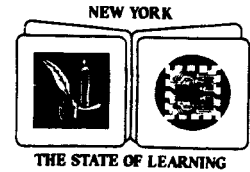


PUBLIC



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, N.Y. 12230

ASSISTANT COMMISSIONER, OFFICE OF THE PROFESSIONS
OFFICE OF PROFESSIONAL DISCIPLINE, 622 THIRD AVENUE, NEW YORK, NEW YORK 10017

January 16, 1987

Peter F. Andrus, Physician
Johnston Road
Sherbourne 1D
Albany, NY 12203

Re: License No. 101716

Dear Dr. Andrus:

Enclosed please find Commissioner's Order No. 6557. This Order and any penalty contained therein goes into effect five (5) days after the date of this letter.

If the penalty imposed by the Order is a surrender, revocation or suspension of your license, you must deliver your license and registration to this Department within ten (10) days after the date of this letter. In such a case your penalty goes into effect five (5) days after the date of this letter even if you fail to meet the time requirement of delivering your license and registration to this Department.

Very truly yours,

DANIEL J. KELLEHER
Director of Investigations
By:

GUSTAVE MARTINE
Supervisor

DJK/GM/mc
Enclosures

CERTIFIED MAIL - RRR

cc: Stephen C. Prudente, Esq.
42 South Pearl Street
Albany, NY 12207



The University of the State of New York

IN THE MATTER
of the
Disciplinary Proceeding
against

PETER F. ANDRUS

No. 6557

who is currently licensed to practice as
a physician in the State of New York.

Report of the Regents Review Committee

PETER F. ANDRUS, hereinafter referred to as respondent, was given due notice of this proceeding and informed that he could appear in this proceeding at which he could be represented by an attorney.

On September 17, 1986 respondent did appear and was represented by his attorney, Stephen Prudente, Esq. Roy Nemerson, Esq., represented the Office of Professional Medical Conduct of the New York State Department of Health.

We have carefully reviewed and considered the entire record in this matter.

We render the following findings of fact, determination as to guilt, and recommendation as to the penalty to be imposed.

PETER F. ANDRUS (6557)

FINDINGS OF FACT

1. We find that respondent was licensed to practice as a physician in the State of New York by the New York State Education Department.
2. We find that the instant disciplinary proceeding was commenced by service of the notice of hearing and statement of charges upon respondent.
3. We find that respondent was found to be in violation of Article Thirty-three of the Public Health Law by the Commissioner of Health, as set forth in the statement of charges annexed hereto, made a part hereof, and marked as Exhibit "A".

DETERMINATION AS TO GUILT

We unanimously determine that the charge has been proven by a preponderance of the evidence and that respondent is guilty of the same.

RECOMMENDATION AS TO THE
PENALTY TO BE IMPOSED

We unanimously recommend to the Board of Regents that respondent's license to practice as a physician in the State of New York be suspended for a period of two years upon the charge of which respondent has been found guilty and that the execution of said suspension be stayed at which time respondent then be placed on probation for a period of two years under the terms of probation annexed hereto, made a part hereof, and marked as Exhibit "B".

PETER F. ANDRUS (6557)

Respectfully submitted,

FLOYD S. LINTON

SIMON J. LIEBOWITZ

PATRICK J. PICARIELLO

Floyd S. Linton

Chairperson

Dated: *November 19, 1986*

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

IN THE MATTER
OF
PETER F. ANDRUS, M.D.

STATEMENT
OF
CHARGES

The State Board for Professional Medical Conduct, upon information and belief, charges and alleges as follows:

1. PETER F. ANDRUS, M.D., hereinafter referred to as the Respondent, was authorized to engage in the practice of medicine in the State of New York on July 12, 1968 by the issuance of License Number 101716 by the State Education Department.

2. The Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1986 through December 31, 1988 from 1021 Western Avenue, Albany, New York 12203.

3. Respondent herein is charged with professional misconduct within the purview of N.Y. Educ. Law §6509 (McKinney 1985 and Supp. 1986) as set forth in the Specification attached.

