



***New York State Board for Professional Medical Conduct***

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

Antonia C. Novello, M.D., M.P.H.Dr..P.H.  
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NYS Department of Health*

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*Executive Deputy Commissioner  
NYS Department of Health*

Dennis J. Graziano, Director  
*Office of Professional Medical Conduct*

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*Chair*

Michael A. Gonzalez, R.P.A.  
*Vice Chair*

Ansel R. Marks, M.D., J.D.  
*Executive Secretary*

January 21, 2003

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Jorge Villard, M.D.  
143-40 38th Avenue  
Apt. 301  
Flushing, NY 11354

RE: License No. 119821

Dear Dr. Villard:

Enclosed please find Order #BPMC 03-16 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect January 21, 2003.

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

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management  
New York State Department of Health  
Corning Tower, Room 1258  
Empire State Plaza  
Albany, New York 12237

Sincerely,



Ansel R. Marks, M.D., J.D.

Executive Secretary

Board for Professional Medical Conduct

Enclosure

cc: Robert Banner  
Ingram, Yuzek, Gainen, Carroll & Bertolotti  
250 Park Avenue  
New York, NY 10177

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

**IN THE MATTER  
OF  
Jorge Villard, M.D.**

**CONSENT  
ORDER**

Upon the application of (Respondent) Jorge Villard, M.D. in the attached Consent Agreement and Order, which is made a part of this Consent Order, it is

**ORDERED**, that the Consent Agreement, and its terms, are adopted and **SO ORDERED**, and It is further

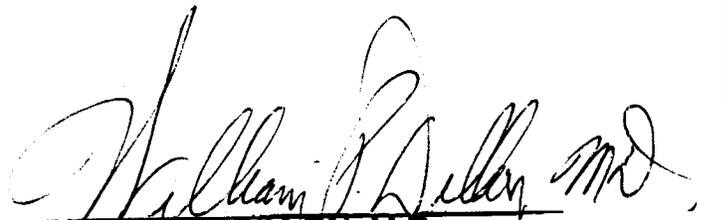
**ORDERED**, that this Order shall be effective upon issuance by the Board,

either

- by mailing of a copy of this Consent Order, either by first class mail to Respondent at the address in the attached Consent Agreement or by certified mail to Respondent's attorney, OR
- upon facsimile transmission to Respondent or Respondent's attorney, Whichever is first.

**SO ORDERED.**

DATED: 1/17/03

  
WILLIAM P. DILLON, M.D.  
Chair  
State Board for Professional Medical Conduct

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

IN THE MATTER  
OF  
Jorge Villard, M.D.

CONSENT  
AGREEMENT  
AND  
ORDER

Jorge Villard, M.D., representing that all of the following statements are true, deposes and says:

That on or about April 17, 1974, I was licensed to practice as a physician in the State of New York, and issued License No. 119821 by the New York State Education Department.

My current address is 143-40 38<sup>th</sup> Avenue, Flushing, N.Y. 11354, and I will advise the Director of the Office of Professional Medical Conduct of any change of address.

I understand that the New York State Board for Professional Medical Conduct has charged me with five specifications of professional misconduct.

A copy of the Statement of Charges, marked as Exhibit "A", is attached to and part of this Consent Agreement.

I admit guilt to the first specification, in full satisfaction of the charges against me, and agree to the following penalty:

Censure and Reprimand and

I shall be subject to a fine in the amount of \$5,000, pursuant to §230-a(7) and (9) of the Public Health Law, to be paid within 30 days of the effective date of this order.

I further agree that the Consent Order shall impose the following conditions:

That Respondent shall maintain current registration of licensure with the New York State Education Department Division of Professional Licensing Services (except during periods of actual suspension), and shall pay all registration fees. This condition shall take effect thirty (30) days after the Consent Order's effective date and will continue so long as Respondent remains licensed in New York State; and

That Respondent shall cooperate fully with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigations of matters concerning Respondent. Respondent shall respond in a timely manner to all OPMC requests for written periodic verification of Respondent's compliance with this Order. Respondent shall meet with a person designated by the Director of OPMC, as directed. Respondent shall respond promptly and provide all documents and information within Respondent's control, as directed. This condition shall take effect upon the Board's issuance of the Consent Order and will continue so long as Respondent remains licensed in New York State.

#### FINE PAYMENTS

Unless otherwise specified herein, the fine is payable in full within thirty (30) days of the effective date of this Order. Payments must be submitted to:

Bureau of Accounts Management  
New York State Department of Health

**Empire State Plaza  
Coming Tower, Room 1245  
Albany, New York 12237**

**Respondent's failure to pay any monetary penalty by the prescribed date shall subject Respondent to all provisions of law relating to debt collection by New York State, including but not limited to: the imposition of interest, late payment charges and collection fees; referral to the New York State Department of Taxation and Finance for collection; and non-renewal of permits or licenses [Tax Law section 171(27)]; State Finance Law section 18; CPLR section 5001; Executive Law section 32]**

**I stipulate that my failure to comply with any conditions of this Order shall constitute misconduct as defined by New York State Education Law §6530(29).**

**I agree that if I am charged with professional misconduct in future, this Consent Agreement and Order shall be admitted into evidence in that proceeding.**

