BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF :

:

FARID M. ABDUL-NOOR, M.D. :

ENTRY OF ORDER

On October 27, 2005, Farid M. Abdul-Noor, M.D., executed a Surrender of his Certificate to practice medicine and surgery in the State of Ohio with consent to revocation, which document is attached hereto and fully incorporated herein.

Wherefore, upon ratification by the Board of the surrender, it is hereby ORDERED that Certificate No. 35-058908 authorizing Farid M. Abdul-Noor, M.D., to practice medicine be permanently REVOKED, effective November 9, 2005.

This Order is hereby entered upon the Journal of the State Medical Board of Ohio for the 9th day of November 2005, and the original thereof shall be kept with said Journal.

Lance A. Talmage, M.D.
Secretary

(SEAL)

November 9, 2005
Date

STATE OF OHIO
THE STATE MEDICAL BOARD
PERMANENT SURRENDER OF CERTIFICATE
TO PRACTICE MEDICINE AND SURGERY

I, FARID M. ABDUL-NOOR, M.D., (also known as "Farid M. Noor, M.D.), having been formally charged by issuance of a Notice of Opportunity for Hearing, on or about November 10, 2004, am aware of my rights to representation by counsel and of having a formal adjudicative hearing, and do hereby freely execute this document and choose to take the actions described herein.

I, FARID M. ABDUL-NOOR, M.D., do hereby voluntarily, knowingly, and intelligently surrender my certificate to practice medicine and surgery, No. 35-058908, to the State Medical Board of Ohio [Board], thereby relinquishing all rights to practice medicine and surgery in Ohio.

I understand that as a result of the surrender herein that I am no longer permitted to practice medicine and surgery in any form or manner in the State of Ohio.

I agree that I shall be ineligible for, and shall not apply for, reinstatement of certificate to practice medicine and surgery No. 35-058908 or issuance of any other certificate pursuant to Chapters 4730., 4731., 4760., or 4762., Ohio Revised Code, on or after the date of signing this Permanent Surrender of Certificate to Practice Medicine and Surgery. Any such attempted reapplication shall be considered null and void and shall not be processed by the Board.

I hereby authorize the State Medical Board of Ohio to enter upon its Journal an Order permanently revoking my certificate to practice medicine and surgery, No. 35-058908, in conjunction with which I expressly waive the provision of Section 4731.22(B), Ohio Revised Code, requiring that six (6) Board Members vote to revoke said certificate, and further expressly and forever waive all rights as set forth in Chapter 119., Ohio Revised Code, including but not limited to my right to counsel, right to a hearing, right to present evidence, right to cross-examine witnesses, and right to appeal the Order of the Board revoking my certificate to practice medicine and surgery.

I, FARID M. ABDUL-NOOR, M.D., hereby release the Board, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

This document shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code. Further, this information may be reported to appropriate organizations, data banks and governmental bodies. I, FARID M. ABDUL-NOOR, M.D., acknowledge that my social security number will be used if this information is so reported and agree to provide my social security number to the Board for such purposes.

It is expressly understood that this Permanent Surrender of Certificate is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.

I stipulate and agree that I am taking the action described herein in lieu of further formal disciplinary proceedings, pursuant to Sections 4731.22(B)(9) and 4731.22(B)(22), Ohio Revised Code, as set forth in the Notice of Opportunity for Hearing [Notice] issued to me by the Board on or about November 10, 2004, a copy of which is attached hereto and fully incorporated herein. I further admit to all the factual and legal allegations set forth in the Notice.

Signed this 26th day of October, 2005.

FARID M. ABDUL-NOOR, M.D.

WITNESS

WITNESS

Sworn to and subscribed before me this 27th day of October, 2005.

MARY KAY STRING-DELIO
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES AUGUST 09, 2010

SEAL

NOTARY PUBLIC

(This form must be either witnessed OR notarized)

LANCE A. TALMAGE, M.D.
SECRETARY

RAYMOND J. ALBERT
SUPERVISING MEMBER

11-9-05
DATE

11/9/05
DATE

State Medical Board of Ohio

77 S. High St., 17th Floor • Columbus, OH 43215-6127 • (614) 466-3934 • Website: www.med.ohio.gov

November 10, 2004

Farid M. Noor, MD
AKA Farid M. Abdul-Noor, M.D.
5 Githens Lane
Medford, New Jersey, 08055

Dear Doctor Noor:

In accordance with R.C. Chapter 119., you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, permanently revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery, or to reprimand you or place you on probation for one or more of the following reasons:

(1) On or about September 15, 1989, by Order of the State Medical Board of Ohio (Ohio Board), your application for licensure to practice medicine and surgery was granted, and you were reprimanded for your misrepresentations and poor judgment in responding to an application question. A copy of the above Ohio Board Order is attached hereto and incorporated herein.

(2) On or about July 1, 2003, your Ohio Board certificate to practice medicine and surgery was suspended, by operation of law, for non-payment of renewal fees and has not been reinstated.

(3) On or about December 11, 2003, the New Jersey State Board of Medical Examiners (New Jersey Board) filed a Consent Order of Voluntary Surrender of Licensure Without Prejudice by which you agreed to surrender your license to practice medicine and surgery in New Jersey, without prejudice, effective December 31, 2003, pending resolution of all pending criminal charges [Indictment on or about July 17, 2003, by Essex County, New Jersey, Grand Jury].

Further, you agreed, until the December 31, 2003, effective date of the above surrender, not to practice until you employ a chaperone, who shall be present whenever you treat female patients and who shall initial each female patient's chart to indicate the chaperone's presence at the examination, and who shall submit a final report to the New Jersey Board when your surrender of licensure becomes effective. Additionally, the chaperone is to notify the New Jersey Board within twenty-four (24) hours of any violation of this chaperone agreement or violation of N.J.A.C. 13:35-6.3. A copy of the above Consent Order is attached hereto and incorporated herein.

Mailed 11-12-04
2ND MAILING 12-10-04

(4) On or about March 8, 2004, in the Superior Court of New Jersey for Essex County, Newark, New Jersey, you pleaded guilty to, and were found guilty of, one (1) felony count of criminal sexual contact with Patient "P. A." (as identified on the attached patient key—Key Confidential to be withheld from public disclosure), in violation of N.J.A.C. 2:C-14-3b.

The underlying acts, which occurred in the course of your practice of medicine and surgery in New Jersey, are provided in greater detail in the Indictment, Plea Form [Plea Agreement] and Judgment of Conviction, copies of which are attached hereto and incorporated herein.

(5) On or about June 15, 2004, the New Jersey Board filed a Consent Order of Voluntary Surrender Deemed a Revocation, noting your March 8, 2004, plea of guilty to, and conviction of, the felony criminal sexual contact with your patient, as provided in paragraph four (4) above. This Consent Order provided for the immediate surrender of your license to practice medicine and surgery in the State of New Jersey, to be deemed a revocation by the New Jersey Board.

Further, you agreed to pay the costs of the New Jersey Board investigation in the amount of $6,688.47. A copy of the above Consent Order is attached hereto and incorporated herein.

(6) By Surrender Order BPMC No. 04-189, dated on or about August 24, 2004, the New York State Board for Professional Medical Conduct (New York Board) agreed to your surrender of licensure, and ordered your name be stricken from the roster of physicians in the State of New York.

The above agreed New York Board Surrender Order was based upon your March 8, 2004, felony conviction of criminal sexual contact with your patient, as provided in paragraph four (4) above. A copy of the New York Board Surrender Order is attached hereto and incorporated herein.

Your plea of guilty to, and/or the judicial finding of guilt, as alleged in paragraph four (4) above, individually and/or collectively, constitute "[a] plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction for, a felony," as that clause is used in R.C. 4731.22(B)(9).

Further, the New Jersey Board Consent Order of Voluntary Surrender of Licensure Without Prejudice, as alleged in paragraph three (3) above, constitutes "[a]ny of the following actions taken by the agency responsible for regulating the practice of medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, or the limited branches of medicine in another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial

of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand," as that clause is used in R.C. 4731.22(B)(22).

Further, the New Jersey Board Consent Order of Voluntary Surrender Deemed a Revocation, as alleged in paragraph five (5) above, constitutes "[a]ny of the following actions taken by the agency responsible for regulating the practice of medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, or the limited branches of medicine in another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand," as that clause is used in R.C. 4731.22(B)(22).

Further, the New York Board Surrender Order, as alleged in paragraph six (6) above, constitutes "[a]ny of the following actions taken by the agency responsible for regulating the practice of medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, or the limited branches of medicine in another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand," as that clause is used in R.C. 4731.22(B)(22).

Pursuant to R.C. Chapter 119., you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, the request must be made in writing and must be received in the offices of the State Medical Board within thirty days of the time of mailing of this notice.

You are further advised that, if you timely request a hearing, you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before this agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty days of the time of mailing of this notice, the State Medical Board may, in your absence and upon consideration of this matter, determine whether or not to limit, revoke, permanently revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand you or place you on probation.

Please note that, whether or not you request a hearing, R.C. 4731.22(L), provides that "[w]hen the board refuses to grant a certificate to an applicant, revokes an individual's certificate to practice, refuses to register an applicant, or refuses to reinstate an individual's certificate to practice, the board may specify that its action is permanent.

An individual subject to a permanent action taken by the board is forever thereafter ineligible to hold a certificate to practice and the board shall not accept an application for reinstatement of the certificate or for issuance of a new certificate."