SPECIFICATION

4. Respondent is charged with professional misconduct by reason of having been found guilty by the Commissioner of Health of violations of Article 33 of the Public Health Law within the meaning of N.Y. Educ. Law §6509(5)(c) in that:

On August 14, 1984, the Commissioner of Health issued Order #MCS-84-100 In The Matter of Alleged Violations of the Public Health Law by Peter F. Andrus, M.D., finding the Respondent guilty of violations of Article 33 including: unlawful dispensing of controlled substances; dispensing of controlled substances without proper identification and labelling, in excess of a thirty-day supply, without preparing an Official New York State Prescription form, without maintaining a record and inventory, and without maintaining requisite medical records. A fine in the amount of \$2,400 was assessed against the Respondent.

DATED: Albany, New York
August 1, 1986

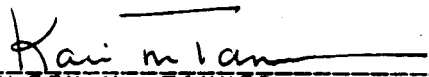

KATHLEEN M. TANNER
Director
Office of Professional Medical
Conduct

EXHIBIT "B"

TERMS OF PROBATION
OF THE REGENTS REVIEW COMMITTEE

PETER F. ANDRUS

CALENDAR NO. 6557

1. That respondent shall be subject to the requirement that respondent make semi-annual visits to an employee of and selected by the Office of Professional Medical Conduct of the New York State Health Department for the purpose of determining whether respondent is in compliance with the legal requirements in regard to prescribing controlled substances and respondent shall also be subject to a review of respondent's professional performance by the random selection of respondent's office and patient records by said employee of the Office of Professional Medical Conduct for the purpose of determining whether respondent is in compliance with the legal requirements in regard to prescribing controlled substances;
2. If the Director of the Office of Professional Medical Conduct determines that respondent may have violated probation, the Department of Health may initiate a violation of probation proceeding.

REPORT OF THE
REGENTS REVIEW COMMITTEE

PETER F. ANDRUS

CALENDAR NO. 6557

Approved December 19, 1986

No. 6557

Upon the report of the Regents Review Committee, the record herein, under Calendar No. 6557, and in accordance with the provisions of Title VIII of the Education Law, it was

Voted: That the record herein be accepted; that the findings of fact, determination as to guilt, and recommendation as to the penalty to be imposed rendered by the Regents Review Committee in the matter of PETER F. ANDRUS, respondent, be accepted; that respondent is guilty of the charge by a preponderance of the evidence; that respondent's license and registration to practice as a physician in the State of New York be suspended for two years upon the charge of which respondent has been found guilty; that execution of said suspension be stayed at which time respondent then be placed on probation for a period of two years under the terms prescribed by the Regents Review Committee; and that the Commissioner of Education be empowered to execute, for and on behalf of the Board of Regents, all orders necessary to carry out the terms of this vote.



The University of the State of New York

IN THE MATTER

OF

PETER F. ANDRUS
(Physician)

DUPLICATE
ORIGINAL ORDER
NO. 6557

Upon the report of the Regents Review Committee, the record herein, under Calendar No. 6557, and the vote of the Board of Regents on December 19, 1986, which report and vote are incorporated herein and made a part hereof, it is

ORDERED that the record herein be accepted; that the findings of fact, determination as to guilt, and recommendation as to the penalty to be imposed rendered by the Regents Review Committee in the matter of PETER F. ANDRUS, respondent, be accepted; that respondent is guilty of the charge by a preponderance of the evidence; that respondent's license and registration to practice as a physician in the State of New York be suspended for two years upon the charge of which respondent has been found guilty; and that execution of said suspension be stayed at which time respondent then be placed on probation for a period of two years under the terms prescribed by the Regents Review Committee.

IN WITNESS WHEREOF, I, Gordon M. Ambach,
Commissioner of Education of the State
of New York, for and on behalf of the
State Education Department and the
Board of Regents, do hereunto set my
hand and affix the seal of the State
Education Department, at the City of
Albany this 31st day of December, 1986.



Gordon M. Ambach
Commissioner of Education