

# DOH STATE OF NEW YORK DEPARTMENT OF HEALTH

Office of Public Health      Coming Tower      The Governor Nelson A. Rockefeller Empire State Plaza      Albany, New York 12237

Barbara A. DeBuono, M.D., M.P.H.  
*Commissioner*

August 14, 1995  
Karen Schimke  
*Executive Deputy Commissioner*

## CERTIFIED MAIL - RETURN RECEIPT REQUESTED

E. Marta Sachey, Esq.  
NYS Department of Health  
Coming Tower-Room 2438  
Empire State Plaza  
Albany, New York 12237

June Young Park, M.D. a/k/a Thomas June Park, M.D.  
1420 Grand Concourse  
Apartment 3 K  
Bronx, New York 10456

June Young Park, M.D. a/k/a Thomas June Park, M.D.  
4049 Highwood Court, N.W.  
Washington, D.C. 20007

June Young Park, M.D. a/k/a Thomas June Park, M.D.  
1122 Mercer Street  
Princeton, West Virginia 24740

June Young Park, M.D. a/k/a Thomas June Park, M.D.  
546 Quail Valley  
Princeton, West Virginia 24740

**RE: In the Matter of June Young Park, M.D.  
a/k/a Thomas June Park, M.D.**

Effective Date: 08/21/95

Dear Ms. Sachey and Dr. Park:

Enclosed please find the Determination and Order (No. 95-155) of the Hearing Committee in the above referenced matter. This Determination and Order shall be deemed effective upon the receipt or seven (7) days after mailing by certified mail as per the provisions of §230, subdivision 10, paragraph (h) of the New York State Public Health Law.

REC'D  
AUG 14 1995  
OFFICE OF MEDICAL JUDGES

Five days after receipt of this Order, you will be required to deliver to the Board of Professional Medical Conduct your license to practice medicine if said license has been revoked, annulled, suspended or surrendered, together with the registration certificate. Delivery shall be by either **certified mail or in person** to:

Office of Professional Medical Conduct  
New York State Department of Health  
Corning Tower - Fourth Floor (Room 438)  
Empire State Plaza  
Albany, New York 12237

If your license or registration certificate is lost, misplaced or its whereabouts is otherwise unknown, you shall submit an affidavit to that effect. If subsequently you locate the requested items, they must then be delivered to the Office of Professional Medical Conduct in the manner noted above.

As prescribed by the New York State Public Health Law §230, subdivision 10, paragraph (i), and §230-c subdivisions 1 through 5, (McKinney Supp. 1992), "the determination of a committee on professional medical conduct may be reviewed by the Administrative Review Board for professional medical conduct." Either the licensee or the Department may seek a review of a committee determination.

Request for review of the Committee's determination by the Administrative Review Board stays all action until final determination by that Board. Summary orders are not stayed by Administrative Review Board reviews.

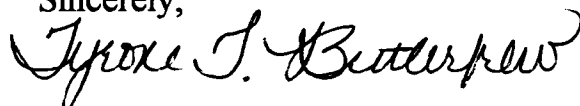
All notices of review must be served, by **certified mail**, upon the Administrative Review Board **and** the adverse party within fourteen (14) days of service and receipt of the enclosed Determination and Order.

The notice of review served on the Administrative Review Board should be forwarded to:

James F. Horan, Esq., Administrative Law Judge  
New York State Department of Health  
Bureau of Adjudication  
Empire State Plaza  
Corning Tower, Room 2503  
Albany, New York 12237-0030

The parties shall have 30 days from the notice of appeal in which to file their briefs to the Administrative Review Board. Six copies of all papers must also be sent to the attention of Mr. Horan at the above address and one copy to the other party. The stipulated record in this matter shall consist of the official hearing transcript(s) and all documents in evidence.

Parties will be notified by mail of the Administrative Review Board's Determination and Order.

Sincerely,  
  
Tyrone T. Butler, Director  
Bureau of Adjudication

TTB:nm  
Enclosure

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

IN THE MATTER  
-OF-  
JUNE YOUNG PARK, M.D.

