



New York State Board for Professional Medical Conduct

Corning Tower • Empire State Plaza • Albany, NY 12237 • (518) 474-8357

Barbara A. DeBuono, M.D., M.P.H.
Commissioner of Health

Charles J. Vacanti, M.D.
Chair

November 27, 1995

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Chun Hsiung Chang, M.D. a/k/a Charles H. Chang, M.D.
1 Braddock Road
Mount Pleasant, Pennsylvania 15666

RE: License No. 115018
Effective Date: 12/04/95

Dear Dr. Chang:

Enclosed please find Order #BPMC 95-286 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

If the penalty imposed by the Order is a surrender, revocation or suspension of this license, you are required to deliver to the Board the license and registration within five (5) days of receipt of the Order.

Board for Professional Medical Conduct
New York State Department of Health
Empire State Plaza
Tower Building-Room 438
Albany, New York 12237-0756

Sincerely,

Charles Vacanti, M.D.
Chair
Board for Professional Medical Conduct

Enclosure

cc: Frederick Zimmer, Esq.

STATE OF NEW YORK : DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

-----X
IN THE MATTER :
OF : ORDER
CHUN HSIUNG CHANG, M.D. : BPMC #95-286
a/k/a CHARLES H. CHANG., M.D. :
Respondent :
-----X

Upon the Application of CHUN HSIUNG CHANG, M.D., a/k/a CHARLES H. CHANG, M.D., to surrender his license as a physician in the State of New York, which Application is made a part hereof, it is

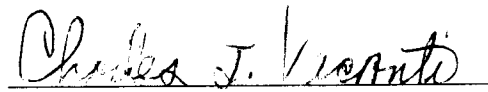
ORDERED, that the Application and the provisions thereof are hereby adopted; it is further

ORDERED, that the name of Respondent be stricken from the roster of physicians in the State of New York; it is further

ORDERED, that this Order shall take effect as of the date of the personal service of this Order upon Respondent, upon receipt by Respondent of this Order via certified mail, or seven days after mailing of this Order via certified mail, whichever is earliest.

SO ORDERED,

DATED: 22 November 1995



CHARLES J. VACANTI, M.D.
Chairperson
State Board for Professional
Medical Conduct

STATE OF NEW YORK : DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
CHUN HSIUNG CHANG, M.D. : LICENSE
a/k/a CHARLES H. CHANG, M.D. :
Respondent

-----X

STATE OF PENNSYLVANIA)

SS.:

COUNTY OF WESTMORELAND)

CHUN HSIUNG CHANG, M.D. A/K/A CHARLES H. CHANG, M.D., being
duly sworn, deposes and says:

On or about January 22, 1973, I was licensed to practice
medicine as a physician in the State of New York having been
issued License No. 115018 by the New York State Education
Department.

I am not currently registered with the New York State
Education Department to practice as a physician in the State of
New York.

I understand that I have been charged with two
Specifications of professional misconduct as set forth in the
Statement of Charges, annexed hereto, made a part hereof, and
marked as Exhibit "A".

I am applying to the State Board for Professional Medical Conduct for permission to surrender my license as a physician in the State of New York on the grounds that I do not contest the specifications set forth in the attached Statement of Charges (Exhibit A).

I hereby make this application to the State Board for Professional Medical Conduct and request that it be granted.

I understand that, in the event that the application is not granted by the State Board for Professional Medical Conduct, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such application shall not be used against me in any way, and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding; and such denial by the State Board for Professional Medical Conduct shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by a Committee on Professional Medical Conduct pursuant to the provisions of the Public Health Law.

I agree that in the event the State Board for Professional Medical Conduct grants my application, an order shall be issued striking my name from the roster of physicians in the State of New York without further notice to me.

I am making this Application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Chun Hsiung Chang
CHUN HSIUNG CHANG, M.D.

Sworn to before me this

14th day of Nov , 1995

Margaret F. Mahramus
NOTARY PUBLIC

Notarial Seal
Margaret F. Mahramus, Notary Public
Washington, D.C.
My Commission Expires
Member, Pennsylvania Association of Notaries

STATE OF NEW YORK : DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
CHUN HSIUNG CHANG, M.D. : LICENSE
a/k/a CHARLES H. CHANG, M.D. :
Respondent :

-----X

The undersigned agree to the attached application of the Respondent to surrender his license.