Copies of the applicable sections are enclosed for your information.

Very truly yours,

Lance A. Talmage, M.D.
Secretary

LAT/cw
Enclosures

CERTIFIED MAIL #7000 0600 0024 5149 5995
RETURN RECEIPT REQUESTED

SECOND MAILING: 5 Githens Lane
Lumberton, NJ 08048
CERTIFIED MAIL NO. 7002 2410 0002 3141 2973
RETURN RECEIPT REQUESTED

PETER C. HARVEY
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102

By: Daniel S. Goodman
Deputy Attorney General
Tel:973-648-4741

FILED
December 11, 2003
NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

OHIO STATE MEDICAL BOARD
NOV 0 5 2004

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF **FARID A. NOOR, M.D.** **LICENSE NO: MA 49694** TO PRACTICE MEDICINE AND SURGERY IN THE STATE OF NEW JERSEY	Administrative Action **CONSENT ORDER OF VOLUNTARY SURRENDER OF LICENSURE WITHOUT PREJUDICE**

This matter was opened to the State Board of Medical Examiners upon the filing of an Order to Show Cause and Verified Complain, filed on November 26, 2003, seeking the temporary suspension of the medical license of Farid A. Noor, M.D. ("Respondent"). On or about July 17, 2003, Respondent was indicted by an Essex County Grand Jury on two fourth-degree felony charges of criminal sexual contact with a patient. The doctor being desirous of resolving this matter on an interim basis, and the Board having found the within disposition adequately protective of the public health, safety and welfare,

IT IS ON THIS 9th DAY OF Dec., 2003

ORDERED:

CERTIFIED TRUE COPY

1. Respondent, Farid A. Noor, M.D., is hereby granted leave and shall surrender his license to practice medicine and surgery in the State of New Jersey without prejudice, pending the final resolution of all criminal charges pending against him, effective December 31, 2003.

2. Respondent agrees to immediately employ a Board approved chaperone, at his own expense, until his surrender of licensure becomes effective. Respondent agrees that he will not practice medicine until he employs such a chaperone. The chaperone shall be present with Respondent whenever he treats any female patients at any location and shall ensure that Respondent remains in compliance with N.J.A.C. 13:35-6.3. The chaperone is also to initial each female patient's chart to indicate the chaperone's presence at the examination and is to submit a final report to the Board when Respondent's surrender of licensure becomes effective. In addition, the chaperone is to notify the Board within twenty-four (24) hours of any violation of N.J.A.C. 13:35-6.3 or this chaperone agreement.

3. Upon proof of final resolution of all pending criminal charges against him, Respondent is granted leave to petition the Board for relief from the Order of Voluntary Surrender of Licensure.

4. Respondent shall return his original New Jersey license and current biennial registration to the New Jersey State Board of Medical Examiners, P.O. Box 183, Trenton, New Jersey 08625-0183, no later than December 31, 2003.

5. Respondent shall return his original CDS registration to the New Jersey State Board of Medical Examiners, P.O. Box 183, Trenton, New Jersey 08625-0183, no later than December 31, 2003.

6. Respondent shall advise the DEA of this Order no later than December 31, 2003.

7. Respondent shall comply with the "Directives Applicable to Any Medical Board Licensee who is Suspended, Revoked, or whose Surrender of Licensure has been Accepted," which is attached hereto and made a part hereof.

8. The parties hereby stipulate that entry of this Order is without prejudice to further action by this Board or other law enforcement entities resulting from Respondent's conduct prior to entry into this Order.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By: _____
David ~~C.~~ Wallace, M.D.
President

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

_____
Farid A. Noor, M.D.

Consented to as to form:

_____
Steven J. Kern, Esq.

DIRECTIVES APPLICABLE TO ANY MEDICAL BOARD LICENSEE WHO IS DISCIPLINED OR WHOSE SURRENDER OF LICENSURE HAS BEEN ACCEPTED

APPROVED BY THE BOARD ON MAY 10, 2000

All licensees who are the subject of a disciplinary order of the Board are required to provide the information required on the addendum to these directives. The information provided will be maintained separately and will not be part of the public document filed with the Board. Failure to provide the information required may result in further disciplinary action for failing to cooperate with the Board, as required by N.J.A.C. 13:45C-1 et seq: Paragraphs 1 through 4 below shall apply when a license is suspended or revoked or permanently surrendered, with or without prejudice. Paragraph 5 applies to licensees who are the subject of an order which, while permitting continued practice, contains a probation or monitoring requirement.

1. Document Return and Agency Notification

The licensee shall promptly forward to the Board office at Post Office Box 183, 140 East Front Street, 2nd floor, Trenton, New Jersey 08625-0183, the original license, current biennial registration and, if applicable, the original CDS registration. In addition, if the licensee holds a Drug Enforcement Agency (DEA) registration, he or she shall promptly advise the DEA of the licensure action. (With respect to suspensions of a finite term, at the conclusion of the term, the licensee may contact the Board office for the return of the documents previously surrendered to the Board. In addition, at the conclusion of the term, the licensee should contact the DEA to advise of the resumption of practice and to ascertain the impact of that change upon his/her DEA registration.)

2. Practice Cessation

The licensee shall cease and desist from engaging in the practice of medicine in this State. This prohibition not only bars a licensee from rendering professional services, but also from providing an opinion as to professional practice or its application, or representing him/herself as being eligible to practice. (Although the licensee need not affirmatively advise patients or others of the revocation, suspension or surrender, the licensee must truthfully disclose his/her licensure status in response to inquiry.) The disciplined licensee is also prohibited from occupying, sharing or using office space in which another licensee provides health care services. The disciplined licensee may contract for, accept payment from another licensee for or rent at fair market value office premises and/or equipment. In no case may the disciplined licensee authorize, allow or condone the use of his/her provider number by any health care practice or any other licensee or health care provider. (In situations where the licensee has been suspended for less than one year, the licensee may accept payment from another professional who is using his/her office during the period that the licensee is suspended, for the payment of salaries for office staff employed at the time of the Board action.)

A licensee whose license has been revoked, suspended for one (1) year or more or permanently surrendered must remove signs and take affirmative action to stop advertisements by which his/her eligibility to practice is represented. The licensee must also take steps to remove his/her name from professional listings, telephone directories, professional stationery, or billings. If the licensee's name is utilized in a group practice title, it shall be deleted. Prescription pads bearing the licensee's name shall be destroyed. A destruction report form obtained from the Office of Drug Control (973-504-6558) must be filed. If no other licensee is providing services at the location, all medications must be removed and returned to the manufacturer, if possible, destroyed or safeguarded. (In situations where a license has been suspended for less than one year, prescription pads and medications need not be destroyed but must be secured in a locked place for safekeeping.)

3. Practice Income Prohibitions/Divestiture of Equity Interest in Professional Service Corporations and Limited Liability Companies

A licensee shall not charge, receive or share in any fee for professional services rendered by him/herself or others while barred from engaging in the professional practice. The licensee may be compensated for the reasonable value of services lawfully rendered and disbursements incurred on a patient's behalf prior to the effective date of the Board action.

A licensee who is a shareholder in a professional service corporation organized to engage in the professional practice, whose license is revoked, surrendered or suspended for a term of one (1) year or more shall be deemed to be disqualified from the practice within the meaning of the Professional Service Corporation Act. (N.J.S.A. 14A:17-11). A disqualified licensee shall divest him/herself of all financial interest in the professional service corporation pursuant to N.J.S.A. 14A:17-13(c). A licensee who is a member of a limited liability company organized pursuant to N.J.S.A. 42:1-44, shall divest him/herself of all financial interest. Such divestiture shall occur within 90 days following the the entry of the Order rendering the licensee disqualified to participate in the applicable form of ownership. Upon divestiture, a licensee shall forward to the Board a copy of documentation forwarded to the Secretary of State, Commercial Reporting Division, demonstrating that the interest has been terminated. If the licensee is the sole shareholder in a professional service corporation, the corporation must be dissolved within 90 days of the licensee's disqualification.

4. Medical Records

If, as a result of the Board's action, a practice is closed or transferred to another location, the licensee shall ensure that during the three (3) month period following the effective date of the disciplinary order, a message will be delivered to patients calling the former office premises, advising where records may be obtained. The message should inform patients of the names and telephone numbers of the licensee (or his/her attorney) assuming custody of the records. The same information shall also be disseminated by means of a notice to be published at least once per month for three (3) months in a newspaper of general circulation in the geographic vicinity in which the practice was conducted. At the end of the three month period, the licensee shall file with the Board the name and telephone number of the contact person who will have access to medical records of former patients. Any change in that individual or his/her telephone number shall be promptly reported to the Board. When a patient or his/her representative requests a copy of his/her

medical record or asks that record be forwarded to another health care provider, the licensee shall promptly provide the record without charge to the patient.

5. Probation/Monitoring Conditions

With respect to any licensee who is the subject of any Order imposing a probation or monitoring requirement or a stay of an active suspension, in whole or in part, which is conditioned upon compliance with a probation or monitoring requirement, the licensee shall fully cooperate with the Board and its designated representatives, including the Enforcement Bureau of the Division of Consumer Affairs, in ongoing monitoring of the licensee's status and practice. Such monitoring shall be at the expense of the disciplined practitioner.

(a) Monitoring of practice conditions may include, but is not limited to, inspection of the professional premises and equipment, and Inspection and copying of patient records (confidentiality of patient identity shall be protected by the Board) to verify compliance with the Board Order and accepted standards of practice.

