



NEW YORK STATE
DEPARTMENT OF FINANCIAL SERVICES

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In the Matter of the Authorization of :
 :
Alexander Rozenberg, M.D., :
 :
 Respondent. :
-----X

**STIPULATION
OF DEAUTHORIZATION**

WHEREAS, Respondent Alexander Rozenberg is a physician previously licensed by the New York State Department of Education, license number 207165; and

WHEREAS, the attached Citation, dated April 23, 2013, was issued by the New York State Department of Financial Services ("DFS") and duly served upon Respondent at 68 Whitman Drive, Brooklyn, NY 11234, charging that Respondent has been found guilty of professional or other misconduct or incompetency in connection with medical services provided pursuant to Article 51 of the Insurance Law ("Insurance Law"); and

WHEREAS, Respondent appeared for the hearing scheduled for June 11, 2013 at 10:00 A.M., which was adjourned by ALJ Kay Gardiner so DFS and Respondent could discuss a resolution to this matter; and

WHEREAS, Respondent has been advised and is aware of his statutory right to notice and a hearing on said charge and that if it is sustained upon hearing he will be deemed not authorized to demand or request payment for medical services in connection with any claim under Article 51 of the Insurance Law; and

WHEREAS, Respondent wishes to resolve this matter by entering into a Stipulation with DFS on the terms and conditions hereinafter set forth in lieu of proceeding with a hearing.

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the Respondent and DFS, subject to the approval of the Superintendent of Financial Services, as follows:

1. Respondent admits that on or about February 20, 2009, Respondent was found guilty after trial of the crimes of Insurance Fraud in the 5th Degree (New York Penal Law Section 176.10), a class "A" misdemeanor, and Falsifying Business Records in the 1st Degree (New York Penal Law Section 175.10), a class "E" felony, before Justice J. McKay in the Supreme Court of the State of New York, Kings County, under Indictment Number 5545-2006. The aforementioned convictions were based on Respondent's criminal conduct in connection with medical services rendered under Article 51 of the Insurance Law.

2. On or about December 17, 2010, the State Board for Professional Medical Conduct of the New York State Department of Health found Respondent guilty of professional misconduct in connection with a Determination and Order issued under BPMC number 10-271. On or about April 5, 2011, the Professional Medical Conduct Administrative Review Board affirmed the State Board for Professional Medical Conduct's determination. The aforementioned professional misconduct determination was based on Respondent's criminal conviction set forth in Paragraph 1.

3. Respondent, having had the opportunity to consult with counsel, hereby waives his right to further notice and a hearing on said charge and agrees to the terms of this Stipulation in lieu of any other regulatory action which might be taken by DFS in consequence of the foregoing.

4. Respondent hereby acknowledges that as of the date of this Stipulation he shall not be authorized to demand, request, or make a claim for, and shall not demand, request, or make a claim for any payment in connection with any health or medical services rendered from July 11, 2013 through and including July 11, 2018 under Article 51 of the Insurance Law, and that such deauthorization shall have the same force and effect as if he were deemed not authorized to demand or request payment for health or medical services under Article 51 of the Insurance Law following notice and a hearing on said charge. Nothing herein shall be construed to prohibit Respondent from collecting payments for health or medical services rendered prior to July 11, 2013 under Article 51 of the Insurance Law for which Respondent demanded or requested payment prior to the date of this Stipulation.

5. The proceeding commenced by the attached Citation is hereby resolved and discontinued by the DFS.

Dated: New York, NY

~~July 19~~, 2013
August 7

NEW YORK STATE
DEPARTMENT OF FINANCIAL SERVICES

By: Brian H. Montgomery
Brian H. Montgomery
Associate Counsel

By: Alexander Rozenberg
Alexander Rozenberg
Respondent

STATE OF New York
COUNTY OF Kings) ss.:

On the 19 day of July 2013 before me personally came Alexander Rozenberg to me known to be the individual described in and who executed the foregoing Stipulation and acknowledged that he so did.

DIANA YANOVITSKY
Notary Public, State of New York
No. 01YA6135186
Qualified in Kings County
My Commission Expires 10-17-2013

Diana Yanovitsky
Notary Public

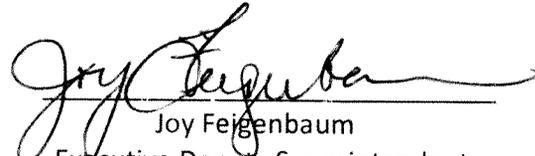
THE FOREGOING STIPULATION IS HEREBY APPROVED.

Dated: New York, NY
July ~~7~~, 2013

Aug.

BENJAMIN LAWSKY
Superintendent of the Department of Financial Services

By:


Joy Feigenbaum
Executive Deputy Superintendent