**I ask the Board to adopt this Consent Agreement.**

**I understand that if the Board does not adopt this Consent Agreement, none of its terms shall bind me or constitute an admission of any of the acts of alleged misconduct; this Consent Agreement shall not be used against me in any way and shall be kept in strict confidence; and the Board's denial shall be without prejudice to the pending disciplinary proceeding and the Board's final determination pursuant to the Public Health Law.**

**I agree that, if the Board adopts this Consent Agreement, the Chair of the Board shall issue a Consent Order in accordance with its terms. I agree that this Order shall take effect upon its issuance by the Board, either by mailing of a copy of**

the Consent Order by first class mail to me at the address in this Consent Agreement, or to my attorney by certified mail, OR upon facsimile transmission to me or my attorney, whichever is first.

I ask the Board to adopt this Consent Agreement of my own free will and not under duress, compulsion or restraint. In consideration of the value to me of the Board's adoption of this Consent Agreement, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits, I knowingly waive my right to contest the Consent Order for which I apply, whether administratively or judicially, I agree to be bound by the Consent Order, and ask that the Board adopt this Consent Agreement.

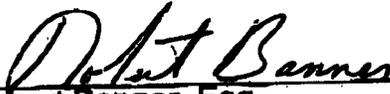
DATED 12.23.02



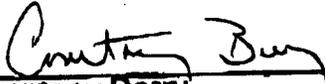
Jorge Villard, M.D.  
RESPONDENT

The undersigned agree to Respondent's attached Consent Agreement and to its proposed penalty, terms and conditions.

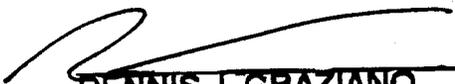
DATE: 12/30/02

  
Robert Banner, Esq.  
Attorney for Respondent

DATE: 12/31/02

  
Courtney Berry  
Associate Counsel  
Bureau of Professional Medical Conduct

DATE: 1/9/03

  
DENNIS J. GRAZIANO  
Director  
Office of Professional Medical Conduct

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

IN THE MATTER

OF

Jorge Villard, M.D.

STATEMENT  
OF  
CHARGES

Jorge Villard, M.D., the Respondent, was authorized to practice medicine in New York State on or about April 17, 1974, by the issuance of license number 119821 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

- A. On or about October 2, 2000, Respondent, a per diem psychiatrist at Long Island College Hospital, was the sole psychiatrist covering the 7p.m.-7a.m. shift at the hospital. Respondent left the hospital abruptly and without notice and without making arrangements for another psychiatrist to cover the Emergency Room.
1. Patient A was a new psychiatric patient at the Emergency Room of Long Island College Hospital, with a diagnosis of schizoaffective disorder, bipolar type. Patient A had a prior history of violence, homicidal ideation, and substance abuse. In the Emergency Room, she was agitated, paranoid, threatening, and she required immediate medication for agitation.
    - 1a. Respondent failed to examine and/or treat Patient A.
    - 1b. Respondent failed to make arrangements for Patient A's care.
  2. Patient B was a new psychiatric patient at the Emergency Room at Long Island College Hospital. Patient B had a long psychiatric

history. Patient B was diagnosed with bipolar disorder, mixed type, and was on multiple psychotropic medications. Patient B was noted to have been drinking alcohol for two days prior to coming to the Emergency Room. In the Emergency Room, Patient B was agitated, yelling and impulsive.

- 2a. Respondent failed to examine and/or treat Patient B.
- 2b. Respondent failed to make arrangements for Patient B's care.

3. Patient C was a new psychiatric patient at the Emergency Room at Long Island College Hospital. Patient C had a long prior psychiatric history of mental illness with multiple hospitalizations and was diagnosed with schizophrenia, chronic paranoid type. Patient C was labile, loud, threatening, and angry, with active paranoid delusions in the Emergency Room.

- 3a. Respondent failed to examine and/or treat Patient C.
- 3b. Respondent failed to make arrangements for Patient C's care.

4. Patient D was a new psychiatric patient at the Emergency Room at Long Island College Hospital. Patient D was diagnosed with schizophrenia, chronic and differentiated type with a history of poly-substance abuse. In the Emergency Room, Patient D was agitated, actively hallucinating, screaming and threatening to kill people.

- 4a. Respondent failed to examine and/or treat Patient D.
- 4b. Respondent failed to make arrangements for Patient D's care.

**SPECIFICATION OF CHARGES****FIRST SPECIFICATION****ABANDONMENT OF A PROFESSIONAL EMPLOYMENT**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(30) by abandoning a professional employment by a hospital, without reasonable notice and under circumstances which seriously impair the delivery of professional care to patients, as alleged in the facts of:

1. Paragraph A and its subparagraphs

**SECOND THROUGH FIFTH SPECIFICATIONS****PATIENT ABANDONMENT**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law §6530(30) by abandoning and neglecting a patient in need of immediate professional care, without making reasonable arrangements for the care, as alleged in the facts of:

2. Paragraph A and its subparagraphs.

DATED: December 31, 2002  
New York, New York



Roy Nemerson  
Deputy Counsel  
Bureau of Professional  
Medical Conduct