

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

IN THE MATTER
OF
DANUTA BARBARA FABISIAK, D.O.

STATEMENT
OF
CHARGES

DANUTA BARBARA FABISIAK, D.O., the Respondent, was authorized to practice medicine in New York State on or about November 24, 1998, by the issuance of license number 212618 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about August 23, 2021, the Board of Osteopathic Medicine of the State of Florida ("Board") issued a Final Order, filed and effective on or about August 24, 2021. The case was initiated by an Administrative Complaint (case no. 2015-19554) dated on or about April 14, 2017 and filed on or about April 17, 2017.
- B. Pursuant to the terms of the Final Order, the Board approved, adopted, and incorporated by reference the allegations set forth in the Administrative Complaint as its findings, concluding that Respondent violated section 459.015(1)(o) of the Florida Statutes (2009-2014). The Administrative Complaint alleged that Respondent failed to keep medical records for a particular patient. Pursuant to the Final Order, Respondent was issued a letter of concern, was required to complete continuing medical education in the area of medical records, required to pay an administrative fine in the amount of \$2,500, and required to pay costs.
- C. The conduct resulting in the Board's Decision and Order against Respondent would constitute misconduct under the laws of New York State pursuant to New York Education Law Section 6530(32) (failure to maintain a record).


SPECIFICATION OF CHARGES

FIRST SPECIFICATION
HAVING HAD DISCIPLINARY ACTION TAKEN

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(d) by having the Respondent's license to practice medicine revoked, suspended or having other disciplinary action taken, or having the Respondent's application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered the Respondent's license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law § 6530(32)) as alleged in the facts of the following:

1. The facts in Paragraphs A through C.

DATE: April 27, 2022
Albany, New York


JEREMY J. CONKLIN
Acting Deputy Counsel
Bureau of Professional Medical Conduct