.  
CO-05-03-1412-A

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STATEMENT  
OF  
CHARGES

JULIO AMILCAR TEIXEIRA, M.D., the Respondent, was authorized to practice medicine in New York state on July 2, 1997, by the issuance of license number 207284 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about July 14, 2004, in the New Rochelle City Court, Criminal Division, New York, Respondent was found guilty, based on a plea of guilty, of Aggravated unlicensed operation of a motor vehicle, in violation of New York Vehicle and Traffic Law §511, a misdemeanor, and was sentenced to a \$400.00 fine and a one (1) year conditional discharge.

**SPECIFICATION**

Respondent violated New York Education Law §6530(9)(i) by being convicted of committing an act constituting a crime under New York state law, in that Petitioner charges:

1. The facts in Paragraph A.

DATED: Sept 13, 2005  
Albany, New York

  
PETER VAN BUREN  
Deputy Counsel  
Bureau of Professional Medical Conduct