(b) Monitoring of status conditions for an impaired practitioner may include, but is not limited to, practitioner cooperation in providing releases permitting unrestricted access to records and other information to the extent permitted by law from any treatment facility, other treating practitioner, support group or other individual/facility involved in the education, treatment, monitoring or oversight of the practitioner, or maintained by a rehabilitation program for impaired practitioners. If bodily substance monitoring has been ordered, the practitioner shall fully cooperate by responding to a demand for breath, blood, urine or other sample in a timely manner and providing the designated sample.

Pursuant to N.J.S.A. 52:14B-3(3), all orders of the New Jersey State Board of Medical Examiners are available for public inspection. Should any inquiry be made concerning the status of a licensee, the inquirer will be informed of the existence of the order and a copy will be provided if requested. All evidentiary hearings, proceedings on motions or other applications which are conducted as public hearings and the record, including the transcript and documents marked in evidence, are available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A 60.8, the Board is obligated to report to the National Practitioners Data Bank any action relating to a physician which is based on reasons relating to professional competence or professional conduct:

(1) Which revokes or suspends (or otherwise restricts) a license,
(2) Which censures, reprimands or places on probation,
(3) Under which a license is surrendered.

Pursuant to 45 CFR Section 61.7, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, such as revocation or suspension of a license(and the length of any such suspension), reprimand, censure or probation or any other loss of license or the right to apply for, or renew, a license of the provider, supplier, or practitioner, whether by operation of law, voluntary surrender, non-renewability, or otherwise, or any other negative action or finding by such Federal or State agency that is publicly available information.

Pursuant to N.J.S.A.45:9-19.13, if the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders are provided to that organization on a monthly basis.

Within the month following entry of an order, a summary of the order will appear on the public agenda for the next monthly Board meeting and is forwarded to those members of the public requesting a copy. In addition, the same summary will appear in the minutes of that Board meeting, which are also made available to those requesting a copy.

Within the month following entry of an order, a summary of the order will appear in a Monthly Disciplinary Action Listing which is made available to those members of the public requesting a copy.

On a periodic basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board.

From time to time, the Press Office of the Division of Consumer Affairs may issue releases including the summaries of the content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the Attorney General from disclosing any public document.

Superior Court of New Jersey
Essex County
(Law Division - Criminal)
28 TH Grand Jury 2002 Term

The State of New Jersey
vs.

FARID A NOOR

Count (s) 1 & 2

Indictment #: 2003 - 7 - 2548

INDICTMENT

2 Count (s)

FOURTH degree CRIMINAL SEXUAL CONTACT

TRUE COPY

JUL 17

OHIO STATE MEDICAL BOARD

OCT 27 2004

A True Bill

Foreperson ☑ Deputy Foreperson ☐ Debra A. Hart

P #: 0

Presented: Thursday, July 17, 2003

Printed on: 7/16/2003

GJ #: 3016

Essex County, to wit:

The Grand Jurors of the State of New Jersey, for the County of Essex, upon their oath present that

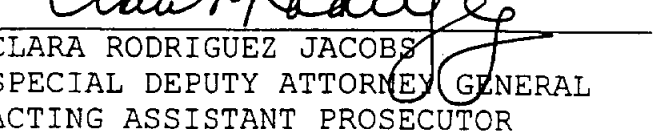
FARID A. NOOR

on the 19th day of December, 2002 in the Township of South Orange Village in the County of Essex aforesaid and within the jurisdiction of this Court, did knowingly commit an act of criminal sexual contact upon P A. by intentionally touching the victim's intimate parts, to wit: touched her breasts for the purpose of degrading or humiliating the victim or sexually arousing or sexually gratifying himself and

OHIO STATE MEDICAL BOARD
OCT 2 7 2004

contrary to the provisions of N.J.S. 2C: 14-3b., a crime of the Fourth Degree, and against the peace of this State, the government and dignity of the same.

DONALD C. CAMPOLO
ASSISTANT ATTORNEY GENERAL
ACTING ESSEX COUNTY PROSECUTOR

BY: 

CLARA RODRIGUEZ JACOBS
SPECIAL DEPUTY ATTORNEY GENERAL
ACTING ASSISTANT PROSECUTOR

PLEA FORM

County Essex

DEFENDANT'S NAME FARID NOOR before Judge Kennedy

1. List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree		Statutory Maximum Time	Statutory Maximum Fine	VCCB Assmt*
03077548	1	Sexual Contact	4	MAX	18mos	7500	
				MAX			
				MAX			
				MAX			
				MAX			

Your total exposure as the result of this plea is: TOTAL 18mos 7500

PLEASE CIRCL APPROPRIATE ANSWE

2. a. Did you commit the offense(s) to which you are pleading guilty? [YES] [NO]
   b. Do you understand that before the judge can find you guilty, you will have to tell the judge what you did that makes you guilty of the particular offense(s)? [YES] [NO]

3. Do you understand what the charges mean? [YES] [NO]

4. Do you understand that by pleading guilty you are giving up certain rights? Among them are:
   a. The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt? [YES] [NO]
   b. The right to remain silent? [YES] [NO]
   c. The right to confront the witnesses against you? [YES] [NO]

OHIO STATE MEDICAL BOARD
OCT 2 7 2004

5. Do you understand that if you plead guilty:
   a. You will have a criminal record? [YES] [NO]
   b. Unless the plea agreement provides otherwise, you could be sentenced to serve the maximum time in confinement, to pay the maximum fine and to pay the maximum Violent Crimes Compensation Board Assessment? [YES] [NO]
   c. You must pay a minimum Violent Crimes Compensation Board assessment of $50 ($100 minimum if you are convicted of a crime of violence) for each count to which you plead guilty? (Penalty is $30 if offense occurred between January 9, 1986 and December 22, 1991 inclusive. $25 if offense occurred before January 1, 1986. [YES] [NO]
   d. If the offense occurred on or after February 1, 1993 but was before March 13, 1995, and you are being sentenced to probation or a State correctional facility, you must pay a transaction fee of up to $1.00 for each occasion when a payment or installment payment is made? If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, you must pay a transaction fee of up to $2.00 for each occasion when a payment or installment payment is made? [YES] [NO]
   e. If the offense occurred on or after August 2, 1993 you must pay a $75 Safe Neighborhood Services Fund assessment for each conviction? [YES] [NO]
   f. If the offense occurred on or after January 5, 1994 and you are being sentenced to probation, you must pay a fee of up to $25 per month for the term of probation? [YES] [NO]
   g. If the crime occurred on or after January 9, 1997 you must pay a Law Enforcement Officers Training and Equipment Fund penalty of $30? [YES] [NO]

*VIOLENT CRIMES COMPENSATION BOARD ASSESSMENT

Defendant's initials FN

6. Do you understand that the court could in its discretion impose a minimum time in confinement to be served before you become eligible for parole, which period could be as long as one half of the period of the custodial sentenced imposed? [YES] [NO]

7. Did you enter a plea of guilty to any charges that require a mandatory period of parole ineligibility or a mandatory extended term? [YES] [NO]
a. If you are pleading guilty to such a charge, the minimum mandatory period of parole ineligibility is _____ years and _____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be _____ years and _____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits. N/A

8. Are you pleading guilty to a crime that contains a presumption of imprisonment which means that it is almost certain that you will go to state prison? [YES] [NO]

9. Are you presently on probation or parole? [YES] [NO]
a. Do you realize that a guilty plea may result in a violation of your probation or parole? [YES] [NO] [N/A]

10. Are you presently serving a custodial sentence on another charge? [YES] [NO]
a. Do you understand that a guilty plea may affect your parole eligibility? [YES] [NO] [N/A]

11. Do you understand that if you have plead guilty to, or have been found guilty on other charges, or are presently serving a custodial term and the plea agreement is silent on the issue, the court may require that all sentences be made to run consecutively? [YES] [NO] [N/A]

12. List any charges the prosecutor has agreed to recommend for dismissal:

Ind./Acc./Compl.#	Count	Nature of Offense and Degree

13. Specify any sentence the prosecutor has agreed to recommend:
Probation

OCT 27 2004

14. Has the prosecutor promised that he or she will NOT:
a. Speak at sentencing? [YES] [NO]
b. Seek an extended term of confinement? [YES] [NO]
c. Seek a stipulation of parole ineligibility? [YES] [NO]

15. Are you aware that you must pay restitution if the court finds there is a victim who has suffered a loss and if the court finds that you are able or will be able in the future to pay restitution? [YES] [NO] [N/A]

Defendant's Initials F.N.

Administrative Office of the Courts
Reissued August 20, 2002

16. Do you understand that if you are a public office holder or employee, you can be required to forfeit your office or job by virtue of your plea of guilty? [YES] [NO] [N/A]

17. Do you understand that if you are not a United States citizen or national, you may be deported by virtue of your plea of guilty? [YES] [NO] [N/A]

18. Have you discussed with your attorney the legal doctrine of merger? [YES] [NO] [N/A]

19. Are you giving up your right at sentence to argue that there are charges you pleaded guilty to for which you cannot be given a separate sentence? [YES] [NO] [N/A]

20. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:

_____

_____

_____

21. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [YES] [NO]

22. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? [YES] [NO]
b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? [YES] [NO]
c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? [YES] [NO]

23. Are you satisfied with the advice you have received from your lawyer? [YES] [NO]

24. Do you have any questions concerning this plea? [YES] [NO]

DATE: 4/8/04 DEFENDANT _____

DEFENSE ATTORNEY _____

PROSECUTOR _____

[ ] This plea is the result of the judge's conditional indications of the maximum sentence he or she would impose independent of the prosecutor's recommendation. Accordingly, the "Supplemental Plea Form for Non-Negotiated Pleas" has been completed.

