



## **Board for Professional Medical Conduct**

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

**C. Maynard Guest, M.D.**  
Executive Secretary

June 9, 1992

### **CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Soon Jack Leung, M.D.  
3199 Hylan Blvd.  
Staten Island, New York 10306-4144

RE: License No.113559

Effective Date 06/16/92

Dear Dr. Leung:

Enclosed please find Order #BPMC 92-47 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 12237-0614

If the penalty imposed by the Order is a fine, please write the check payable to the New York State Department of Health. Noting the BPMC Order number on your remittance will assist in proper crediting. Payments should be directed to the following address:

Bureau of Accounts Management  
New York State Department of Health  
Empire State Plaza  
Tower Building-Room 1245  
Albany, New York 12237

Sincerely,

*C. Maynard Guest, M.D.*

C. Maynard Guest, M.D.  
Executive Secretary  
Board for Professional Medical Conduct

Enclosure

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

-----X  
IN THE MATTER :  
OF : ORDER  
SOON JACK LEUNG, M.D. : BPMC 92-47  
-----X

Upon the application of SOON JACK LEUNG, M.D.  
(Respondent) for Consent Order, which application is made a part  
hereof, it is

ORDERED, that the application and the provisions  
thereof are hereby adopted and so ORDERED, and 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 by certified mail, whichever is  
earliest.

SO ORDERED,

DATED: 3 June 1992

Charles J. Vacanti  
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  
OF : FOR  
SOON JACK LEUNG, M.D. : CONSENT  
: ORDER  
-----X

STATE OF NEW YORK )  
                          ss.:  
COUNTY OF RICHMOND)

SOON JACK LEUNG, M.D., being duly sworn, deposes and says:

That on or about August 27, 1992, I was licensed to practice as a physician in the State of New York, having been issued License No. 113559 by the New York State Education Department.

I am currently registered with the New York State Education Department to practice as a physician in the State of New York for the period January 1, 1991 through December 31, 1992 at 3199 Hylan Blvd, Staten Island, NY 10306-4144.

I understand that the New York State Board of Professional Medical Conduct has charged me with one Specification of professional misconduct.

A copy of the Statement of Charges is annexed hereto, made a part hereof, and marked as Exhibit "A".

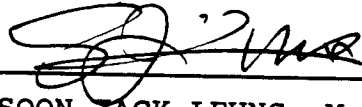
I admit guilt to the first specification in full satisfaction of the charges against me.

I hereby agree to the penalty that my license to practice as a physician in the State of New York be suspended for 2 years, that the execution of said suspension be stayed and that I be placed on probation for 2 years as set forth in the terms of probation which are annexed hereto, made a part hereof and marked as Exhibit "B". I further agree to perform 200 hours of public service in a manner and at a time and place as directed by the State Board for Professional Medical Conduct during my 2 years of probation and to pay a fine of five thousand (\$5,000.00) dollars.

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

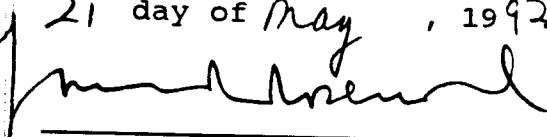
I understand that, in the event that this Application is not granted by the Board, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me, such Application shall not be used against me in any way and shall be kept in strict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

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



SOON JACK LEUNG, M.D.  
RESPONDENT

Sworn to before me this  
21 day of May, 1992



NOTARY PUBLIC

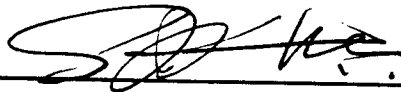
LOUIS R. ROSENTHAL  
Notary Public, State of New York  
No. 24-02 101768016  
Qualified In Kings County  
Commission Expires Feb. 28, 1993

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

-----X  
IN THE MATTER : APPLICATION  
OF : FOR  
SOON JACK LEUNG, M.D. : CONSENT  
: ORDER  
-----X


The undersigned agree to the attached application of the Respondent and to the proposed penalty based on the terms and conditions thereof.

