

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
NASIM HAIDER, M.D.,	:	LS# 0506151MED
RESPONDENT.	:	

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[Division of Enforcement Case # 05 MED 071]

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Nasim Haider, M.D.  
11121 Roosevelt Avenue  
Corona, NY 11368

Division of Enforcement  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

Wisconsin Medical Examining Board  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter subject to the approval of the Medical Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Nasim Haider, M.D., Respondent, date of birth July 1, 1954, is licensed and currently registered by the Wisconsin Medical Examining Board to practice medicine and surgery in the state of Wisconsin, pursuant to license number 36128, which was first granted November 18, 1994.

2. Respondent's last address reported to the Department of Regulation and Licensing is 11121 Roosevelt Avenue Corona, NY 11368.

3. Respondent's practice specialty is internal medicine.

4. On December 6, 1994, Respondent was licensed by the New York State Education Department to practice as a physician in the State of New York.

a. On September 28, 2004, the New York State Board for Professional Medical Conduct issued a Statement of Charges against Respondent alleging:

1) On December 24, 1995, during the course of what Respondent purported to be a proper history and physical examination of Patient A at Mary Immaculate Hospital (MIH) Emergency Department in Jamaica, NY, Respondent engaged in the following conduct for other than a proper medical purpose:

a) Respondent asked Patient A whether she engaged in oral sex and whether she swallowed

- sperm.
- b) Respondent rubbed her labia and clitoris for several minutes while asking her when she last engaged in sexual activity.
- 2) On April 30, 2002, during the course of what Respondent purported to be a proper physical examination of Patient B for emigration purposes at his private office in Corona, NY, Respondent engaged in the following conduct for other than a proper medical purpose:
- a) Respondent squeezed Patient B's breasts.
  - b) Respondent rubbed Patient B's thighs and vaginal area.
  - c) Respondent rubbed Patient B's back while she lay on her stomach with her buttocks exposed.
  - d) Respondent pushed his erect penis against Patient B's buttocks.
  - e) Respondent pressed his erect penis against Patient B's groin.
- 3) On or about February 2001, Respondent examined Patient C at his private medical office in Queens New York, at which time he performed an examination and provided medication. Respondent maintained no medical record for this visit. On or about March 30, 2001, Respondent examined Patient C for an upper respiratory infection at MIH. Respondent created no medical record for this visit. During the course of what he purported to be a proper physical examination but for other than a proper medical purpose, Respondent engaged in the following conduct:
- a) Respondent placed his hands on Patient C's buttocks and breasts.
  - b) Respondent kissed Patient C.
  - c) Respondent placed Patient C's hand on his erect penis.
- 4) In his March 19, 2002 application for privileges to Elmhurst Hospital, Respondent falsely asserted with the intention to mislead that he never had his clinical privileges suspended at any medical facility. In fact, on April 16, 2001, Respondent's privileges at Catholic Medical Center of Brooklyn and Queens were suspended as a result of a complaint made by Patient C.
- 5) Respondent's conduct was alleged to be:
- a) Moral unfitness [professional misconduct as defined in N.Y. Educ. Law § 6530(20)].
  - b) Willful patient abuse [professional misconduct as defined in N.Y. Educ. Law § 6530(31)].
  - c) Fraudulent practice [professional misconduct as defined in N.Y. Educ. Law § 6530(2)].
  - d) False, inaccurate, or misleading application for privileges [professional misconduct as defined in N.Y. Educ. Law § 6530(14)].
  - e) Failing to maintain a record for each patient which accurately reflects treatment [professional misconduct as defined in N.Y. Educ. Law § 6530(32).]

b. Respondent entered into a Consent Agreement with the Office of Professional Medical Conduct and on December 10, 2004, the New York State Board for Professional Medical Conduct issued Consent Order BPMC N 04-285 taking disciplinary action against Respondent effective December 20, 2004, which included:

- 1) Suspension of Respondent's license for a period of thirty-six (36) months, with the first four (4) months to be served as a period of actual suspension and the last thirty-two (32) months of said suspension to be stayed.
- 2) Probation for a period of thirty-six (36) months, including, among other things, completion of Boundary Violations continuing education program within the first year of the probation period.
- 3) A \$10,000 fine.
- 4) A permanent condition on Respondent's license allowing him to examine, treat or consult with female patients only in the presence of a chaperone.

#### CONCLUSIONS OF LAW

- 1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3), and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).
- 2. Respondent, by having had disciplinary action taken against his New York license to practice as a physician by

the New York State Board for Professional Medical Conduct, has committed unprofessional conduct as defined by Wis Admin. Code § Med 10.02(2)(q) and is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The SURRENDER by Nasim Haider, M.D., of his license to practice medicine and surgery in the state of Wisconsin is hereby ACCEPTED.
2. Respondent shall never apply or reapply for any credential from the Wisconsin Medical Examining board.
3. This Order is effective on the date of its signing.

Wisconsin Medical Examining Board

By: A.L. Franger, MD  
A Member of the Board

June 15, 2005  
Date