Respondent

AMENDED  
DECISION  
AND ORDER  
OF THE  
HEARING  
COMMITTEE

BPMC ORDER NO. 95-155

This matter was commenced by a Notice of Hearing and Statement of Charges, both dated June 1, 1995 which were served upon **JUNE YOUNG PARK, M.D.**, (hereinafter referred to as "Respondent"). **TERESA S. BRIGGS, M.D., Ph.D.**, Chairperson, **DAVID T. LYON, M.D. M.P.H.**, and **D. MARISA FINN**, duly designated members of the State Board for Professional Medical Conduct, served as the Hearing Committee in this matter pursuant to Section 230(10)(e) of the Public Health Law. **JONATHAN M. BRANDES, ESQ.**, Administrative Law Judge, served as the Administrative Officer. A hearing was held on July 12, 1995 at the Cultural Education Center, Empire State Plaza, Albany, New York. The State Board For Professional Medical Conduct (hereinafter referred to as "The State, or Petitioner") appeared by **JEROME J. JASINSKI, Esq.**, Acting General Counsel, **E. MARTA SACHEY, ESQ.**, Associate Counsel, Bureau of Professional Medical Conduct, of counsel. Respondent made no appearance whatsoever. Evidence was received. Legal arguments were heard. A transcript of these proceedings was made.

After consideration of the entire record, the Hearing Committee issues this Decision and Order.

### STATEMENT OF CASE

This case was brought pursuant to Public Health Law Section 230(10)(p). This statute provides for an expedited hearing where a licensee is charged solely with a violation of Education Law Section 6530(9). In such cases, a licensee is charged with misconduct based upon prior professional disciplinary action or criminal conviction. The scope of this expedited hearing is limited to a determination of the nature and severity of the penalty to be imposed upon the licensee.

In the instant case, Respondent is charged with professional misconduct pursuant to Education Law Section 6530 (9)(d) (disciplinary action taken by the authorized disciplinary agency of another state, where the conduct resulting in the discipline would amount to misconduct in this state). The charge herein arises from revocation of Respondent's license by the West Virginia Board of Medicine. The allegations in this proceeding and the underlying decision by the West Virginia authorities are more particularly set forth in the Notice of Referral Proceeding and Statement of Charges, a copy of which is attached to this Decision and Order as Appendix One.

### FINDINGS OF FACT

The Committee adopts the factual statement set forth on pages one through four of the Statement of Charges (Appendix One) as its findings of fact and incorporates them herein.

### CONCLUSIONS

Respondent in this action chose not to appear. The facts in this case, established by the West Virginia authorities, show Respondent committed repeated acts of substandard care, fraud, undue influence and solicitation. This Respondent has shown himself to violate accepted standards of medicine both in the area of clinical practice as well as in areas involving the ethics of the profession. There is no room for such a practitioner in this state. Therefore, revocation is the only appropriate penalty.

**ORDER**


WHEREFORE, Based upon the forgoing facts and conclusions,

**IT IS HEREBY ORDERED THAT:**

1. The Factual allegations in the Statement of Charges are **SUSTAINED**.  
Furthermore, it is hereby **ORDERED** that;
  
2. The Specifications of Misconduct contained within the Statement of Charges (Appendix One) are **SUSTAINED**;  
Furthermore, it is hereby **ORDERED** that;
  
3. Respondent's license to practice medicine in this state is **REVOKED**  
Furthermore, it is hereby **ORDERED** that;
  
4. This order shall take effect **UPON RECEIPT** or **SEVEN (7) DAYS** after mailing of this order by Certified Mail.

**Dated:**  
**Albany, New York**

August 10 1995

  
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**TERESA S. BRIGGS, M.D., Ph. D., Chairperson**

**DAVID T. LYON, M.D., M.P.H.**  
**D. MARISA FINN**

**TO: E. MARTA SACHEY, ESQ.**  
Associate Counsel  
Bureau of Professional Medical Conduct  
New York State Department of Health  
Corning Tower Building  
Empire State Plaza  
Albany, N.Y. 12237

**JUNE YOUNG PARK, M.D. a/k/a THOMAS JUNE PARK, M.D.**  
1420 Grand Concourse  
Apartment 3 K  
Bronx, N.Y. 10456

**JUNE YOUNG PARK, M.D. a/k/a THOMAS JUNE PARK, M.D.**  
4049 Highwood Court, N.W.  
Washington, D.C. 20007

**JUNE YOUNG PARK, M.D. a/k/a THOMAS JUNE PARK, M.D.**  
1122 Mercer Street  
Princeton, West Virginia 24740

**JUNE YOUNG PARK, M.D. a/k/a THOMAS JUNE PARK, M.D.**  
546 Quail Valley  
Princeton, West Virginia 24740

APPENDIX ONE



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

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IN THE MATTER : NOTICE OF  
OF : REFERRAL  
JUNE YOUNG PARK, M.D. : PROCEEDING  
a/k/a :  
THOMAS JUNE PARK :

