



Board for Professional Medical Conduct

Corning Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

C. Maynard Guest, M.D.
Executive Secretary

February 25, 1992

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Arthur T. Davidson, Jr., M.D.
865 Riverside Drive
New York, New York 10032

Effective Date: 3/3/92
RE: License No. 136124

Dear Dr. Davidson:

Enclosed please find Order #BPMC 92-14 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

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.

Board for Professional Medical Conduct
New York State Department of Health
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0614

Sincerely,

C. Maynard Guest, M.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 : ORDER
ARTHUR T. DAVIDSON, JR., M.D. : BPMC 92-14

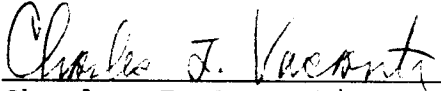
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Upon the application of Arthur T. Davidson, Jr., M.D.,
which application is made a part hereof, it is

ORDERED, that the application and the provisions
thereof are hereby adopted and so ORDERED, and it is further
ORDERED that this order shall take effect as of the
date of the personal service of this order upon the respondent or
seven days after mailing by certified mail.

SO ORDERED,

DATED: 21 February 1992



Charles J. Vacanti, M.D.
Chairperson
State Board for Professional
Medical Conduct

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

IN THE MATTER

OF

ARTHUR T. DAVIDSON, JR., M.D.

: APPLICATION
:
: FOR
:
: CONSENT
:
: ORDER

STATE OF NEW YORK)

ss.:

COUNTY OF NEW YORK)

ARTHUR T. DAVIDSON, JR., M.D., being duly sworn, deposes
and says:

That on or about October 20, 1978, I was licensed to
practice as a physician in the State of New York, having been
issued License No. 136124 by the New York State Education
Department.

I am currently registered with the New York State Education
Department to practice as a physician in the State of New York
for the period January 1, 1991 through December 31, 1992.

I understand that the New York State Department of Health,
Board of Professional Medical Conduct has charged me with two
(2) Specifications of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made
a part hereof, and marked as Exhibit "A".

I admit guilt to the following Specifications in full satisfaction to the Charges:

1. First Specification

I hereby agree to the penalty that I receive a Censure and Reprimand and that I be put on Probation for a two (2) year period in accordance with the Terms of Probation set forth in Exhibit "B" attached hereto and made a part hereof.

I hereby make this application to the Board for Professional Medical Conduct (the Board) and request that it be granted.

I understand that in the event that this application is not granted, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, and such application 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. Any such denial by the Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board pursuant to the provisions of the N.Y. 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 may be issued in accordance with same.

No promises of any kind were made to me. I am making this application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.

Arthur T. Davidson, Jr., M.D.
ARTHUR T. DAVIDSON, JR., M.D.
Respondent

Sworn to before me this
14th day of ~~DECEMBER~~, 1991.

Hudson H. Reid

NOTARY PUBLIC

HUDSON H. REID
Notary Public, State of New York
No. 31-4767906
Qualified in New York County
Commission Expires November 30, 1992

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

IN THE MATTER : APPLICATION
OF : FOR
ARTHUR T. DAVIDSON, JR., M.D. : CONSENT
: ORDER

The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

Date: DECEMBER 14, 1991 Arthur T. Davidson, Jr., M.D.
ARTHUR T. DAVIDSON, JR., M.D.
Respondent

Date: DECEMBER 14, 1991 Hudson A. Reid
Hudson Reid
Attorney for Respondent

Date: FEBRUARY 12, 1992 David W. Smith
David W. Smith
Assistant Counsel
Board for Professional
Medical Conduct

Date: Feb. 25, 1992

Kathleen M. Tanner

KATHLEEN M. TANNER
Director, Office of Professional
Medical Conduct

Date: 21 February 92

Charles J. Vacanti

CHARLES J. VACANTI, M.D.
Chairperson, State Board for
Professional Medical Conduct

EXHIBIT "A"

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

-----X
IN THE MATTER : STATEMENT
OF : OF
ARTHUR J. DAVIDSON, JR., M.D. : CHARGES
-----X

ARTHUR J. DAVIDSON, JR., M.D., the Respondent, was authorized to practice medicine in New York State on October 20, 1978 by the issuance of license number 136124 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1991 through December 31, 1992.

