



***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.  
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*NYS Department of Health*  
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*Executive Deputy Commissioner*  
*NYS Department of Health*  
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*Office of Professional Medical Conduct*

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*Vice Chair*

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

June 1, 2000

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Ahmed Naimetulla Syed, M.D.  
26 Whitewood Road  
Newton, Connecticut 06470

RE: License No. 156828

Dear Dr. Syed:

Enclosed please find Order #BPMC 00-166 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect June 1, 2000.

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,

A handwritten signature in black ink, appearing to read "Ansel R. Marks". The signature is written in a cursive style with a large, stylized initial "A".

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

Enclosure

cc: Barry A. Gold, Esq.  
90 State Street  
Albany, New York 12207-1715

Robert Bogan, Esq.

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

**IN THE MATTER**  
**OF**  
**AHMED NAIMETULLA SYED, M.D.**

**CONSENT**  
**AGREEMENT**  
**AND ORDER**

OPMC No. 00-166

AHMED NAIMETULLA SYED, M.D., (Respondent being duly sworn deposes and says:  
That on or about November 28, 1982, I was licensed to practice as a physician in the  
State of New York, having been issued License No. ~~148170~~ by the New York State Education  
Department. **156828**

My current address is 26 Whitewood Road, Newtown, Connecticut 06470 and I will  
advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that the New York State 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 do not contest the two (2) specifications, in full satisfaction of the charges against me,  
hereby agreed to the following penalties:

Censure and Reprimand.

\$1,000.00 fine.

Probation until the probation imposed by Consent Order of  
the State of Connecticut, Medical Examining Board,  
Department of Public Health, Bureau of Regulatory Services  
Petition No. No. 97 1029-001-217 of July 21, 1998 has been  
completed and the terms and condition therein have been  
successfully completed.

I further agree that the Consent Order for which I hereby apply shall  
impose the following conditions:

That, except during periods of actual suspension, Respondent shall maintain current registration of Respondent's license with the New York State Education Department Division of Professional Licensing Services, and pay all registration fees. This condition shall be in effect beginning thirty days after the effective date of the Consent Order and will continue while the licensee possess his/her license; and

That Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigation of all matters regarding Respondent. Respondent shall respond in a timely manner to each and every request by OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond promptly and provide any and all documents and information within Respondent's control upon the direction of OPMC. This condition shall be in effect beginning upon the effective date of the Consent Order and will continue while the licensee possess his/her license.

I hereby stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that in the event that I am charged with professional misconduct in the future, the agreement and order shall be admitted into evidence in that proceeding.

I hereby make this Application to the State 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 by the Board, 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 Board shall be made without

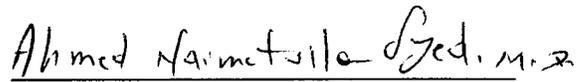
prejudice to the continuance of any disciplinary proceeding and the final determination by the Board pursuant to the provisions of the Public Health Law.

I agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same. I agree that such order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

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 Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

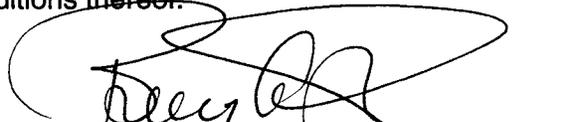
AFFIRMED:

DATED: 5.10.2000

  
AHMED NAIMETULLA SYED, M.D.  
Respondent

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

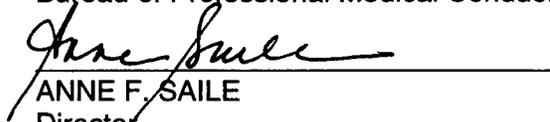
DATE: May 12, 2000

  
BARRY GOLD, ESQ.  
Attorney for Respondent

DATE: 18 May 00

  
ROBERT BOGAN  
Assistant Counsel  
Bureau of Professional Medical Conduct

DATE: May 22, 2000

  
ANNE F. SAILE  
Director  
Office of Professional Medical Conduct

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

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**IN THE MATTER** **CONSENT**  
**OF** **ORDER**  
**AHMED NAIMETULLA SYED, M.D.**

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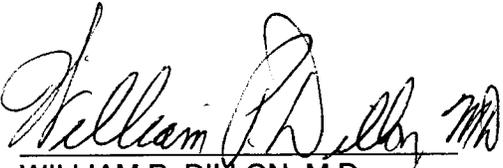
Upon the proposed agreement of AHMED NAIMETULLA SYED, M.D. (Respondent) for Consent Order, which application is made a part hereof, it is agreed and