-----x

TO: June Young Park a/k/a Thomas June Park, M.D.  
1420 Grand Concourse  
Apartment 3K  
Bronx, New York 10456  
[last NYS registration address]

4049 Highwood Court, N.W.  
Washington, D.C. 20007  
[address used by West Virginia Board]

1122 Mercer Street  
Princeton, West Virginia 24740  
[address used by West Virginia Board]

June Young Park a/k/a Thomas June Park  
546 Quail Valley  
Princeton, West Virginia 24740  
[address used by West Virginia Board]

PLEASE TAKE NOTICE THAT:

An adjudicatory proceeding will be held pursuant to the provisions of N.Y. Pub. Health Law Section 230(10)(p) (McKinney Supp. 1995) and N.Y. State Admin. Proc. Act Sections 301-307 and 401 (McKinney 1984 and Supp. 1995). The proceeding will be conducted before a committee on professional conduct of the State Board for Professional Medical Conduct (Committee) on the 12th day of July, 1995 at 10:00 a.m. in the forenoon of that day at the Empire State Plaza, New York State Cultural Education

NEW YORK STATE DEPARTMENT OF HEALTH 19

1  
petitioner's  
Exhibit  
7/12/95 MET

Building, Meeting Room E, Concourse Level, Albany, New York 12230.

At the proceeding, evidence will be received concerning the allegations set forth in the Statement of Charges, which is attached. A stenographic record of the proceeding will be made and the witnesses at the proceeding will be sworn and examined.

You may appear in person at the proceeding and may be represented by counsel. You may produce evidence or sworn testimony on your behalf. Such evidence or sworn testimony shall be strictly limited to evidence and testimony relating to the nature and severity of the penalty to be imposed upon the licensee. Where the charges are based on the conviction of state law crimes in other jurisdictions, evidence may be offered which would show that the conviction would not be a crime in New York State. The Committee also may limit the number of witnesses whose testimony will be received, as well as the length of time any witness will be permitted to testify.

If you intend to present sworn testimony, the number of witnesses and an estimate of the time necessary for their direct examination must be submitted to the New York State Department of Health, Division of Legal Affairs, Bureau of Adjudication, Corning Tower Building, 25th Floor, Empire State Plaza, Albany, New York 12237, ATTENTION: HON. TYRONE BUTLER, DIRECTOR, BUREAU OF ADJUDICATION, (henceforth "Bureau of Adjudication") as well as the Department of Health attorney indicated below, on or before June 28, 1995.

You may file a written answer, brief, and affidavits with the Committee. Six copies of all papers you wish to submit must

be filed with the Bureau of Adjudication at the address indicated above on or before June 28, 1995 and a copy of all papers must be served on the same date on the Department of Health attorney indicated below. Pursuant to Section 301(5) of the State Administrative Procedure Act, the Department, upon reasonable notice, will provide at no charge a qualified interpreter of the deaf to interpret the proceedings to, and the testimony of, any deaf person.

The proceeding may be held whether or not you appear. Please note that requests for adjournments must be made in writing to the Bureau of Adjudication, at the address indicated above, with a copy of the request to the attorney for the Department of Health, whose name appears below, at least five days prior to the scheduled date of the proceeding. Adjournment requests are not routinely granted. Claims of court engagement will require detailed affidavits of actual engagement. Claims of illness will require medical documentation. Failure to obtain an attorney within a reasonable period of time prior to the proceeding will not be grounds for an adjournment.

The Committee will make a written report of its findings, conclusions as to guilt, and a determination. Such determination may be reviewed by the administrative review board for professional medical conduct.

SINCE THESE PROCEEDINGS MAY RESULT IN A  
DETERMINATION THAT SUSPENDS OR REVOKES YOUR  
LICENSE TO PRACTICE MEDICINE IN NEW YORK  
STATE AND/OR IMPOSES A FINE FOR EACH OFFENSE  
CHARGED, YOU ARE URGED TO OBTAIN AN ATTORNEY  
TO REPRESENT YOU IN THIS MATTER.

