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**FILED**

October 26, 2005

**NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS**

By: Tobey Palan  
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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION )  
OR REVOCATION OF THE LICENSE OF )  
 )  
 **VICTOR HO, M.D.** )  
 **LICENSE NO. MA 41969** )  
 )  
 TO PRACTICE MEDICINE AND SURGERY )  
 IN THE STATE OF NEW JERSEY )  
 )

**CONSENT ORDER**

This matter was opened to the New Jersey State Board of Medical Examiners upon receipt of a Determination and Order filed by the Administrative Review Board for Professional Medical Conduct of New York ("ARB") on March 15, 2005, affirming the New York State Department of Health, State Board for Professional Medical Conduct, Hearing Committee ("New York Hearing Committee") decision that respondent committed professional misconduct by practicing negligently on more than one occasion in treating patient A, and suspending respondent's license for two years, to stay the suspension and place respondent on probation for two years. The

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the ARB also modified the grounds on which the New York Hearing Committee found negligence.

On or about June 29, 2004 the New York Hearing Committee filed a Determination and Order in which the respondent was found guilty of professional misconduct. Specifically, respondent was found guilty of negligence on more than one occasion with respect to two patients, A and B. The New York Committee found that respondent failed to offer Patient A additional alternatives for obtaining the diagnosis of the lesion which, given the patient's history, had a likelihood of being a brain tumor. In addition, respondent failed to offer Patient A the option of further surgery until January 13, 2000, which was after the patient had deteriorated neurologically.

For the above reasons, the ARB affirmed the New York Hearing Committee's order of a two (2) year suspension, stayed with probation for committing professional misconduct and repeated acts of negligence regarding only Patient A. Consequently, the determinations resulting from the New York proceedings provide a basis for disciplinary action pursuant to N.J.S.A. 45:1-21(d) and N.J.S.A. 45:1-21(e).

The Board and respondent seek to resolve this matter without resort to further proceedings, which closely mirrors the disposition by the ARB in New York, and the Board finding that the within Order is sufficiently protective of the public interest, and for good cause shown;

IT IS ON THIS 26th DAY OF Oct, 2005

ORDERED:

1. Respondent is hereby suspended for a period of 2 years, said suspension is stayed and the respondent is placed on probation for two years which will commence upon the filing date of this Order.

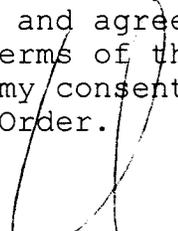
STATE BOARD OF MEDICAL EXAMINERS



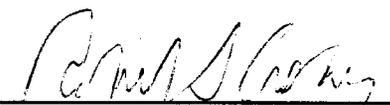
By: \_\_\_\_\_

Bernard Robins, M.D., F.A.C.P.  
Board President

I have read and I understand the terms and conditions of the within Order and agree to be bound by the terms of this Order. I hereby give my consent to the entry of this Order.

  
\_\_\_\_\_  
Victor Ho, M.D.

Consent as to the form of this Order is hereby given.

  
\_\_\_\_\_  
Robert S. Asher, Esq.