OHIO STATE MEDICAL BOARD
OCT 2 7 2004

State of New Jersey

v.

RECEIVED

New Jersey Superior Court
Law Division – Criminal
Essex County

Defendant: (Specify Complete Name) **Dr. Farid A. Noor**

DATE OF BIRTH	6/26/56	SBI NUMBER	467713C
DATE OF ARREST	3/8/03	DATE INDICTMENT/ ACCUSATION FILED	7/17/03
DATE OF ORIGINAL PLEA	8/7/03	ORIGINAL PLEA	☒ Not Guilty ☐ Guilty

2004 MAR 25 P 2:

CRIMINAL RECORDS

☒ JUDGMENT OF CONVICTION
☐ CHANGE OF JUDGMENT
☐ ORDER FOR COMMITMENT
☐ INDICTMENT / ACCUSATION DISMISSED
☐ JUDGMENT OF ACQUITTAL

ADJUDICATION BY

☒ GUILTY PLEA DATE: 3/8/04 ☐ NON-JURY TRIAL DATE:
☐ JURY TRIAL DATE: ☐ DISMISSED / ACQUITTED DATE:

ORIGINAL CHARGES

IND / ACC NO.	COUNT	DESCRIPTION	DEGREE	STATUTE
03-07-2548	1	Criminal Sexual Contact	4th	2C:14-3b

FINAL CHARGES

OHIO STATE MEDICAL BOARD

COUNT	DESCRIPTION	DEGREE	STATUTE
1	Criminal Sexual Contact	4th	2C:14-3b

OCT 2 7 2004

TRUE COPY

It is, therefore, on 5/14/04 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:

Count #1 - Placed on probation for a period of two (2) years. Defendant shall not possess a firearm and must remain drug free. Defendant must submit to medical or psychiatric evaluation if directed by probation. VCCB $50, SNSF $75, LEOPA $30, $1.00 probation fee. Defendant shall pay fines and penalties at a rate of $25 per month.

☐ The defendant is hereby sentenced to community supervision for life.
☐ The defendant is hereby ordered to serve a _____ year term of parole supervision which term shall begin as soon as defendant completes the sentence of incarceration.
☐ The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.
☐ The court finds that the defendant is amenable to sex offender treatment.
☐ The court finds that the defendant is willing to participate in sex offender treatment.
☒ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided.

☐ It is further ORDERED that the sheriff deliver the defendant to the appropriate correctional authority.

☐ Defendant is to receive credit for time spent in custody (R. 3:21-8).	TOTAL NUMBER OF DAYS 1 Day	DATE: (From/To) 8/7/03-8/7/03
		DATE: (From/To)
☐ Defendant is to receive gap time credit for time spent in custody (N.J.S.A. 2C:44-5b(2)).	TOTAL NUMBER OF DAYS	DATE: (From/To)
		DATE: (From/To)

Total Custodial Term None Institution None Total Probation Term Two Years

JAIL:	ANNEX	P.D. ✓
PROS. ✓	PROB.	A.O.C.
D.C.	OTHER	PAROLE

State of New Jersey v. **Dr. Farid Noor** S.B.I. # 467713C Ind / Acc # 03-07-2548

Total Fine $

Total RESTITUTION $_____

If the offense occurred on or after December 23, 1991, an assessment of $50 is imposed on each count on which the defendant was convicted unless the box below indicates a higher assessment pursuant to N.J.S.A. 2C:43-3.1. (Assessment is $30 if offense is on or after January 9, 1986 but before December 23, 1991, unless a higher penalty is noted. Assessment is $25 if offense is before January 9, 1986.)

☒ Assessment imposed on

count(s) 1

is $50.00.

Total VCCB Assessment $50.00

Installment payments are due at the rate of

$25.00 per month

beginning 5/14/04

(Date)

If any of the offenses occurred on or after July 9, 1987, and is for a violation of Chapter 35 or 36 of Title 2C,

1) A mandatory Drug Enforcement and Demand Reduction (D.E.D.R.) penalty is imposed for each count. (Write in # times for each.)

_____ 1st Degree @ $3000 _____ 4th Degree @ $750

_____ 2nd Degree @ $2000 _____ Disorderly Persons or Petty Disorderly Persons @ $500

_____ 3rd Degree @ $1000

Total D.E.D.R. Penalty $_____

☐ Court further Orders that collection of the D.E.D.R. penalty be suspended upon defendant's entry into a residential drug program for the term of the program.

2) A forensic laboratory fee of $50 per offense is ORDERED. _____ Offenses @ $50.

Total Lab Fee $_____

3) Name of Drugs involved _____

4) A mandatory driver's license suspension of _____ months is ORDERED.

The suspension shall begin today, _____ and end _____.

Driver's License Number _____

(IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING.)

Defendant's Address _____

Eye Color _____ Sex _____ Date of Birth 6/26/56

☐ The defendant is the holder of an out-of-state driver's license from the following jurisdiction _____. Driver's License Number _____

☐ Defendant's non-resident driving privileges are hereby revoked for _____ months.

If the offense occurred on or after February 1, 1993 but was before March 13, 1995 and the sentence is to probation or to a state correctional facility, a transaction fee of up to $1.00 is ordered for each occasion when a payment or installment payment is made. (P.L. 1992, c. 169). If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, a transaction fee of up to $2.00 is ordered for each occasion when a payment is made. (P.L. 1995, c. 9).

If the offense occurred on or after August 2, 1993, a $75 Safe Neighborhood Services Fund assessment is ordered for each conviction. (P.L. 1993, c.220) $75.00

If the offense occurred on or after January 5, 1994 and the sentence is to probation, a fee of up to $25 per month for the probationary term is ordered. (P.L. 1993, c. 275) Amount per month $1.00.

If the crime occurred on or after January 9, 1997, a $30 Law Enforcement Officers Training and Equipment Fund penalty is ordered. $30.00

If the crime occurred on or after May 4, 2001, and the defendant has been convicted of aggravated sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endanger the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of a minor under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), luring or enticing a child pursuant to 2C:13-6, criminal sexual contact pursuant to 2C:14-3b if the victim is a minor, kidnapping pursuant to 2C:13-1, criminal restraint pursuant to 2C:13-2 or false imprisonment pursuant to 2C:13-3 if the victim is a minor and the offender is not the parent, promoting child prostitution pursuant to 2C:34-1b(3) or (4), or an attempt to commit any of these crimes, a $800 Statewide Sexual Assault Nurse Examiner Program Penalty is ordered for each of these offenses.

Name (Court Clerk or Person preparing this form)	Telephone Number	Name (Attorney for Defendant at Sentencing)
Mary Ellen Restaino	973-693-6490	Bruce R. Crelin, Esq.

STATEMENT OF REASONS – Include all applicable aggravating and mitigating factors

Aggravating Factors:

(9) The need for deterring the defendant and others from violating the law;

Mitigating Factors:

(7) The defendant has no history of prior delinquency or criminal activity or has led a law-abiding life for a substantial period of time before the commission of the present offense;

(10) The defendant is particularly likely to respond affirmatively to probationary treatment;

Judge (Name)	Judge (Signature)	Date
JOHN C. KENNEDY, J.S.C.		5/14/04

PETER C. HARVEY
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102

By: Daniel S. Goodman
Deputy Attorney General
Tel:973-648-4741

FILED
June 15, 2004
NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF **FARID A. NOOR, M.D.** **LICENSE NO: MA 49694** TO PRACTICE MEDICINE AND SURGERY IN THE STATE OF NEW JERSEY	Administrative Action **CONSENT ORDER**

This matter was previously opened to the State Board of Medical Examiners upon the filing of an Order to Show Cause and Verified Complaint, dated November 26, 2003, seeking the temporary suspension of the medical license of Farid A. Noor, M.D. ("Respondent"). The Board's records reflect that on or about July 17, 2003, Respondent was indicted by an Essex County Grand Jury on two fourth-degree felony charges of criminal sexual contact with a patient. The Board's records also reflect that Respondent entered into a Consent Order, dated December 11, 2003, in which he agreed to surrender his license to practice medicine and surgery without prejudice, effective December 31, 2003, pending final resolution of all criminal charges against him. The Board has recently received information that on or about

CERTIFIED TRUE COPY

March 8, 2004 in Essex County, New Jersey, Respondent pled guilty to one (1) count of Criminal Sexual Contact in the 4th degree, in violation of N.J.S.A. 2C:14-3b. This criminal conviction also constitutes a violation of Board statute N.J.S.A. 45:1-21(e), (f) & (h) and Board regulation N.J.A.C. 13:35-6.3.