Date: 11-9, 1995

Chun H. Chang M.D.
CHUN HSIUNG CHANG, M.D.
Respondent

Date: _____, 1995

~~_____, Esq.
Attorney for Respondent~~

Date: Nov-14, 1995

Frederick Zimmer
FREDERICK ZIMMER
Assistant Counsel
Bureau of Professional
Medical Conduct

Date: Nov. 17, 1995

Kathleen M. Tanner

KATHLEEN M. TANNER
Director, Office of
Professional Medical Conduct

Date: 22 November, 1995

Charles J. Vacanti

CHARLES J. VACANTI, M.D.
Chairperson, State Board
for Professional Medical Conduct

EXHIBIT A
STATE OF NEW YORK : DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

-----X

IN THE MATTER : STATEMENT
OF : OF
CHUN HSIUNG CHANG, M.D. A/K/A : CHARGES
CHARLES H. CHANG, M.D., :
RESPONDENT

-----X

CHUN HSIUNG CHANG, M.D., A/K/A CHARLES H. CHANG, M.D., the Respondent, was authorized to practice medicine in New York State on January 22, 1973 by the issuance of license number 115018 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. The Commonwealth of Pennsylvania, Department of State, State Board of Medicine (hereinafter the "Pennsylvania Board") by an Order, dated June 22, 1993, adopted and incorporated by reference a Consent Agreement, entered into by Respondent and the State of Pennsylvania Bureau of Professional and Occupational Affairs. By the Order, Respondent was, among other things, suspended from the practice of medicine and surgery for a period of five years with said suspension being stayed in favor of probation subject to various conditions. These conditions required, among other things, that Respondent have a third person present during all examinations of female patients, that he acquire twenty credits of continuing education per year for five

years with at least six of these credits annually attributable to ethics in the practice of medicine; that he submit to periodic unannounced inspections by agents of the Pennsylvania Bureau of Professional and Occupational Affairs; that he pay a civil penalty in the amount of \$25,000 and that he be publicly reprimanded. The Pennsylvania Board found Respondent to be in violation of §63 P.S. 422.41(8) [being guilty of immoral or unprofessional conduct].

B. The conduct resulting in the Pennsylvania Disciplinary Action, included the following:

(1) On or about October of 1985, Respondent became involved in an intimate sexual relationship with a patient N.G. which continued through January 1987.

(2) Respondent admitted the facts in B(1) above and that, based on these admitted facts, his license to practice medicine and surgery in the Commonwealth of Pennsylvania was subject to disciplinary action pursuant to 63 P.S. §422.41(8).

C. The conduct resulting in the Pennsylvania disciplinary action, would, if committed in New York State, constitute professional misconduct under the following provisions of New York State Law:

1. N.Y. Educ. Law §6530 (20) (McKinney's Supp. 1995) [conduct in the practice of medicine which evidences moral unfitness to practice medicine]; and/or
2. N.Y. Educ. Law §6530(31) (McKinney's Supp. 1995) the willful physical harassment or abuse of a patient.

SPECIFICATIONS

FIRST SPECIFICATION

Respondent is charged with professional misconduct by reason of his having been found guilty of professional misconduct by the 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, in violation of N.Y. Educ. Law §6530 (9) (b) (McKinney Supp. 1995) in that the Petitioner charges:

1. The facts in Paragraphs A, B and C and C.1 and/or C.2.

SECOND SPECIFICATION

Respondent is charged with professional misconduct by reason

of his having had disciplinary action taken against him by the duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York State, constitute professional misconduct under the laws of New York State, in violation of N.Y. Educ. Law §6530(9)(d) (McKinney Supp. 1995) in that the Petitioner charges:

2. The facts in Paragraphs A, B and C and C.1 and/or C.2.

DATED: *October 2, 1995*

Albany, New York



PETER D. VAN BUREN
Deputy Counsel
Bureau of Professional
Medical Conduct