



ANDREW M. CUOMO
Governor

Department
of Health

HOWARD A. ZUCKER, M.D., J.D.
Acting Commissioner

SALLY DRESLIN, M.S., R.N.
Executive Deputy Commissioner

Public

February 10, 2015

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Expedito Hererra Castillo, M.D.
P.O. Box 40079
254-28 75th Avenue
Glen Oaks, New York 11004

John Thomas Viti, Esq.
NYS Department of Health
90 Church Street – 4th Floor
New York, New York 10007

RE: In the Matter of Expedito Herrera Castillo, M.D.

Dear Parties:

Enclosed please find the Determination and Order (No. 15-031) 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.

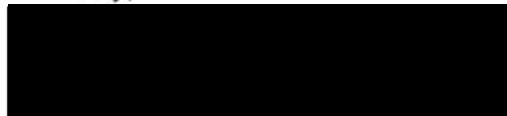
Five days after receipt of this Order, you will be required to deliver to the Board of Professional Medical Conduct your license to practice medicine **if said license has been revoked, annulled, suspended or surrendered**, together with the registration certificate. Delivery shall be by either **certified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

Office of Professional Medical Conduct
New York State Department of Health
Riverview Center
150 Broadway – Suite 355
Albany, New York 12204

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,

A large black rectangular redaction box covering the signature of James F. Horan.

James F. Horan
Chief Administrative Law Judge
Bureau of Adjudication

JFH:cah

Enclosure

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

In the Matter of

Expedito Herrera Castillo, 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. 15-031

COPY

Before ARB Members D'Anna, Koenig, Grabiec, Wilson and Milone
Administrative Law Judge James F. Horan drafted the Determination

For the Department of Health (Petitioner): John Thomas Viti, Esq.
For the Respondent: No submission

In this proceeding pursuant to New York Public Health Law (PHL) § 230-c
(4)(a)(McKinney Supp. 2015), the ARB dismisses the Respondent's Notice of Review due to the
Respondent's failure to perfect the Notice by filing a timely review brief.

After a hearing below pursuant to PHL § 230(10)(e), a BPMC Committee found that the
Respondent engaged in professional misconduct under the definition at New York Education
Law (EL) § 6530(29)(McKinney Supp. 2015) by violating a condition or limitation on the
Respondent's license to practice medicine in New York State (License). In their Determination
on October 31, 2014, the Committee voted to revoke that Respondent's License.

The Respondent began the current proceeding to challenge the Committee's
Determination, by filing a timely Notice of Review, which the ARB received on November 19,
2014. Under PHL § 230-c(4)(a), a party has thirty days from filing the Notice to perfect the
Notice by filing a timely review brief. The Administrative Officer for the ARB advised the
parties by letter on December 11, 2014 that the parties had until December 28, 2014 to file
review briefs. The Respondent failed to file a brief by December 28, 2014, has filed no brief in

the time since December 28, 2014 and has received no extension from the ARB for filing a brief. The Petitioner requested on January 28, 2015 that the ARB dismiss this matter for the Respondent's failure to file a brief.

ORDER

NOW, with this Determination as our basis, the ARB renders the following ORDER:

1. The ARB rules that the Respondent has failed to perfect the Notice in this matter.
2. The ARB dismisses the Respondent's Notice.

Peter S. Koenig, Sr.
Steven Grabiec, M.D.
Linda Prescott Wilson
John A. D'Anna, M.D.
Richard D. Milone, M.D.

In the Matter of Expedito Herrera Castillo, M.D.

Linda Prescott Wilson, an ARB Member concurs in the Determination and Order in the Matter of Dr. Castillo.

Dated: 3/24/15, 2015




Linda Prescott Wilson

In the Matter of Expedito Herrera Castillo, M.D.

Peter S. Koenig, Sr., an ARB Member concurs in the Determination and Order in the Matter of Dr. Castillo.

Dated: January 21, 2015

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Peter S. Koenig, Sr.

In the Matter of Expedito Herrera Castillo, M.D.

Steven Grabiec, M.D., an ARB Member concurs in the Determination and Order in the
Matter of Dr. Castillo.

Dated: 1 / 20 / 2015



Steven Grabiec, M.D.

In the Matter of Expedito Herrera Castillo, M.D.

Richard D. Milone, M.D., an ARB Member concurs in the Determination and Order in
the Matter of Dr. Castillo.

Dated: February 3, 2015

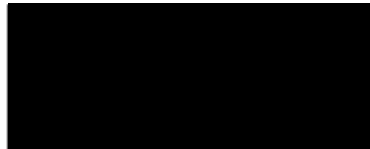


Richard D. Milone, M.D.

In the Matter of Expedito Herrera Castillo, M.D.

John A. D'Anna, M.D., an ARB Member concurs in the Determination and Order in the
Matter of Dr. Castillo.

Dated: JAN 21, 2015



John A. D'Anna, M.D.