It appearing that Respondent wishes to resolve this matter without the necessity for a formal hearing, and the Board finding that the disposition of the matter as set forth herein is adequately protective of the public health, safety and welfare,

IT IS ON THIS 15th DAY OF June , 2004

ORDERED:

1. Respondent Farid A. Noor, M.D., is hereby granted leave and shall immediately surrender his license to practice medicine and surgery in the State of New Jersey, to be deemed a revocation by the Board, effective as of the entry date of this Order;

2. Respondent shall pay the Board's costs of investigation in this matter in the amount of $6,688.96. This amount shall be memorialized in a Certificate of Debt duly recorded in the State of New Jersey, and shall be paid at the Court rule rate of interest (2.0%) in twelve monthly installments of $563.47, to be received by the Board by the fifteenth (15th) day of each month, commencing June 15, 2004 and ending May 15, 2005. Payments shall be made by certified check or money order made payable to the State of New Jersey and submitted to the State Board of Medical

Examiners at P.O. Box 183, Trenton, New Jersey 08625-0183. Any failure to make payments under the terms of this Order shall accelerate the total debt due to the Board;

3. Respondent shall immediately advise the DEA of this Order; and

4. Respondent shall comply with the standard form of "Directives Applicable to Any Medical Board License who is Suspended, Revoked, or whose Surrender of Licensure has been Accepted," which is attached hereto and made a part hereof.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By: David M. Wallace MD
David M. Wallace, M.D.
President

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

Farid A. Noor, M.D.

Consented to as to form:

Steven I. Kern, Esq.

DIRECTIVES APPLICABLE TO ANY MEDICAL BOARD LICENSEE WHO IS DISCIPLINED OR WHOSE SURRENDER OF LICENSURE HAS BEEN ACCEPTED

APPROVED BY THE BOARD ON MAY 10, 2000

All licensees who are the subject of a disciplinary order of the Board are required to provide the information required on the addendum to these directives. The information provided will be maintained separately and will not be part of the public document filed with the Board. Failure to provide the information required may result in further disciplinary action for failing to cooperate with the Board, as required by N.J.A.C. 13:45C-1 et seq. Paragraphs 1 through 4 below shall apply when a license is suspended or revoked or permanently surrendered, with or without prejudice. Paragraph 5 applies to licensees who are the subject of an order which, while permitting continued practice, contains a probation or monitoring requirement.

1. Document Return and Agency Notification

The licensee shall promptly forward to the Board office at Post Office Box 183, 140 East Front Street, 2nd floor, Trenton, New Jersey 08625-0183, the original license, current biennial registration and, if applicable, the original CDS registration. In addition, if the licensee holds a Drug Enforcement Agency (DEA) registration, he or she shall promptly advise the DEA of the licensure action. (With respect to suspensions of a finite term, at the conclusion of the term, the licensee may contact the Board office for the return of the documents previously surrendered to the Board. In addition, at the conclusion of the term, the licensee should contact the DEA to advise of the resumption of practice and to ascertain the impact of that change upon his/her DEA registration.)

2. Practice Cessation

The licensee shall cease and desist from engaging in the practice of medicine in this State. This prohibition not only bars a licensee from rendering professional services, but also from providing an opinion as to professional practice or its application, or representing him/herself as being eligible to practice. (Although the licensee need not affirmatively advise patients or others of the revocation, suspension or surrender, the licensee must truthfully disclose his/her licensure status in response to inquiry.) The disciplined licensee is also prohibited from occupying, sharing or using office space in which another licensee provides health care services. The disciplined licensee may contract for, accept payment from another licensee for or rent at fair market value office premises and/or equipment. In no case may the disciplined licensee authorize, allow or condone the use of his/her provider number by any health care practice or any other licensee or health care provider. (In situations where the licensee has been suspended for less than one year, the licensee may accept payment from another professional who is using his/her office during the period that the licensee is suspended, for the payment of salaries for office staff employed at the time of the Board action.)

A licensee whose license has been revoked, suspended for one (1) year or more or permanently surrendered must remove signs and take affirmative action to stop advertisements by which his/her eligibility to practice is represented. The licensee must also take steps to remove his/her name from professional listings, telephone directories, professional stationery, or billings. If the licensee's name is utilized in a group practice title, it shall be deleted. Prescription pads bearing the licensee's name shall be destroyed. A destruction report form obtained from the Office of Drug Control (973-504-6558) must be filed. If no other licensee is providing services at the location, all medications must be removed and returned to the manufacturer, if possible, destroyed or safeguarded. (In situations where a license has been suspended for less than one year, prescription pads and medications need not be destroyed but must be secured in a locked place for safekeeping.)

3. Practice Income Prohibitions/Divestiture of Equity Interest in Professional Service Corporations and Limited Liability Companies

A licensee shall not charge, receive or share in any fee for professional services rendered by him/herself or others while barred from engaging in the professional practice. The licensee may be compensated for the reasonable value of services lawfully rendered and disbursements incurred on a patient's behalf prior to the effective date of the Board action.

A licensee who is a shareholder in a professional service corporation organized to engage in the professional practice, whose license is revoked, surrendered or suspended for a term of one (1) year or more shall be deemed to be disqualified from the practice within the meaning of the Professional Service Corporation Act. (N.J.S.A. 14A:17-11). A disqualified licensee shall divest him/herself of all financial interest in the professional service corporation pursuant to N.J.S.A. 14A:17-13(c). A licensee who is a member of a limited liability company organized pursuant to N.J.S.A. 42:1-44, shall divest him/herself of all financial interest. Such divestiture shall occur within 90 days following the the entry of the Order rendering the licensee disqualified to participate in the applicable form of ownership. Upon divestiture, a licensee shall forward to the Board a copy of documentation forwarded to the Secretary of State, Commercial Reporting Division, demonstrating that the interest has been terminated. If the licensee is the sole shareholder in a professional service corporation, the corporation must be dissolved within 90 days of the licensee's disqualification.

4. Medical Records

If, as a result of the Board's action, a practice is closed or transferred to another location, the licensee shall ensure that during the three (3) month period following the effective date of the disciplinary order, a message will be delivered to patients calling the former office premises, advising where records may be obtained. The message should inform patients of the names and telephone numbers of the licensee (or his/her attorney) assuming custody of the records. The same information shall also be disseminated by means of a notice to be published at least once per month for three (3) months in a newspaper of

general circulation in the geographic vicinity in which the practice was conducted. At the end of the three month period, the licensee shall file with the Board the name and telephone number of the contact person who will have access to medical records of former patients. Any change in that individual or his/her telephone number shall be promptly reported to the Board. When a patient or his/her representative requests a copy of his/her medical record or asks that record be forwarded to another health care provider, the licensee shall promptly provide the record without charge to the patient.

5. Probation/Monitoring Conditions

With respect to any licensee who is the subject of any Order imposing a probation or monitoring requirement or a stay of an active suspension, in whole or in part, which is conditioned upon compliance with a probation or monitoring requirement, the licensee shall fully cooperate with the Board and its designated representatives, including the Enforcement Bureau of the Division of Consumer Affairs, in ongoing monitoring of the licensee's status and practice. Such monitoring shall be at the expense of the disciplined practitioner.

(a) Monitoring of practice conditions may include, but is not limited to, inspection of the professional premises and equipment, and Inspection and copying of patient records (confidentiality of patient identity shall be protected by the Board) to verify compliance with the Board Order and accepted standards of practice.

(b) Monitoring of status conditions for an impaired practitioner may include, but is not limited to, practitioner cooperation in providing releases permitting unrestricted access to records and other information to the extent permitted by law from any treatment facility, other treating practitioner, support group or other individual/facility involved in the education, treatment, monitoring or oversight of the practitioner, or maintained by a rehabilitation program for impaired practitioners. If bodily substance monitoring has been ordered, the practitioner shall fully cooperate by responding to a demand for breath, blood, urine or other sample in a timely manner and providing the designated sample.

NOTICE OF REPORTING PRACTICES OF BOARD REGARDING DISCIPLINARY ACTIONS

Pursuant to N.J.S.A. 52:14B-3(3), all orders of the New Jersey State Board of Medical Examiners are available for public inspection. Should any inquiry be made concerning the status of a licensee, the inquirer will be informed of the existence of the order and a copy will be provided if requested. All evidentiary hearings, proceedings on motions or other applications which are conducted as public hearings and the record, including the transcript and documents marked in evidence, are available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A 60.8, the Board is obligated to report to the National Practitioners Data Bank any action relating to a physician which is based on reasons relating to professional competence or professional conduct:

(1) Which revokes or suspends (or otherwise restricts) a license,
(2) Which censures, reprimands or places on probation,
(3) Under which a license is surrendered.

Pursuant to 45 CFR Section 61.7, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, such as revocation or suspension of a license(and the length of any such suspension), reprimand, censure or probation or any other loss of license or the right to apply for, or renew, a license of the provider, supplier, or practitioner, whether by operation of law, voluntary surrender, non-renewability, or otherwise, or any other negative action or finding by such Federal or State agency that is publicly available information.

Pursuant to N.J.S.A.45:9-19.13, if the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders are provided to that organization on a monthly basis.

Within the month following entry of an order, a summary of the order will appear on the public agenda for the next monthly Board meeting and is forwarded to those members of the public requesting a copy. In addition, the same summary will appear in the minutes of that Board meeting, which are also made available to those requesting a copy.

Within the month following entry of an order, a summary of the order will appear in a Monthly Disciplinary Action Listing which is made available to those members of the public requesting a copy.

On a periodic basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board.

From time to time, the Press Office of the Division of Consumer Affairs may issue releases including the summaries of the content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the Attorney General from disclosing any public document.

