

**These charges are only allegations which  
may be contested by the licensee in an  
Administrative hearing.**

IN THE MATTER

OF

NEELAM TANEJA UPPAL, M.D.

STATEMENT  
OF  
CHARGES

NEELAM TANEJA UPPAL, M.D., Respondent, was authorized to practice medicine in New York State on or about January 3, 1991 by the issuance of license number 184610 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about January 8, 2015, the Board of Medicine for the State of Florida (Florida Medical Board), following a professional misconduct proceeding against Respondent conducted by a duly authorized professional disciplinary agency in the State of Florida, issued an order which found that the Respondent committed multiple acts of misconduct including the following: in the cases of Patients AM and CB, committing medical malpractice, and/or committing gross medical malpractice, and/or committing repeated medical malpractice in violation of Florida Statute §458.331(1)(t); in the case of Patient AM, inappropriately prescribing, dispensing, administering, mixing or otherwise preparing a legend drug in violation of Florida Statute §458.331(1)(q); and in the cases of Patients AM and CB and PA, failing to maintain an adequate patient medical record in violation of Florida Statute §458.331(1)(m). The penalty imposed by the Florida Board of Medicine upon Respondent included the suspension of Respondent's Florida medical license for six months, two years of probation with terms which included both the supervision of Respondent's practice for a one year period followed by monitoring of

Respondent's practice, a fine of \$10,000.00, and continuing medical education in the areas of recordkeeping and ethics.

B. The conduct resulting in the Florida order of January 8, 2015 would constitute misconduct under the laws of New York State, pursuant to the following Sections of New York State Law:

1. New York Education Law §6350(3) [practicing the profession with negligence on more than one occasion]; and/or
2. New York Education Law §6530(4) [practicing the profession with gross negligence on a particular occasion]; and/or
3. New York Education Law §6530(32) [failing to maintain an adequate medical record].

C. On or about January 5, 2016, Respondent submitted to the New York State Education Department an application to renew the registration of Respondent's New York State medical license. Respondent answered the following question on the renewal application, "No":

Since your last registration application, has any licensing or disciplinary authority revoked, annulled, cancelled, accepted surrender of, suspended, placed on probation, or refused to issue or renew a professional license or certificate held by you now or previously, or fined, censured, reprimanded or otherwise disciplined you.

Respondent intentionally made a false answer on the above application to the New York Education Department with the intent of concealing from the New York Education Department the disciplinary action taken against Respondent's Florida medical license by the order issued on or about January 8, 2015, including a license suspension, probation and a fine.

**SPECIFICATIONS OF CHARGES**

**FIRST SPECIFICATION**

**VIOLATION OF EDUCATION LAW 6530(9)(b)**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(b) by having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state as alleged in the facts of the following:

1. The facts in Paragraphs A and B.

**SECOND SPECIFICATION**

**VIOLATION OF EDUCATION LAW 6530(9)(d)**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(d) by having his or her license to practice medicine revoked, suspended or having other disciplinary action taken, or having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if

committed in New York state, constitute professional misconduct under the laws of New York state as alleged in the facts of the following:

2. The facts in Paragraphs A and B.

**THIRD SPECIFICATION**  
**FRAUDULENT PRACTICE**

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

3. The facts in Paragraph A and C.

**FOURTH SPECIFICATION**  
**FILING A FALSE REPORT**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(21) by willfully making or filing a false report, or failing to file a report required by law or by the department of health or the education department, as alleged in the facts of:

4. The facts in Paragraph A and C.

*APRIL 6*  
DATED: ~~March~~, 2016  
Albany, New York

  
MICHAEL A. FISER  
Deputy Counsel  
Bureau of Professional Medical Conduct