FACTUAL ALLEGATIONS

A. Between in or about April, 1990 and in or about July, 1990, Respondent treated Patient A, his wife, for pain and other medical conditions both at his office at 186 Joralemon Street, Brooklyn, New York 11201, and at his home at 865 Riverside Drive, New York City, 10032.

1. Between April and July, 1990, during which time she was pregnant, Respondent

inappropriately administered to Patient A
approximately 250 injections of Demerol.

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

PRACTICING WITH NEGLIGENCE ON MORE THAN ONE OCCASION

Respondent is charged with practicing the profession with negligence on more than one occasion under N.Y. Educ. Law Section 6530(3) as added by ch. 606, laws of 1991, in that Petitioner charges:

1. The facts contained in Paragraph A and A-1.

SECOND SPECIFICATION

PRACTICING WITH INCOMPETENCE ON MORE THAN ONE OCCASION

Respondent is charged with practicing the profession with incompetence on more than one occasion under N.Y. Educ. Law

Section 6530(5) as added by ch. 606, laws of 1991, in that
Petitioner charges:

2. The facts contained in Paragraphs A and
A-1.

DATED: New York, New York

Chris Stern Hyman
Counsel
Bureau of Professional Medical
Conduct

EXHIBIT "B"

TERMS OF PROBATION

1. ARTHUR T. DAVIDSON, JR., M.D., Respondent, during the period of probation, shall conduct himself in all ways in a manner befitting his professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by his profession;
2. Respondent shall comply with all federal, state and local laws, rules and regulations governing the practice of medicine in New York State;
3. Respondent shall submit written notification to the New York State Department of Health (NYSDOH), addressed to the Director, Office of Professional Medical Conduct (OPMC), New York State Health Department, Empire State Plaza, Tower Building, Albany, New York 12237-0614, of any employment and practice, of Respondent's residence and telephone number, and of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
4. Respondent shall submit written proof from the Division of Professional Licensing Services (DPLS), New York State Education Department (NYSED), that Respondent has paid all registration fees due and owing to the NYSED and Respondent shall cooperate with and submit whatever papers are requested by DPLS in regard to said registration fees, said proof from the DPLS to be submitted by Respondent to NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, no later than the first three months of period of probation;
5. Should Respondent reside or practice outside the State of New York, he shall notify the Director of OPMC in writing at the address above, Certified Mail, Return Receipt Requested, of the dates of his departure and return. Periods of residency or practice outside the State shall toll the probationary period for the duration of such out-of-state residency or practice;
6. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct that:
1) Respondent is currently registered with the NYSED, unless Respondent submits written proof that he is not engaging in the practice of his profession in the State of New York and does not desire to register; and 2) Respondent has paid any fines which may have previously been imposed upon him by the Board of Regents. Proof of the above shall be submitted no later than the first two months of the period of probation;

7. The practice of medicine by Respondent shall be under the regular supervision of a licensed physician approved by the Director of OPMC. Such supervision may include unannounced review of patient records, unannounced actual observation of treatment of patients, unannounced review of the ordering practices and inventory control of Respondent regarding controlled substances, interviews of Respondent and any other reasonable means of monitoring Respondent's practice;
8. Respondent shall submit to random unannounced blood and/or urine screens for the presence of alcohol and drugs conducted by _____, a licensed health care professional approved by the Director of OPMC. Any successor monitor shall also be approved by the Director. The frequency of the screens shall be agreed upon between Monitor and Director. The results of such screenings shall be submitted to the Director on a quarterly basis, provided however, that in the event of (i) a refusal to submit to a screen; or (ii) any positive test result, such information shall be submitted immediately to the Director;
9. During the first year of probation, Respondent shall complete a course called "Mini-Residency in Proper Prescribing of Controlled Substances" in Mt. Laurel, New Jersey and supervised by William Vilensky, D.O. Respondent shall file with the Director proof satisfactory to the Director that such course has been completed;
10. As long as there is full compliance with every term of Probation herein set forth, Respondent may continue to practice his profession in accordance with these terms. However, in the event of non-compliance with, or violation of, any terms of this Probation, the Director of the Office of Professional Conduct and/or the State Board for Professional Medical Conduct may initiate a Violation of Probation Proceeding or any other proceeding authorized by the N.Y. Public Health Law.