ADDENDUM TO THE DIRECTIVES

Any licensee who is the subject of an order of the Board suspending, revoking or otherwise conditioning the license, shall provide the following information at the time that the order is signed, if it is entered by consent, or immediately after service of a fully executed order entered after a hearing. The information required here is necessary for the Board to fulfill its reporting obligations:

Social Security Number[1]: 134-78-3723

List the name and address of any and all Health Care Facilities with which you are affiliated:

Southern Ocean County Hospital (SOCH)
1120 Route 72 West
Manahawkin, NJ 08050
(609) 597-6011

List the names and addresses of any and all Health Maintenance Organizations with which you are affiliated:

N/A

Provider for: Medicare
Medicaid

Provide the names and addresses of every person with whom you are associated in your professional practice: (You may attach a blank sheet of stationery bearing this information).

N/A

[1] Pursuant to 45 CFR Subtitle A Section 61.7 and 45 CFR Subtitle A Section 60.8, the Board is required to obtain your Social Security Number and/or federal taxpayer identification number in order to discharge its responsibility to report adverse actions to the National Practitioner Data Bank and the HIP Data Bank.

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

IN THE MATTER OF FARID ABDUL-NOOR, M.D., aka FARID NOOR, M.D. CO-04-02-0658-A	SURRENDER ORDER BPMC No. 04-189

FARID ABDUL-NOOR, M.D., aka FARID NOOR, M.D., says:

On or about December 13, 2000, I was licensed to practice medicine as a physician in the State of New York having been issued License No. 219928 by the New York State Education Department. I currently reside at 5 Githens Lane, Medford, NJ 08055.

I am not currently registered with the New York State Education Department to practice as a physician in the State of New York.

I understand that the New York State Board for Professional Medical Conduct has charged me with one (1) 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 an agreement to allow me to surrender my license as a physician in the State of New York and request that the Board issue this Surrender Order.

I, hereby, agree not to contest the one (1) specification set forth in the Statement of Charges (Exhibit A).

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

I am making this agreement of my own free will and accord and not under duress, compulsion or restraint of any kind of manner.

Date: 8/19, 2004

FARID ABDUL-NOOR, M.D.,
AKA FARID NOOR, M.D.
Respondent

AGREED TO:

Date: 23 August, 2004

ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

Date: 8/23, 2004

DENNIS J. GRAZIANO
Director, Office of Professional
Medical Conduct

ORDER

Upon the proposed agreement of **FARID ABDUL-NOOR, M.D., aka FARID NOOR, M.D.**, 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 proposed agreement and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of the Respondent be stricken from the roster of physicians in the State of New York; 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 to Respondent at the addresses set forth in this agreement or to Respondent's attorney or upon transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

DATED: 8/24 ,2004

MICHAEL A. GONZALEZ, R.P.A.
Vice Chair
State Board for Professional
Medical Conduct

STATE OF NEW YORK : DEPARTMENT OF HEALTH

STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER OF FARID ABDUL-NOOR, M.D. aka FARID NOOR, M.D. CO-04-02-0658-A	STATEMENT OF CHARGES

FARID ABDUL-NOOR, M.D., aka FARID NOOR, M.D., the Respondent, was authorized to practice medicine in New York state on December 13, 2000, by the issuance of license number 219928 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about March 8, 2004, in the New Jersey Superior Court, Law Division-Criminal, Essex County, New Jersey, Respondent was found guilty, based on a plea of guilty, of Criminal Sexual Contact in the Fourth Degree, in violation of New Jersey 2C:14-3b, a felony, and on or about May 14, 2004, was sentenced to two (2) years probation, to submit to a medical or psychiatric evaluation if directed by probation, to pay $156.00 in fines and fees, and given credit for one (1) day spent in custody. .

SPECIFICATION

Respondent violated New York Education Law §6530(9)(a)(iii) by being convicted of committing an act constituting a crime under the law of another jurisdiction and which, if committed in New York state, would have constituted a crime under New York state law, in that Petitioner charges:

1. The facts in Paragraph A.

DATED: 8/23, 2004
Albany, New York

BRIAN M. MURPHY
Chief Counsel
Bureau of Professional Medical Conduct

verified/es

STATE OF OHIO
THE STATE MEDICAL BOARD OF OHIO
77 SOUTH HIGH STREET
17TH FLOOR
COLUMBUS, OHIO 43215

September 15, 1989

Farid M. Abdul-Noor, M.D.
10820 Carnegie Avenue, #9C
Cleveland, Ohio 44106

Dear Doctor Abdul-Noor:

Please find enclosed certified copies of the Entry of Order; the Report and Recommendation of Joan Irwin Fishel, Attorney Hearing Examiner, State Medical Board of Ohio; and an excerpt of the Minutes of the State Medical Board, meeting in regular session on September 13, 1989, including Motions approving the Findings of Fact of the Hearing Examiner; amending the Conclusions of Law, and adopting an amended Order.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal may be taken to the Franklin County Court of Common Pleas only.

Such an appeal setting forth the Order appealed from and the grounds of the appeal must be commenced by the filing of a Notice of Appeal with the State Medical Board of Ohio and the Franklin County Court of Common Pleas within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

THE STATE MEDICAL BOARD OF OHIO

Henry G. Cramblett

Henry G. Cramblett, M.D.
Secretary

HGC:em

Enclosures

CERTIFIED MAIL NO. P 746 514 786
RETURN RECEIPT REQUESTED

CC: Stephen L. Gardner, Esq.

CERTIFIED MAIL NO. P 746 514 787
RETURN RECEIPT REQUESTED

STATE OF OHIO
STATE MEDICAL BOARD

CERTIFICATION

I hereby certify that the attached copy of the Entry of Order of the State Medical Board of Ohio; attached copy of the Report and Recommendation of Joan Irwin Fishel, Attorney Hearing Examiner, State Medical Board; and attached excerpt of Minutes of the State Medical Board, meeting in regular session on September 13, 1989, including Motions approving the Findings of Fact of the Hearing Examiner; amending the Conclusions of Law, and adopting an amended Order, constitute a true and complete copy of the Findings and Order of the State Medical Board in the matter of Farid M. Abdul-Noor, M.D., as it appears in the Journal of the State Medical Board of Ohio.

This certification is made by authority of the State Medical Board of Ohio and in its behalf.

(SEAL)

Henry G. Cramblett, M.D.
Secretary

September 15, 1989
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF *

*

FARID M. ABDUL-NOOR, M.D. *

ENTRY OF ORDER

This matter came on for consideration before the State Medical Board of Ohio the 13th day of September, 1989.

Upon the Report and Recommendation of Joan Irwin Fishel, Attorney Hearing Examiner, Medical Board, in this matter designated pursuant to R.C. 4731.23, a true copy of which Report and Recommendation is attached hereto and incorporated herein, and upon the modification, approval and confirmation by vote of the Board on September 13, 1989, the following Order is hereby entered on the Journal of the State Medical Board for the 13th day of September, 1989.

It is hereby ORDERED:

1. That the application of Farid M. Abdul-Noor, M.D., for licensure to practice medicine and surgery in the State of Ohio be GRANTED.

2. Further, that Dr. Abdul-Noor be REPRIMANDED for his misrepresentations and poor judgment in responding to question #4 in his licensure application.

This Order shall become effective immediately upon the mailing of notification of approval by the State Medical Board of Ohio.

(SEAL)

Henry G. Cramblett, M.D.
Secretary

September 15, 1989

Date

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REPORT AND RECOMMENDATION
IN THE MATTER OF FARID M. ABDUL-NOOR, M.D.

The Matter of Farid M. Abdul-Noor, M.D., came on for hearing before me, Joan Irwin Fishel, Esq., Hearing Examiner for the State Medical Board of Ohio, on July 19, 1989.

INTRODUCTION AND SUMMARY OF EVIDENCE

I. Basis for Hearing

A. By letter dated March 8, 1989 (State's Exhibit #1), the State Medical Board notified Farid M. Abdul-Noor, M.D., that it proposed to take disciplinary action against his certificate to practice medicine and surgery in Ohio. The Board alleged that in his application for a certificate to practice medicine and surgery in Ohio, Dr. Abdul-Noor responded "No" to the question, "Have you ever been warned by, censured by, disciplined by, been put on probation by, been requested to withdraw from, dismissed from, been refused renewal of a contract by, or expelled from a medical school, clinical clerkship, externship, preceptorship, or postdoctoral training program?" In fact, Dr. Abdul-Noor was denied a PGY III position at St. Francis Medical Center, Trenton, New Jersey, based upon his unsatisfactory performance in that training program. The acts, conduct, and/or omissions of Dr. Abdul-Noor were alleged to constitute:

1. "[F]raud, misrepresentation, or deception in applying for or securing any license or certificate issued by the Board", as that clause is used in Section 4731.22(A), Ohio Revised Code;

2. "[P]ublishing a false, fraudulent, deceptive, or misleading statement", as that clause is used in Section 4731.22(B)(5), Ohio Revised Code; and

3. Failure to furnish satisfactory proof of good moral character as required by Section 4731.08, Ohio Revised Code.

B. By letter received by the State Medical Board on March 20, 1989 (State's Exhibit #3), Dr. Abdul-Noor requested a hearing.

II. Appearances

A. On behalf of the State of Ohio: Anthony J. Celebrezze, Jr., Attorney General, by John C. Dowling, Assistant Attorney General

B. On behalf of the Respondent: Steven L. Gardner, Esq.

AUG 2 8 1989

III. Testimony Heard

Farid M. Abdul-Noor, M.D., testified on his own behalf and upon cross-examination by the State.

IV. Exhibits Examined

In addition to those noted above, the following exhibits were identified and admitted into evidence in this Matter:

A. Presented by the State

1. State's Exhibit #2: Certified mail return receipt card showing service of State's Exhibit #1.

2. State's Exhibit #4: March 22, 1989, letter to Dr. Abdul-Noor from the State Medical Board advising that a hearing initially set for April 3, 1989, was postponed pursuant to Section 119.09, Ohio Revised Code.