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

ORDERED, that this order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to Respondent at the address set forth in this agreement or to Respondent's attorney by certified mail, or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 5/26/00



WILLIAM P. DILLON, M.D.  
Chair  
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  
AHMED NAIMETULLA SYED, M.D. : CHARGES

-----X

AHMED NAIMETULLA SYED, M.D., the Respondent, was authorized to practice medicine in New York State on November 28, 1982 by the issuance of license number 156828 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about July 21, 1998, the Connecticut Medical Examining Board, (hereinafter "Connecticut Board"), entered into a Consent Order, (hereinafter "Connecticut Order"), with the Respondent. Pursuant to the Connecticut Order, among other things, the Respondent's license to practice medicine was suspended for two years, said suspension was immediately stayed, the Respondent was placed on two (2) years probation with terms and conditions, and the Respondent was required to pay a civil penalty \$2,000.00.

B. The Connecticut Order, referred to in Paragraph A above, was based on Petition Number 971029-001-217. In the

Connecticut Order, Respondent admitted that he prescribed medications, including controlled substances, for a patient using the name of a different person. Respondent further admitted that the conduct constituted grounds for disciplinary action pursuant to the General Statutes of Connecticut § 20-13 c (4), and the Connecticut Board found that this action by the Respondent, "shall have the same effect as is proven and ordered after a full hearing."

C. The conduct resulting in the Connecticut Board's disciplinary action against Respondent 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 Section 6530 (2) (practicing the profession fraudulently); and/or
2. New York Education Law Section 6530 (16) (failure to comply with federal, state, or local laws, rules, or regulations governing the practice of medicine); and/or
3. New York Education Law Section 6530 (20) (moral unfitness).

#### **SPECIFICATIONS**

##### **FIRST SPECIFICATION**

Respondent is guilty of violating New York Education Law

Section 6530 (9) (b) by reason of 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 committed in New York state, in that the Petitioner charges;

1. The facts in paragraphs A, B, and/or C.

**SECOND SPECIFICATION**

Respondent is guilty of professional misconduct under New York State Education Law Section 6530 (9) (d) by reason of his having had disciplinary action taken against him by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York state, constitute professional misconduct under the laws of New York state, in that the Petitioner charges:

2. The facts in paragraphs A, B, and/or C.

DATED: *April 26*, 1999  
Albany, New York

*Peter D. Van Buren*  
PETER D. VAN BUREN  
Deputy Counsel  
Bureau of Professional  
Medical Conduct

## EXHIBIT "B"

### Terms of Probation

1. Respondent shall conduct himself/herself in all ways in a manner befitting his/her professional status, and shall conform fully to the moral and professional standards of conduct and obligations imposed by law and by his/her profession.
2. Respondent shall submit written notification to the New York State Department of Health addressed to the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, New York 12180-2299; said notice is to include a full description of any employment and practice, professional and residential addresses and telephone numbers within or without New York State, and any and all investigations, charges, convictions or disciplinary action by any local, state or federal agency, institution or facility, within thirty days of each action.
3. Any civil penalty not paid by the date prescribed herein shall be subject to all provisions of law relating to debt collection by New York State. This includes but is 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 section 32].  
~~4. The period of probation shall be tolled during periods in which Respondent is not engaged in the active practice of medicine in New York State. Respondent shall notify the Director of OPMC, in writing, if Respondent is not currently engaged in or intends to leave the active practice of medicine in New York State for a period of thirty (30) consecutive days or more. Respondent shall then notify the Director again prior to any change in that status. The period of probation shall resume and any terms of probation, which were not fulfilled, shall be fulfilled upon Respondent's return to practice in New York State.~~
5. Respondent's professional performance may be reviewed by the Director of OPMC. This review may include, but shall not be limited to, a review of office records, patient records and/or hospital charts, interviews with or periodic visits with Respondent and his/her staff at practice locations of OPMC offices.
6. Respondent shall maintain legible and complete medical records, which accurately reflect the evaluation and treatment of patients. The medical records shall contain all information required by State rules and regulations regarding controlled substances.
7. Respondent shall comply with all terms, conditions, and restrictions, limitations and penalties which he or she is subject pursuant to the Order and shall assume and bear all costs related to compliance. Upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of OPMC, and/or Board may initiate a violation of probation proceeding and/or such other proceeding against Respondent as may be authorized pursuant to the law.