



New York State Board for Professional Medical Conduct

433 River Street, Suite 303 Troy, New York 12180-2299 • (518) 402-0863

Barbara A. DeBuono, M.D., M.P.H.
Commissioner of Health

Patrick F. Carone, M.D., M.P.H.
Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

August 27, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Richard Debowsky, M.D.
250 West 88th Street
New York, New York 10024

RE: License No. 173946

Dear Dr. Debowsky:

Enclosed please find Order #BPMC 97-207 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
Hedley Park Place, Suite 303
433 River Street
Troy, New York 12180

Sincerely,

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

Enclosure

cc: Daniel Guenzburger, Esq.

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

**IN THE MATTER
OF
RICHARD DEBOWSKY, M.D.**

**SURRENDER
ORDER**
BPMC #97-207

Upon the proposed agreement of RICHARD DEBOWSKY, M.D. (Respondent) to Surrender his license as a physician in the State of New York, which proposed agreement is made a part hereof, it is agreed to and


ORDERED, that the application and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of Respondent be stricken from the roster of physicians in the State of New York; it is further

ORDERED, that this order shall take effect as of the date of the personal service of this order upon Respondent, upon receipt by Respondent of this order via certified mail, or seven days after mailing of this order via certified mail, whichever is earliest.

SO ORDERED.

DATED: August 2, 1997


PATRICK F. CARONE, M.D., M.P.H.
Chairperson
State Board for Professional
Medical Conduct

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

IN THE MATTER
OF
RICHARD DEBOWSKY, M.D.

SURRENDER
OF
LICENSE

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:

RICHARD DEBOWSKY, M.D., being duly sworn, deposes and says:

On or about March 17, 1988, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 173946 by the New York State Education Department.

My current address is 250 West 88th Street, New York, New York 10024.

I understand that I have been charged with one specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit "A".

I am applying to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I agree not to contest the allegation of the Statement of Charges.

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

I understand that, in the event that the application is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding

upon me or construed to be an admission of any act of misconduct alleged or charged against me, 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; and such denial by the State Board for Professional Medical Conduct shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by a Committee on Professional Medical Conduct pursuant to the provisions of the Public Health Law.

I agree that, in the event the State Board for Professional Medical Conduct grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice 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. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive any right I may have to contest the Surrender Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

Richard Debowsky
RICHARD DEBOWSKY, M.D.
RESPONDENT

Sworn to before me this

12 day of *August* 1997

Samantha Richarson
NOTARY PUBLIC

SAMANTHA RICHARSON
Notary Public, State of New York
No. 01193012348
Qualified in Broxton County
Certificate Filed in New York County
Commission Expires July 22, 1998

The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 8/21/77

[Handwritten signature]

DANIEL GUENZBURGER
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: Aug 21, 1977

[Handwritten signature]

ANNE F. SAILE
Director
Office of Professional Medical Conduct

"EXHIBIT A"

IN THE MATTER
OF
RICHARD DEBOWSKY, M.D.

STATEMENT
OF
CHARGES

RICHARD DEBOWSKY, M.D., the Respondent, was authorized to practice medicine in New York State on or about March 17, 1988, by the issuance of license number 173946 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. Between July, 1989 and May 1, 1996, the Respondent was the Director of Anesthesiology at the North Shore Surgi-Center, Smithtown, New York. When Respondent applied for appointment to the surgical staff of the North Shore Surgi-Center on or about April 11, 1989, Respondent knowingly and falsely represented that he was board certified in anesthesia, when in fact, he knew that he was not board certified in anesthesia.

SPECIFICATION OF CHARGE

FIRST SPECIFICATION

FRAUDULENT PRACTICE

Respondent is charged with committing professional misconduct as defined by N.Y. Educ. Law §6530(2)(McKinney Supp. 1997) by practicing the profession of medicine fraudulently as alleged in the facts of the following:

1. Paragraph A.

DATED: July, 1997
New York, New York

ROY NEMERSON
Deputy Counsel
Bureau of Professional
Medical Conduct