3. State's Exhibit #5: April 5, 1989, letter to Dr. Abdul-Noor from the State Medical Board scheduling the hearing for June 13, 1989.

4. State's Exhibit #6: Entry dated June 8, 1989, granting Respondent's continuance request and scheduling the hearing for July 19, 1989.

5. State's Exhibit #7: Copy of Dr. Abdul-Noor's application for medical licensure originally filed June 14, 1988. Also included is Dr. Abdul-Noor's request for an application form received by the Board on May 10, 1988.

6. State's Exhibit #8: Documents received by the Board on January 13, 1988, from Seymour N. Herschberg, M.D., Director of Medicine, St. Francis Medical Center, Trenton, New Jersey, regarding Dr. Abdul-Noor's performance in the internal medicine residency program at St. Francis, and including: a letter from Dr. Herschberg to the Director of Evaluation in Internal Medicine, American Board of Internal Medicine; memoranda from Dr. Herschberg to Dr. Abdul-Noor's file; memoranda to Dr. Herschberg from hospital personnel regarding Dr. Abdul-Noor; letters from Dr. Herschberg to Dr. Abdul-Noor; memoranda to Dr. Abdul-Noor; and evaluations of Dr. Abdul-Noor's performance.

B. Presented by the Respondent

1. Respondent's Exhibit A: March 8, 1989, letter from the State Medical Board to Dr. Abdul-Noor notifying him that it intended to determine whether or not to deny his licensure application (This exhibit is identical to State's Exhibit #1).

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2. Respondent's Exhibit B: Certificate of Post-Graduate Training form from Dr. Abdul-Noor's application for Ohio licensure, signed by Seymour Herschberg, Program Director, and certifying Dr. Abdul-Noor's completion of two years of residency at Trenton Affiliated Hospitals (This exhibit is also contained within State's Exhibit #7).

3. Respondent's Exhibit C: Copy of the Resident Agreement signed by Dr. Abdul-Noor and representatives of St. Francis Medical Center, setting forth the responsibilities of each party to the agreement during the second year of the internal medicine residency program.

4. Respondent's Exhibits D-1 through D-19: Eighteen letters of recommendation of Dr. Abdul-Noor written by twelve professional colleagues in support of either his application for Ohio licensure, application for a fellowship at the Cleveland Clinic Foundation, application for a PGY III position, application to take the Board certification examination in internal medicine, or application for an elective internal medicine program (One letter is included twice in the Exhibit).

Respondent's Exhibits A through D are attached as exhibits to the Hearing Brief of Respondent which was admitted into evidence at hearing as Respondent's Exhibit J.

5. Respondent's Exhibit E: Certificate from the Trenton Affiliated Hospitals certifying Dr. Abdul-Noor's service as a First Year Medical Resident from July 1, 1985, to June 30, 1986.

6. Respondent's Exhibit F: Certificate from the Trenton Affiliated Hospitals certifying Dr. Abdul-Noor's service as a Second Year Medical Resident from June 24, 1986, to June 23, 1987.

7. Respondent's Exhibit G: Certificate from the University of Iowa-Des Moines certifying Dr. Abdul-Noor's service of one year of residency in internal medicine from July 1, 1987, to June 30, 1988.

8. Respondent's Exhibit H: Respondent's Motion to Exclude Evidence.

9. Respondent's Exhibit I: Supplemental Hearing Brief of Respondent.

10. Respondent's Exhibit J: Hearing Brief of Respondent Farid M. Abdul-Noor, M.D.

V. Other Matters

An additional Supplemental Brief of Respondent was received by the Board on August 9, 1989, and is hereby made a part of the record in this Matter.

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FINDINGS OF FACT

1. Farid M. Abdul-Noor, M.D., a 1980 graduate of the Cairo University Medical College, Cairo, Egypt, came to the United States in February, 1985. From April, 1985 through June, 1987, he participated in and completed two years of a three-year residency program in internal medicine at St. Francis Hospital, Trenton, New Jersey. (St. Francis Hospital and Helene Fuld Hospital comprise Trenton Affiliated Hospitals.) Dr. Abdul-Noor admitted at hearing that this had been a three year program. Dr. Abdul-Noor completed his third year of residency at the VA Medical Center, University of Iowa-Des Moines on June 30, 1988.

   These facts are established by State's Exhibit #7, Respondent's Exhibits E, F and G, and the testimony of Dr. Abdul-Noor (Tr. 19-20, 34, 36-37).

2. During Dr. Abdul-Noor's first and second year of residency in New Jersey, there were instances of alleged inconsistent or inaccurate statements made by Dr. Abdul-Noor regarding patient care, as well as instances of alleged failure by Dr. Abdul-Noor to adequately supervise junior residents. In a letter dated December 3, 1986, Dr. Seymour Herschberg, Residency Program Director, notified Dr. Abdul-Noor that it was the decision of the Joint Residency Evaluation Committee not to offer him a contract for the third year of the program. The letter further states that this decision would be reconsidered if Dr. Abdul-Noor's performance improved and if a position were available. Problems with Dr. Abdul-Noor's performance persisted, however, and on February 13, 1987, Dr. Herschberg again informed Dr. Abdul-Noor that the hospital would not be offering him a PGY III position.

   These facts are established by State's Exhibit #8.

3. As part of Dr. Abdul-Noor's Ohio application process, Dr. Herschberg completed an evaluation form sent to him by the Medical Board. On that form, Dr. Herschberg gave Dr. Abdul-Noor a poor rating on moral and ethical character. However, a similar form was also completed by Dr. John Fieselmann, Chief of Internal Medicine at the VA Medical Center in Des Moines. Dr. Fieselmann had observed no problems with Dr. Abdul-Noor's moral and ethical character.

   These facts are established by State's Exhibit #7.

4. At the time he completed his application for Ohio licensure, Dr. Abdul-Noor was aware of the fact that his superiors had been dissatisfied with his overall performance as a resident in the internal medicine program at St. Francis. He testified that he had received the December 3, 1986, letter from Dr. Herschberg and had discussed it with him. He also testified that he had discussed his negative evaluation with Dr. Herschberg on February 13, 1987.

   These facts are established by the testimony of Dr. Abdul-Noor (Tr. 20, 23-25).

5. On his application for medical licensure in Ohio, Dr. Abdul-Noor responded "No" to question #4 on the Additional Information section which asked, "Have you ever been warned by, censured by, disciplined by, been put on probation by, been requested to withdraw from, dismissed from, been refused renewal of a contract by, or expelled from a medical school, clinical clerkship, externship, preceptorship, or postdoctoral training program?"

   Dr. Abdul-Noor did indicate on other portions of the application that he had transferred between his second and third year of residency.

   These facts are established by State's Exhibit #7.

6. Dr. Abdul-Noor and representatives of St. Francis Hospital signed a contract (Resident Agreement) which set forth the responsibilities of each party relative to the second year of the internal medicine residency training program. This contract was for a one-year period, commencing at 8:00 A.M. on July 1, 1986, and ending at 8:00 A.M. on July 1, 1987.

   Dr. Abdul-Noor testified that St. Francis had not been obligated to offer him a PGY III position. He further testified that he had not been obligated to stay at St. Francis. According to Dr. Abdul-Noor, there had been 23 resident positions in the first year of the residency program, 16 resident positions in the second year, and 13 resident positions in the third year. Dr. Adbul-Noor testified that he had been dissatisfied with the training program in Trenton and had begun applying for third year positions at other institutions in approximately August of 1986.

   These facts are established by Respondent's Exhibit C and the testimony of Dr. Abdul-Noor (Tr. 40-41, 50-52, 60).

7. Dr. Abdul-Noor is currently a fellow in nephrology and hypertension at the Cleveland Clinic Foundation, Cleveland, Ohio. Dr. Abdul-Noor testified that he had applied for an Ohio license so that he could do some moonlighting work during his fellowship.

   These facts are established by the testimony of Dr. Abdul-Noor (Tr. 43-44, 55), State's Exhibit #7, and Respondent's Exhibit G.

8. Dr. Abdul-Noor testified that if Additional Information question #4 had asked whether or not he was ever not offered a subsequent contract, he would have answered the question "Yes".

   This fact is established by the testimony of Dr. Abdul-Noor (Tr. 52-53).

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CONCLUSIONS OF LAW

1. The hospital's decision not to offer Dr. Abdul-Noor a contract for a PGY III position falls within the language of question #4 as a refusal to renew a contract. The question is not inapplicable to Dr. Abdul-Noor solely by virtue of the fact that the hospital offered a series of one year contracts. It was undisputed that the Internal Medicine Residency Program at St. Francis was a three-year program. The fact that Dr. Abdul-Noor's performance during his residency was apparently less than ideal is exactly the type of information that question #4 and, indeed, the entire application, is designed to elicit. Dr. Abdul-Noor's negative answer created the false impression that he had had no problem with his residency program and that he had simply transferred between his second and third year. It is clear that, at a minimum, Dr. Abdul-Noor negligently misrepresented material facts by his negative answer to question #4. Dr. Abdul-Noor's misrepresentation constitutes a violation of Section 4731.22(A), Ohio Revised Code, "fraud, misrepresentation, or deception in applying for or securing any license or certificate issued by the Board", and a violation of Section 4731.22(B)(5), Ohio Revised Code, "publishing a false, fraudulent, deceptive, or misleading statement."

