

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

IN THE MATTER

OF

ABHISHEK FREYER, M.D.

STATEMENT
OF
CHARGES

ABHISHEK FREYER, M.D., the Respondent, was authorized to practice medicine in New York State on or about November 22, 2019 by the issuance of license number 302093 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about December 11, 2020, the Maryland State Board of Physicians (“Maryland Board”) issued a Consent Order that became effective on or about December 14, 2020. The Consent Order imposed a reprimand and suspension of the Respondent’s Maryland license. During the suspension period, the Consent Order directed the Respondent to comply with various conditions, including a requirement to enroll in the Maryland Professional Rehabilitation Program (MPRP) and fully comply with the directives of that program, and a requirement to obtain a psychiatric evaluation to determine whether it was safe for Respondent to return to the practice of medicine. The Consent Order constituted disciplinary action and was the result of the Maryland Board’s conclusion that Respondent was guilty of unprofessional conduct in the practice of medicine in violation of Maryland Health Occ. § 14-404(a)(3)(ii), and that Respondent was guilty of being professionally, physically, or mentally incompetent in violation of Maryland Health Occ. § 14-404(a)(4). The Consent Order was the result of an investigation by the Maryland Board of the Respondent’s suspected impairment, and the Consent Order provided that Respondent could petition the Maryland Board to terminate the suspension if the MPRP found that the Respondent was safe to return to the practice of medicine. On or about February 11, 2021, the Maryland Board issued an Order Terminating Suspension and Imposing Probation by which the Maryland Board terminate the suspension and placed the Respondent on a minimum of one year of probation with various requirements, including to remain enrolled in the Maryland Professional Rehabilitation Program

and complete a course of Professionalism. The Order Terminating the Suspension and Imposing Probation incorporated the Consent Order from December 14, 2020.

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

1. New York Education Law section 6530(7) (practicing the profession while impaired by alcohol, drugs, physical disability, or mental disability); and/or
2. New York Education Law section 6530(8) (being a habitual abuser of alcohol, or being dependent on or a habitual user of narcotics, barbiturates, amphetamines, hallucinogens, or other drugs having similar effects, or having a psychiatric condition which impairs the licensee's ability to practice).

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[7] and/or [8]) as alleged in the facts of the following:

1. Paragraphs A and B.

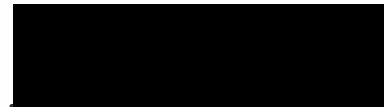
SECOND SPECIFICATION

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[7] and/or [8]) as alleged in the facts of the following:

2. Paragraphs A and B.

DATE: March 16, 2021
Albany, New York



TIMOTHY J. MAHAR
Deputy Counsel
Bureau of Professional Medical Conduct