

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

IN THE MATTER
OF
TIMOTHY HSU, M.D.

STATEMENT
OF
CHARGES

TIMOTHY HSU, M.D., the Respondent, was authorized to practice medicine in New York State on or about October 10, 2000, by the issuance of license number 219460 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about September 25, 2019, a Special Conference Committee of the Virginia Board of Medicine issued a disciplinary Order that reprimanded the Respondent and required him to have his counselor submit quarterly reports to the Virginia Board of Medicine for a period of 12 months. The Order issued Findings of Fact and Conclusions of Law which concluded the Respondent, a psychiatrist, violated Virginia Code § 54.1-2915(A)(12), (18) and (19) and 18 Virginia Administrative Code 85-20-100(A)(1) and (2) when, during an office visit on May 1, 2017, he engaged in verbal and/or physical contact with a 28-year-old female patient which may be reasonably interpreted as, (i) intended for the sexual arousal or gratification of the practitioner, the patient, or both; or (ii) romantic involvement with the patient.

B. The conduct resulting in the Virginia disciplinary action against the Respondent would constitute misconduct under the laws of New York State pursuant to the following section of New York State law:

1. New York Education Law section 6530(44) (In the practice of psychiatry, any physical contact of a sexual nature between the licensee and patient).

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(b) by having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law §6530[44]) as alleged in the facts of the following:

1. Paragraphs A and B.

SECOND SPECIFICATION

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(d) by having his or her license to practice medicine revoked, suspended or having other disciplinary action taken, or having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her 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[44]) as alleged in the facts of the following:

2. Paragraphs A and B.

DATE: August 5, 2020

Albany, New York



TIMOTHY J. MAHAR
Deputy Counsel
Bureau of Professional Medical Conduct