Date: 5/21/92



SOON JACK LEUNG, M.D.  
RESPONDENT

Date: 5/21/92



LOUIS ROSENTHAL, ESQ.  
ATTORNEY FOR RESPONDENT

Date: \_\_\_\_\_



DAWN A. DWEIR  
ASSOCIATE COUNSEL  
BUREAU OF PROFESSIONAL  
MEDICAL CONDUCT

Date: June 5, 1992

Kathleen M. Tanner

KATHLEEN M. TANNER  
DIRECTOR  
OFFICE OF PROFESSIONAL  
MEDICAL CONDUCT

Date: 3 June 1992

Charles J. Vacanti

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 : STATEMENT  
OF : OF  
SOON JACK LEUNG, M.D. : CHARGES  
-----X

SOON JACK LEUNG, M.D., the Respondent, was authorized to practice medicine in New York State on August 27, 1972 by the issuance of license number 113559 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine for the period January 1, 1991 through December 31, 1992 from 3199 Hylan Blvd., Staten Island, New York 10306-4144.

FIRST SPECIFICATION

Respondent is charged with professional misconduct within the meaning of N.Y. Educ. Law §6530(9)(a)(ii) (McKinney Supp. 1992) in that he has been convicted of an act constituting a crime under federal law, specifically:

1. On June 15, 1989 in the United States District Court Eastern District of New York Respondent was convicted on a plea of guilty

"EXHIBIT A"

of one court of mail fraud, a felony, in violation of Section 1341, Title 18, United States code. Said felony violation involved mailing claims forms for reimbursement from Medicare which falsely and fraudulently indicated that reimbursable medical services had been provided by him when, in truth and in fact, reimbursable services were not rendered but rather non-reimbursable acupuncture services had been provided.

Respondent was placed on probation for a period of two years, fined the sum of \$10,000 and ordered to repay Medicare in the amount of \$93,213.00.

DATED: New York, New York

May 5, 1992



CHRIS STERN HYMAN  
Counsel  
Bureau of Professional Medical  
Conduct

EXHIBIT "B"

TERMS OF PROBATION

1. SOON JACK LEUNG, M.D., during the period of probation, shall conduct himself in all ways in a manner befitting his professional status, and shall conform fully to the moral and professional standards of conduct imposed by law and by his profession;
2. That Respondent shall submit written notification to the New York State Department of Health (NYSDOH), addressed to the Director, Office of Professional Medical Conduct, New York State Health Department, Corning Tower Building, 4th Floor, Empire State Plaza Albany, New York 12237 of any employment and practice, of Respondent's residence and telephone number, of any change in Respondent's employment, practice, residence, or telephone number within or without the State of New York;
3. Respondent shall submit written proof from the Division of Professional Licensing Services (DPLS), New York State Education Department (NYSED), that Respondent has paid all registration fees due and owing to the NYSED and Respondent shall cooperate with and submit whatever papers are requested by DPLS in regard to said registration fees, said proof from DPLS to be submitted by Respondent to the New York State Department of Health, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, no later than the first three months of the period of probation;
4. Respondent shall submit written proof to the NYSDOH, addressed to the Director, Office of Professional Medical Conduct, as aforesaid, that 1) Respondent is currently registered with the NYSED, unless Respondent submits written proof that Respondent has advised DPLS, NYSED, that Respondent is not engaging in the practice of Respondent's profession in the State of New York and does not desire to register, and that 2) Respondent has paid any fines which may have previously been imposed upon Respondent by the Board or by the Board of Regents; said proof of the above to be submitted no later than the first two months of the period of probation;
5. Respondent shall comply with all terms, conditions, restrictions, and penalties to which he is subject pursuant to the order of the Board;

6. So long as there is full compliance with every term herein set forth, Respondent may continue to practice his or her aforementioned profession in accordance with the terms of probation; provided, however, that upon receipt of evidence of noncompliance with, or any violation of these terms, the Director of the Office of Professional Medical Conduct and/or the Board may initiate a violation of probation proceeding and/or such other proceeding against Respondent as may be authorized pursuant to the Public Health Law.