Dr. Max Jacobson Faces State Charges on Conduct By JANE E. BRODY 3/24/73

By JANE E. BRODY

tice of medicine.

The New York State Depart- A highly placed source said ment of Education and the yesterday that the doctor had Attorney General's office have been asked to appear on April served Dr. Max Jacobson with 18 before a committee of the 11 charges of unprofessional State Board of Medicine to anconduct and fraud in the prac-swer the charges. If the charges are found valid by the board it could eventually lead to the revocation of his license to practice medicine.

> Dr. Jacobson's lawyer, Simon Rose, a partner in the firm of Louis Nizer, said yesterday that he had "no comment" to make about the charges. The doctor must answer the petition to appear prior to the hearing date.

> The legal action followed articles in The New York Times describing details of Dr. Jacobson's practice. The 72-year-old Manhattan practitioner has said that for years he has been injecting amphetamines, or "speed," in addition to vitamins and other drugs into many patients, including some wellknown politicians and wealthy entertainment world celebrities.

While many of Dr. Jacobson's patients had said they were pleased with the doctor's ! care, others reported bad reactions to the injections and c addiction to the amphetamines.

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sociated Press Dr. Max Jacobson

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One of his patients died of amphetamine poisoning, according to the medical examiner and the deaths of several other patients are being investigated.

Although the Department of Education, in conjunction with the Attorney General's office, has had an investigation of Dr. Jacobson pending since September, 1970, witnesses had not been questioned nor any legal action taken until the articles appeared in The Times.

The department's division of professional conduct is in charge of investigations of licensed practitioners.

The Education Department's investigation was prompted by two seizures of controlled drugs from Dr. Jacobson's office in by the case to reassess its regu-1968 and 1969 by the Bureau latory policies

of Narcotics and Dangerous

Drugs. tor with having failed to ac-plaint and praise from Dr. count for the drugs he possessed Jacobson's patients, and evaluand other irregularities. Of ated a 50-page memorandum ficial sources said the first submitted in Dr. Jacobson's deseizure involved some 600 fense by his lawyers. grams of amphetamines enough The doctor has reportedly for 43,000 doses at 15 milli-lagreed to appear before a spegrams a dose and the second cial meeting of the board next

The Times articles also led in te, society.

to an investigation of Dr. Jacobson's practice by the Medical
gents, through the Department
Society of the County of New of Education, can revoke a docYork, which has been prompted tor's license.

The medical society's Board of Censors has interviewed wit-The bureau charged the doc-nesses, reviewed letters of com-

and a gallon of the second week, although the society reand a gallon of the sedative fused to say precisely wen,
phenobarbital (some 800 doses). The society's power is limited
to censuring a physician member or revoking his membership

Among the charges of unpro-Board of Regents such meas-Among the charges of unprofessional conduct filed against Urs. The Jacobson are illegal possession of amphetamines and the distribution of misbranded and mislabeled drugs. The charge of fraud alleges that the charge of fraud alleges that the phetamines to many persons three-member subcommittee on without performing a medical examination. Other details of the charges were not available yesterday.

Committee Hearing

The closed hearing will be held before the five-member committee on professional conduct of the State Board of of Education issues an order.

or increase or decrease the pen-

Medicine, which ficenses physicians and sets rules and regulations for the practice of medicine in New York. This com-will be announced publicly, the mittee can recommend to the proceedings are confidential.

THE NEW YORK TIMES,

Dr. Max Jacobson Faces 11

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State Charges on Conduct

and Fraud