

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

BPMC 17-078

IN THE MATTER
OF
SHAOHUA TANG, M.D.

COMMISSIONER'S
ORDER OF
SUMMARY
ACTION

TO: SHAOHUA TANG, M.D.


The undersigned, Howard A. Zucker, M.D., J.D., Commissioner of Health, pursuant to N.Y. Public Health Law §230, upon the recommendation of a Committee on Professional Medical Conduct of the State Board for Professional Medical Conduct, has determined that the duly authorized professional disciplinary agency of another jurisdiction, the Commonwealth of Massachusetts, has made a finding substantially equivalent to a finding that the practice of medicine by SHAOHUA TANG, M.D. (the Respondent) in that jurisdiction constitutes an imminent danger to the health of its people, as is more fully set forth in the January 7, 2016 Order of Temporary Suspension, and in the associated January 5, 2016 Motion for Summary Suspension and supporting documents, of the Board of Registration in Medicine of the Commonwealth of Massachusetts (henceforth: "predicate action"), attached hereto as Appendix "A" and made a part hereof.

It is therefore:

ORDERED, pursuant to N.Y. Public Health Law §230(12)(b), that effective immediately, Respondent shall not practice medicine in the State of New York, or practice in any setting under the authority of Respondent's New York license.

Any practice of medicine in violation of this Order shall constitute Professional Misconduct within the meaning of N.Y. Educ. Law §6530(29) and may constitute unauthorized medical practice, a Felony defined by N.Y. Educ. Law §6512.

This Order shall remain in effect until the final conclusion of a hearing which shall commence within thirty days after the final conclusion of the disciplinary proceeding in the predicate action. The hearing will be held pursuant to the provisions of N.Y. Pub. Health Law §230, and N.Y. State Admin. Proc. Act §§301-307 and 401. The hearing will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct on a date and at a location to be set forth in a written Notice of Hearing or Notice of Referral Proceeding to be provided to the Respondent after the final conclusion of the proceeding in the predicate action. Said written Notice may be provided in person, by mail, or by other means. If Respondent wishes to be provided said written notice at an address other than that set forth above, Respondent shall so notify, in writing, both the attorney whose name is set forth in this Order, and the Director of the Office of Professional Medical Conduct, at the addresses set forth below.

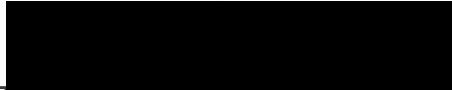
Respondent shall notify the Director of the Office of Professional Medical Conduct, New York State Department of Health, Riverview Center, 150 Broadway, Suite 355, Albany, New York 12204-2719 via Certified Mail, Return Receipt Requested, of the final conclusion of the proceeding in the predicate action, immediately upon such conclusion.

THE NEW YORK PROCEEDINGS MAY RESULT IN A DETERMINATION THAT YOUR LICENSE TO PRACTICE MEDICINE IN NEW YORK STATE BE REVOKED OR SUSPENDED, AND/OR THAT YOU BE FINED OR SUBJECT TO OTHER SANCTIONS SET FORTH IN NEW YORK PUBLIC HEALTH LAW §230-a. YOU ARE URGED

TO OBTAIN AN ATTORNEY TO REPRESENT YOU IN
THIS MATTER.

DATED: Albany, New York

DATE: Dec 21, 2016



Howard A. Zucker, M.D., J.D.
Commissioner of Health
New York State Department of Health

Inquiries should be directed to:

David W. Quist
Associate Attorney
N.Y.S. Department of Health
Division of Legal Affairs

APPENDIX "A"

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2016-001

In the Matter of _____
SHAOHUA TANG, M.D. _____

ORDER OF TEMPORARY SUSPENSION

In accordance with the Rules of Procedure Governing Disciplinary Proceedings of the Board of Registration in Medicine, 243 CMR 1.03(11)(a), the Board of Registration in Medicine ("the Board") **ORDERS** that

The certificate of registration to practice medicine in the Commonwealth of Massachusetts of Shaohua Tang, M.D., Registration No. 211264, is **SUSPENDED** effective immediately. Shaohua Tang, M.D., must cease the practice of medicine immediately, and he is directed to surrender his wallet card and wall certificate to the Board forthwith.

The Board has determined that, based upon the information set forth in the Motion for Summary Suspension, the health, safety, and welfare of the public necessitates said suspension.

The Respondent shall provide a copy of this Order of Suspension within twenty-four (24) hours to the following designated entities: any in- or out-of-state hospital, nursing home, clinic, other licensed facility, or municipal, state, or federal facility at which he practices medicine; any in- or out-of-state health maintenance organization with whom he has privileges or any other kind of association; any state agency, in- or out-of-state, with which he has a provider contract; any in- or out-of-state medical employer, whether or not he practices medicine there; and the state licensing boards of all states in which he has any kind of license to practice medicine; Drug Enforcement Administration Boston Diversion Group; and the Massachusetts Department of Public Health Drug Control Program. The Respondent is further directed to certify to the Board within forty-eight (48) hours that he has complied with this directive.



Dated: January 7, 2016

Candace Lapidus Sloane, M.D.
Board Chair

SENT CERTIFIED MAIL 1/13/16 (13) 4

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No.

In the Matter of

SHAOHUA TANG, M.D.

MOTION FOR SUMMARY SUSPENSION

Pursuant to 243 CMR 1.03(11), Complaint Counsel hereby moves for the suspension of Dr. Shaohua Tang's certificate of registration to practice "pending a hearing on the question of revocation."

As grounds for this Motion, Complaint Counsel states that the attached Affidavit of Norma Jaynes, which includes documentary evidence, demonstrates that Dr. Tang represents a serious threat to the public health, safety or welfare. See Attachment A.

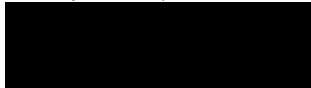
Board regulations provide for two options when the Board is presented with evidence that a physician may be a serious threat to the public health, safety or welfare:

1. If the Board determines that Dr. Tang poses "an *immediate and serious threat* to the public health, safety, or welfare, the Board may suspend his license, pending a final hearing on the merits of the Statement of Allegations." 243 CMR 1.03(11)(a).

2. In the alternative, if the Board determines that Dr. Tang "*may be a serious threat* to the public health, safety or welfare," the Board may order him to file opposing affidavits or other evidence within three business days. 243 CMR 1.03(11)(b). If, after review of all of the

affidavits and evidence before it, the Board still determines that Dr. Tang may be a serious threat to the public health, safety or welfare's license, the Board may suspend his license, pending a final hearing on the merits of the Statement of Allegations.

Respectfully submitted,



James Paikos
Complaint Counsel
Board of Registration in Medicine
200 Harvard Mill Square, Suite 330
Wakefield, MA 01880
781-876-8200

Dated: 1/5/2016