

DOH STATE OF NEW YORK
DEPARTMENT OF HEALTH

433 River Street, Suite 303

Troy, New York 12180-2299

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

Dennis P. Whalen
Executive Deputy Commissioner

July 1, 1998


Mr. Robert Bentley, Director
Division of Professional Licensing Services
New York State Education Department
Cultural Education Center
Empire State Plaza
Albany, NY 12230

Re: Peter Yau Ling Yong, M.D.
NYS License No. 119534

Dear Mr. Bentley:

Enclosed is a copy of a Commissioner's Order and Notice of Hearing which summarily suspends Dr. Peter Yau Ling Yong's right to practice medicine in the State of New York. This Order was served on Dr. Yong on June 29, 1998, and is in effect until further notice.

Sincerely,



Anne F. Saile
Director
Office of Professional Medical Conduct

Enclosure

cc: Daniel Kelleher

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

IN THE MATTER
OF
PETER YAU LING YONG, M.D.

COMMISSIONER'S
SUMMARY
ORDER

TO: PETER YAU LING YONG, M.D.
19 Westmoreland Place
Douglaston, NY 11363

The undersigned, Barbara A. DeBuono, M.D., M.P.H., Commissioner of Health of the State of New York, 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 Peter Yau Ling Yong, the Respondent, has pleaded or been found guilty or convicted of committing an act constituting a felony under New York State law, federal law, or the law of another jurisdiction which, if committed within this state, would have constituted a felony under New York State law, as is more fully set forth in the Statement of Charges attached hereto 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. This Order shall remain in effect unless modified or vacated by the Commissioner of Health pursuant to N.Y. Pub. Health Law §230(12).

PLEASE TAKE NOTICE that a 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 Summary Hearing to be provided to the Respondent either contemporaneously with this Summary Order or subsequently. 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 notify both the attorney whose name is set forth in this Order, and the Director of the Bureau of Adjudication, New York State Department of Health, Hedley Park Place, 433 River Street, Fifth Floor South, Troy, NY 12180 (Telephone: 518-402-0748).

THESE 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 (McKinney Supp. 1998). YOU ARE URGED TO OBTAIN AN ATTORNEY TO REPRESENT YOU IN THIS MATTER.

DATED: Albany, New York
June 23, 1998


BARBARA A. DeBUONO, M.D., M.P.H.
Commissioner of Health

Inquiries should be directed to:

Jude Brearton Mulvey
Assistant Counsel
N.Y.S. Department of Health
Division of Legal Affairs
Corning Tower Bldg. Rm. 2509
Empire State Plaza
Albany, New York 12237-0032
(518) 473-4282

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

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IN THE MATTER : STATEMENT
OF : OF
PETER YAU LING YONG, M.D. : CHARGES

-----X

PETER YAU LING YONG, M.D., the Respondent, was authorized to practice medicine in New York State on March 15, 1974 by the issuance of license number 119534 by the New York State Education Department. Respondent is currently registered with the New York State Education Department to practice medicine for the period October 1, 1996 through September 30, 1998.

FACTUAL ALLEGATIONS

1. Respondent was convicted of Falsifying Business Records in the First Degree, a class E felony, in violation of Penal Law §175.10, in The People of the State of New York v. Peter Yong (Supreme Court, New York County) on or about November 6, 1997. Respondent was sentenced on January 8, 1998 to a Conditional Discharge and fined \$10,000.
2. On or about April 25, 1997 and/or on at least four prior occasions, Respondent fraudulently sold Patient A [identified in Appendix], an undercover investigator posing as a Medicaid recipient, a prescription for Xanax, a Schedule IV controlled substance, at Respondent's medical

office at 8 Chatham Square, Room 204, County of New York,
New York State.

3. Respondent falsely reported that he provided medical care to Patient A in the medical records of Patient A which falsely represented that medical care was given to Patient A when, in fact, Patient A did not receive medical care.
4. Respondent fraudulently issued the Xanax prescription(s) to Patient A knowing that restitution would be sought by the issuing pharmacy for the drugs prescribed.

FIRST SPECIFICATION

CRIMINAL CONVICTION IN NEW YORK STATE

1. Respondent is charged with committing professional misconduct as defined in New York Education Law §6530(9)(a)(i) (McKinney Supp. 1998) by having been convicted of committing an act constituting a crime under New York State law, in that Petitioner charges:

1. The facts in paragraph 1.

SECOND SPECIFICATION

PRACTICING THE PROFESSION FRAUDULENTLY

2. Respondent is charged with practicing the profession

fraudulently or beyond its authorized scope within the meaning of New York Education Law §6530(2), in that Petitioner charges:

1. The facts contained in paragraphs 1,2,3 and/or 4.

THIRD SPECIFICATION

MORAL UNFITNESS

3. Respondent is charged with committing professional misconduct under New York Education Law §6530(20) (McKinney Supp. 1998) by reason of his conduct in the practice of medicine which evidences moral unfitness, in that Petitioner charges:

3. The facts in paragraphs 1, 2, 3 and/or 4.

DATED: *June 19*, 1998
Albany, New York

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