DATED: Albany, New York  
*June 1*, 1995

*Peter D. Van Buren*

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

Inquiries should be addressed to:

E. Marta Sachey  
Associate Counsel  
Division of Legal Affairs  
Bureau of Professional Medical Conduct  
Corning Tower Building, Room 2429  
Empire State Plaza  
Albany, New York 12237  
(518) 473-4282

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

-----X

IN THE MATTER : STATEMENT  
OF : OF  
JUNE YOUNG PARK, M.D. : CHARGES  
a/k/a :  
THOMAS JUNE PARK :

-----X

JUNE YOUNG PARK, M.D. a/k/a THOMAS JUNE PARK, the Respondent, was authorized to practice medicine in New York State on October 27, 1971, by the issuance of license number 110535 by the New York State Education Department. Respondent is not currently registered with the New York State Education Department to practice medicine in New York State.

FACTUAL ALLEGATIONS

1. The West Virginia Board of Medicine, by Order effective January 14, 1994, revoked Respondent's license upon finding Respondent guilty of repeated failures to practice medicine with that level of care, skill and treatment which is recognized by a reasonable prudent physician engaged in the same specialty as being acceptable under similar conditions or circumstances in violation of West Virginia Code §30-3-14(c) (17) and 11 CSR 12.1(x), of deceptive and fraudulent care and the employment of a trick or scheme in the practice of medicine, which trick or scheme fails to conform to the

generally prevailing standards of treatment in the medical community in violation of West Virginia Code §30-3-14(c) (9) and (17) and 11 CSR 1A 12.1(s), of the failure to keep written records justifying the course of treatment of two patients in violation of West Virginia Code §30-3-14(c) (11) and (17) and 11 CSR 1A 12.1(u), of repeated dishonorable, unethical and unprofessional conduct in violation of West Virginia Code §30-3-14(c) (17) and 11 CSR 1A 12.1(e) and (j) and 12.2(c) and (d), and of solicitation of patients in violation of West Virginia Code §30-3-14(c) (10) and 11 CSR 1A 12.1(t).

2. The conduct underlying the West Virginia Board's findings of unprofessional conduct, inter alia, consisted of:

- Respondent performed cataract surgery on 72 year old Patient A's right and left eyes although Patient A was legally blind and the cataract surgery could not have helped her and Respondent lied in the medical record about the visual acuity of the patient;
- Respondent performed cataract surgery on 76 year old Patient B although no visual acuity of the patient was recorded in the medical record to justify the surgery, Respondent failed to perform a vitrectomy or refer the patient for such care when the patient developed endophthalmitis and Respondent failed to keep adequate records for the patient.
- Respondent, after performing a trabeculectomy to control glaucoma, failed to provide acceptable follow-up care to 81 year old Patient C in that Respondent's first post-operative visit with the patient was four days after the surgery when it was mandatory to see the patient the day after the surgery, as the biggest risk involving invasive eye procedures occurs twenty-four to forty-eight hours after surgery and Respondent prescribed a medication to Patient C that was toxic and would prevent wound healing and another medication which would inflame the already surgically inflamed eye and decrease the chance of success of the glaucoma operation.


- Respondent performed a trabeculectomy to control glaucoma in 65 year old Patient D although Respondent's records contained no reference to the patient having glaucoma and Respondent failed to keep adequate records for the patient.
- Respondent, after performing a trabeculectomy to control glaucoma, failed to provide acceptable follow-up care to 84 year old Patient E in that, when the patient developed endophthalmitis, Respondent did not refer the patient for a vitrectomy but treated the condition with drops for a long period of time, although the longer the delay in proper treatment for endophthalmitis, the worse the ultimate results.
- Respondent recommended cataract surgery for Patient F although the patient's corrected vision was 20\20 and she did not need such surgery.
- Respondent recommended immediate cataract surgery for Patient G although her condition did not require this.
- Respondent and his associates, with regard to Patients F, G, H and J, variously solicited patients by door-to-door canvassing, by personal telephone calls, gave gifts of food and flowers to the patients and provided free transportation in the course of solicitation and disseminated confusing, ambiguous or deceptive information to the patients in the guise of high technology.

3. The conduct underlying the West Virginia Board's findings of unprofessional conduct would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §§6530(2) [fraudulent practice] and/or (3) [negligence on more than one occasion] and/or (4) [gross negligence] and/or (17) [exercising undue influence on the patient] and/or (20) [moral unfitness] and/or (27) [solicitation] and/or (32) [inadequate records] (McKinney Supp. 1995).

SPECIFICATION

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(b) by reason of having been found guilty of improper professional practice or professional misconduct by a 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 that Petitioner charges the facts in Paragraphs 1 through 3.

DATED: *June 1*, 1995  
Albany, New York

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