



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 20, 1996

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Piang S. Tjong, M.D.
9F, 136 Hsin Yi Road
Toufen, Miaoli
Taiwan, Republic of China

RE: License No. 117930

Dear Dr. Tjong:

EFFECTIVE DATE NOVEMBER 27, 1996

Enclosed please find Order #BPMC 96-277 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: Marta Sachey, Esq.

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

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IN THE MATTER :
OF : ORDER
PIANG SIOE TJONG, M.D. : BPMC #96-277

-----X

Upon the Application of PIANG SIOE TJONG, 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: 15 November 1996

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 TO
OF : SURRENDER
PIANG SIOE TJONG, M.D. : LICENSE

-----X

~~STATE OF CALIFORNIA~~

TAIWAN)

OR *Republic of China* ss.:

~~COUNTY OF~~

CITY OF *Touten, Miapl*

PIANG SIOE TJONG, M.D., being duly sworn, deposes and says:

1. I was licensed to practice medicine as a physician in the State of New York on September 6, 1973 having been issued License No. 117930 by the New York State Education Department. I am not currently registered with the New York State Education Department to practice medicine in New York State.
2. I understand that the New York State Board for Professional Medical Conduct has charged me with one specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof and marked as "Exhibit A."

3. I hereby admit guilt to the specification of professional misconduct set forth in the Statement of Charges.
4. I hereby make this Application to the State Board for Professional Medical Conduct and request that it be granted.
5. 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.
6. 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.

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

Piang S. Tjong M.D.

PIANG SIOE TJONG, M.D.
Respondent

Sworn to before me this
day of _____, 1996

NOTARY PUBLIC

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

-----X

IN THE MATTER : APPLICATION TO
OF : SURRENDER
PIANG SIOE TJONG, M.D. : LICENSE

-----X

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

Date: 10/30, 1996 Piang S. Tjong M.D.
PIANG SIOE TJONG, M.D.
Respondent

Date: 11-7-96, 1996 E. Marta Sachey
E. MARTA SACHEY
Associate Counsel
Bureau of Professional
Medical Conduct

Date: 11/13, 1996 Anne F. Sayle
ANNE F. SAYLE
Acting Director, Office
of Professional Medical Conduct

Date: 15 November 1996 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
PIANG SIOE TJONG, M.D. : CHARGES

-----X

PIANG SIOE TJONG, M.D., the Respondent, was authorized to practice medicine in New York State on September 6, 1973 by the issuance of license number 117930 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 California Board, by Stipulation in Settlement, entered into with Respondent and effective December 7, 1995, inter alia:

- Revoked Respondent's physician and surgeon certificate and stayed the revocation;
- Placed Respondent on five years probation, which time shall be tolled when Respondent is not practicing in California, with requirements including (1) taking and passing an examination in the care and treatment of critical-care patients to be administered by the Board and (2) taking forty hours of educational courses in the treatment of critical-care patients each year of probation; and
- Required Respondent to pay \$1000 in costs.

EXHIBIT A

2. The conduct underlying the California Board's imposition of disciplinary action upon Respondent consisted of, with regard to eight patients, repeated negligent acts in violation of California Business and Professions Code §2234(c). More specifically, it concerned, as set forth in the Board's Amended Accusation dated January 1, 1995, the failure to administer appropriate antibiotic and IV fluid therapy, the failure to treat for congestive heart failure or pneumonia as initially indicated by chest x-rays, the failure to use an IV H2 antagonist to help control gastrointestinal bleeding, the failure to provide adequate antibiotic treatment to manage acute onset of septic shock and to recognize myocardial ischemia and to secure a cardiology consultation, the failure to appropriately treat congestive heart failure and the failure to adequately manage renal failure and adequately evaluate abdominal complaints and sepsis.

3. The conduct underlying the California Board's imposition of disciplinary action upon Respondent would, if committed in New York State, constitute professional misconduct under N.Y. Educ. Law §6530 (3) [negligence on more than one occasion] (McKinney Supp. 1996).

SPECIFICATION

Respondent is charged with professional misconduct under N.Y. Educ. Law §6530(9)(d) (McKinney Supp. 1996) by reason of having his license to practice medicine revoked, suspended or having other disciplinary action taken, or having his application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his 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 the surrender of the license 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: *November 7*, 1996
Albany, New York

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