

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

IN THE MATTER
OF
JEN-KWAY SHEN, M.D.

STATEMENT
OF
CHARGES

JEN-KWAY SHEN, M.D., the Respondent, was authorized to practice medicine in New York State on or about August 10, 1987 by the issuance of license number 171720 by the New York State Education Department.

FACTUAL ALLEGATIONS

- A. On or about February 1, 2021 the Medical Board of California (hereinafter "California Board") issued a Public Reprimand and ordered Respondent to complete twenty hours of Continuing Medical Education, related to Respondent's gross negligence and record keeping associated with his treatment of a single patient in 2013. Specifically, Respondent failed to recognize and properly treat a patient's severe blood loss following delivery and failed to document a discussion of the risks and benefits of an elective Pitocin induction.
- B. Respondent's conduct as described above, upon which the disciplinary action in California was based would, if committed in New York State, constitute professional misconduct under the laws of the State of New York as follows:
1. New York Education Law §6530(4) (practicing the profession with gross negligence on a particular occasion); and/or
 2. New York Education Law §6530(32) (failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient).

SPECIFICATION OF CHARGES

FIRST SPECIFICATION

HAVING HAD DISCIPLINARY ACTION TAKEN

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 (4), and/or (32) as alleged in the facts of the following:

1. The facts in paragraph A and B.

DATE: November 22, 2021
Albany, New York


Jeffrey J. Conklin, Esq.
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