2. It is possible that Dr. Abdul-Noor's negative answer to question #4 was the result of poor judgment rather than poor moral character. Dr. Herschberg's negative opinion of Dr. Abdul-Noor's moral character is balanced by the positive opinions of those who have worked with Dr. Abdul-Noor both before and after his New Jersey residency. Accordingly, it cannot be concluded that Dr. Abdul-Noor failed to provide satsifactory proof of the good moral character required pursuant to Section 4731.08, Ohio Revised Code.

PROPOSED ORDER

It is hereby ORDERED that:

1. The application of Farid M. Abdul-Noor, M.D., for licensure to practice medicine and surgery in the State of Ohio shall be denied.

2. Further, Dr. Abdul-Noor shall be ineligible to apply for medical licensure in Ohio for a period of one year commencing as of the date of Entry of Order by the Board in this Matter.

This Order shall become effective immediately upon the mailing of notification of approval by the State Medical Board of Ohio.

Joan Irwin Fishel

Joan Irwin Fishel
Attorney Hearing Examiner

EXCERPT FROM THE MINUTES OF SEPTEMBER 13, 1989

REPORT AND RECOMMENDATIONS

Dr. O'Day advised that the Findings and Orders appearing on this day's agenda are those in the matters of Harry B. Leslie, Jr., M.D.; Clyde G. Sussman, M.D.; Farid M. Abdul-Noor, M.D.; Djuro Obradovic, M.D.; Hugo A. Ramirez, M.D.; Howard L. Aubrey, D.O.; and George P. Gotsis, M.D.

Dr. O'Day asked if each member of the Board had received, read, and considered the hearing record, the proposed findings, conclusions, and orders, and any objections filed in the matters of Harry B. Leslie, Jr., M.D.; Clyde G. Sussman, M.D.; Farid M. Abdul-Noor, M.D.; Djuro Obradovic, M.D.; Hugo A. Ramirez, M.D.; Howard L. Aubrey, D.O.; and George P. Gotsis, M.D. A roll call vote was taken:

ROLL CALL VOTE:	Dr. Cramblett	- aye
	Dr. Daniels	- aye
	Dr. Stephens	- aye
	Mr. Jost	- aye
	Mr. Albert	- aye
	Dr. Kaplansky	- aye
	Ms. Rolfes	- aye
	Dr. Agresta	- aye
	Dr. O'Day	- aye

REPORT AND RECOMMENDATION IN THE MATTER OF FARID M. ABDUL-NOOR, M.D.

Dr. O'Day referred the Board to the matter of Farid M. Abdul-Noor, M.D., and stated that no objections have been filed.

Dr. O'Day stated that if there were no objections, the Chair would dispense with the reading of the proposed findings of fact, conclusions and order in the above matter. No objections were voiced by Board Members present.

MR. JOST MOVED TO APPROVE AND CONFIRM MS. FISHEL'S PROPOSED FINDINGS OF FACT, CONCLUSIONS, AND ORDER IN THE MATTER OF FARID M. ABDUL-NOOR, M.D. DR. AGRESTA SECONDED THE MOTION.

Mr. Jost stated he was concerned with the case because he was not absolutely convinced that there might not have been some misunderstanding about Question #4 on the part of Dr. Abdul-Noor.

Dr. Abdul-Noor was in a residency training program where some students were dropped each year, and evidence was presented that new contracts were signed for each year. It might have been possible under those circumstances, particularly if Dr. Abdul-Noor does have some language difficulties, that he may have misunderstood the question.

Mr. Jost stated that he feels that Dr. Abdul-Noor did exercise poor judgment, and perhaps did misrepresent his situation, but there was not clear evidence to show that Dr. Abdul-Noor had bad moral character.

MR. JOST MOVED TO AMEND THE CONCLUSIONS IN THE MATTER OF FARID M. ABDUL-NOOR, M.D., TO ADD THE FOLLOWING TO THE END OF CONCLUSION #1:

> The foregoing not withstanding, it should be noted in mitigation that Dr. Abdul-Noor may have had some language difficulties which led him to misconstrue question #4. In addition, the contractual structure of the hospital's residency program may well have caused Dr. Abdul-Noor to beleive that his answer to question #4 was truthful.

MR. JOST FURTHER MOVED THAT THE PROPOSED ORDER IN THE MATTER OF FARID M. ABDUL-NOOR, M.D., BE AMENDED TO READ AS FOLLOWS:

It is hereby ORDERED:

1. That the application of Farid M. Abdul-Noor, M.D., for licensure to practice medicine and surgery in the State of Ohio be granted, provided that Dr. Abdul-Noor's application is otherwise in compliance;

2. Further, that Dr. Abdul-Noor be reprimanded for his misrepresentations and poor judgment in responding to question #4 in his licensure application.

DR. STEPHENS SECONDED THE MOTION.

Mr. Jost stated that there was some evidence presented that Dr. Abdul-Noor was dropped from the program in New Jersey because of the quality of his practice; however, he did not feel this evidence was convincing. Mr. Jost further stated that Dr. Abdul-Noor did continue his residency at the University of Iowa and is now at the Cleveland Clinic. Mr. Jost stated that if Dr. Abdul-Noor did have serious problems he would not have advanced as far as he has.

Mr. Bumgarner stated the Board has spent a great deal of time crafting the questions on the application to respond to just this kind of situation. It seems now that the Board will need to go back and redraft the questions on the application. The questions are definitely intended to identify someone who has dropped, for any reason, from the contract sequence or from a standard residency sequence.

Dr. Stephens asked if a cover letter is mailed with the application instructing that the applicant must answer regarding all aspects of previous licensure, residencies, etc. He added that such a statement should be made available to the applicants to clarify gray areas of the application. This would also help the Board.

Mr. Bumgarner stated that this issue could be reviewed again at a more appropriate time.

Dr. Cramblett stated that as Secretary he has dealt with licensure problems, and he feels that the questions on the application are very explicit.

Dr. Kaplansky stated that, after reviewing the transcript, he had the same feelings as Mr. Jost. He stated that perhaps the Order does need to be modified to a lesser sanction, although a reprimand may not be enough. He added that a denial of licensure for one year would not be appropriate for this type of situation.

MS. ROLFES MOVED TO TABLE THE MATTER OF FARID M. ABDUL-NOOR, M.D., UNTIL THE NEXT DAY TO ALLOW A CONSENSUS TO BE REACHED.

The motion died due to lack of a second.

A roll call vote was taken on Mr. Jost's amendment:

ROLL CALL VOTE:	Dr. Cramblett	- abstain
	Dr. Daniels	- nay
	Dr. Stephens	- aye
	Mr. Jost	- aye
	Mr. Albert	- nay
	Dr. Kaplansky	- aye
	Ms. Rolfes	- aye
	Dr. Agresta	- aye

The motion carried.

DR. KAPLANSKY MOVED TO APPROVE AND CONFIRM MS. FISHEL'S PROPOSED FINDINGS OF FACT, CONCLUSIONS, AND ORDER IN THE MATTER OF FARID M. ABDUL-NOOR, M.D., AS AMENDED. DR. STEPHENS SECONDED THE MOTION. A roll call vote was taken:

ROLL CALL VOTE:	Dr. Cramblett	- abstain
	Dr. Daniels	- aye
	Dr. Stephens	- aye
	Mr. Jost	- aye
	Mr. Albert	- nay
	Dr. Kaplansky	- aye
	Ms. Rolfes	- aye
	Dr. Agresta	- aye

The motion carried.

verified/es

STATE OF OHIO
THE STATE MEDICAL BOARD
77 SOUTH HIGH STREET
17TH FLOOR
COLUMBUS OH 43215

March 8, 1989

Farid M. Abdul-Noor, M.D.
10823O Carnegie Avenue #9C
Cleveland, OH 44106

Dear Doctor Abdul-Noor:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation for one or more of the following reasons:

1. On or about June 14, 1988, you filed an application for medical licensure in Ohio.

   On your application for a certificate to practice medicine and surgery, you responded "No" to Question 4 of the Additional Information Section, which asks "Have you ever been warned by, censured by, disciplined by, been put on probation by, been requested to withdraw from, dismissed from, been refused renewal of a contract by, or expelled from a medical school, clinical clerkship, externship, preceptorship, or postdoctoral training program?"

   In fact, you were denied a PGY 3 position at St. Francis Medical Center, Trenton, New Jersey, based upon your unsatisfactory performance in that training program.

Your acts, conduct, and omissions as alleged in paragraph (1) above constitute a violation of Section 4731.22(A), Revised Code, to wit: committing fraud, misrepresentation, or deception in applying for or securing any license or certificate issued by the Board.

Further, such acts constitute "publishing a false, fraudulent, deceptive or misleading statement", as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

March 8, 1989

Further, your acts, conduct and omissions as listed in paragraph (1) above establish a failure to furnish satisfactory proof of good moral character as required by Section 4731.08, Ohio Revised Code.

Pursuant to Chapter 119, Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, that request must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty (30) days of the time of mailing of this notice, the State Medical Board may, in your absence and upon consideration of this matter, determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation.

Copies of the applicable sections are enclosed for your information.

Very truly yours,

Henry G. Cramblett MD

Henry G. Cramblett, M.D.
Secretary

HGC:jmb
Encls.

CERTIFIED MAIL #P 746 510 053
RETURN RECEIPT REQUESTED