



STATE OF NEW YORK DEPARTMENT OF HEALTH

433 River Street, Suite 303

Troy, New York 12180-2299

Antonia C. Novello, M.D., M.P.H., Dr.P.H.
Commissioner

Dennis P. Whalen
Executive Deputy Commissioner

Public

November 20, 2006

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Thomas Vincent Robb, D.O.
144 Lattintown Road
Newburgh, New York 12550

Thomas Vincent Robb, D.O.
460 Gidney Avenue
Newburgh, New York 12550

Martin Schaum, Esq.
Law Offices of Schaum & Weiner
600 Old Country Road
Garden City, New York 11530

Dianne Abeloff, Esq.
NYS Department of Health
Bureau of Professional Medical Conduct
Division of Legal Affairs
90 Church Street – 4th Floor
New York, New York 10007

Marvin L. Lifshutz, Esq.
Lifshutz and Lifshutz, P.C.
675 Third Avenue
New York, New York 10017

RE: In the Matter of Thomas Vincent Robb, D.O.

Dear Parties:

Enclosed please find the Determination and Order (No. 06-176) of the Professional Medical Conduct Administrative Review Board in the above referenced matter. This Determination and Order shall be deemed effective upon receipt or seven (7) days after mailing by certified mail as per the provisions of §230, subdivision 10, paragraph (h) of the New York State Public Health Law.


Five days after receipt of this Order, you will be required to deliver to the Board of Professional Medical Conduct your license to practice medicine if said license has been revoked, annulled, suspended or surrendered, together with the registration certificate. Delivery shall be by either **certified mail or in person** to:

Office of Professional Medical Conduct
New York State Department of Health
Hedley Park Place
433 River Street-Fourth Floor
Troy, New York 12180

If your license or registration certificate is lost, misplaced or its whereabouts is otherwise unknown, you shall submit an affidavit to that effect. If subsequently you locate the requested items, they must then be delivered to the Office of Professional Medical Conduct in the manner noted above.

This exhausts all administrative remedies in this matter [PHL §230-c(5)].

Sincerely,


Sean D. O'Brien, Director
Bureau of Adjudication

SDO:djh

Enclosure

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

In the Matter of

Thomas Vincent Robb, M.D. (Respondent)

A proceeding to review a Determination by a
Committee (Committee) from the Board for
Professional Medical Conduct (BPMC)

Administrative Review Board (ARB)

Determination and Order No. 06-176

COPY

Before ARB Members Grossman, Lynch, Pellman, Wagle and Briber
Administrative Law Judge James F. Horan drafted the Determination

After conducting a hearing pursuant to N.Y. Pub. Health Law (PHL) §230(10) (McKinney's Supp. 2006), a BPMC Committee sustained charges that the Respondent violated N. Y. Educ. Law (EL) §6530(9)(a)(ii) (McKinney Supp. 2006) by practicing medicine with gross negligence in treating one patient. The Committee voted to suspend the Respondent's License to practice medicine in New York State for two years, staying the suspension for all but three months and placing the Respondent on probation for three years, under the terms that appear as Exhibit B to the Committee's Determination. The Respondent then filed a Notice requesting that the ARB review the Committee Determination under PHL § 230-c. That statute provides that the party requesting the review must perfect their review notice by submitting a brief to the ARB thirty days after filing the Review Notice. The ARB holds that the Respondent has failed to file a timely brief in this proceeding and we dismiss the Respondent's Notice.

The ARB received the Respondent's Notice on August 7, 2006, meaning that the Respondent had to submit a brief by September 7, 2006 to perfect his Notice. The Respondent failed to file a brief by September 7th, has filed no brief since and has received no extension in filing from the ARB.

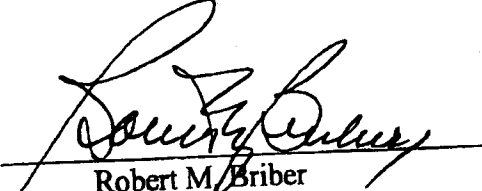
The ARB votes unanimously, therefore, to dismiss the Respondent's Review Notice and to sustain the Committee's Determination.

Robert M. Briber
Thea Graves Pellman
Datta G. Wagle, M.D.
Stanley L. Grossman, M.D.
Therese G. Lynch, M.D.

In the Matter of Thomas Vincent Robb, M.D.

Robert M. Briber, an ARB Member, concurs in the Determination and Order in the Matter of Dr. Robb.

Dated: October 26, 2006


Robert M. Briber

FROM : Thea Graves Pellman

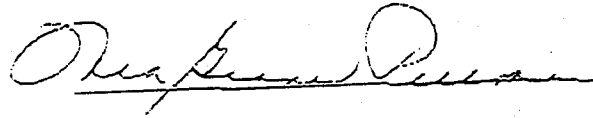
FAX NO. : 115184020866

Oct. 25 2006 10:56AM P2

In the Matter of Thomas Vincent Robb, M.D.

Thea Graves Pellman, an ARB Member concurs in the Determination and Order in the
Matter of Dr. Robb.

Dated: Oct 25 2006



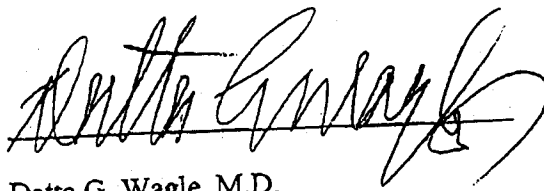
Thea Graves Pellman

In the Matter of Thomas Vincent Robb, M.D.

Datta G. Wagle, M.D., an ARB Member concurs in the Determination and Order in the

Matter of Dr. Robb.

Dated: 10/24/ 2006



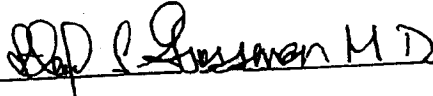
Datta G. Wagle, M.D.

In the Matter of Thomas Vincent Robb, M.D.

Stanley L. Grossman, an ARB Member concurs in the Determination and Order in the

Matter of Dr. Robb.

Dated: October 24 2006



Stanley L Grossman, M.D.

In the Matter of Thomas Vincent Robb, M.D.

Therese G. Lynch, M.D., an ARB Member concurs in the Determination and Order in the

Matter of Dr. Robb.

Dated: October 25, 2006.

Therese G. Lynch M.D.

Therese G. Lynch, M.D.