



New York State Board for Professional Medical Conduct

433 River Street, Suite 303 • Troy, New York 12180-2299 • (518) 402-0863

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NYS Department of Health*

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*Executive Deputy Commissioner
NYS Department of Health*

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Office of Professional Medical Conduct

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Vice Chair

Ansel R. Marks, M.D., J.D.
Executive Secretary

Public

October 17, 2005

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Kyoung Wha Lee, M.D.
Aka Ken K. Lee, M.D.
5278 Seneca Place
Simi Valley, CA 93063-2000

Re: License No. 110583

Dear Dr. Lee:

Enclosed is a copy of Order #BPMC 05-226 of the New York State Board for Professional Medical Conduct. This order and any penalty provided therein goes into effect October 24, 2005.

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 to the Board for Professional Medical Conduct, New York State Department of Health, Hedley Park Place, Suite 303, 433 River Street, Troy, New York 12180.

Sincerely,

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

cc: Peter R. Osinoff, Esq.
Bonne Bridges
3699 Wilshire Blvd. 10th Floor
Los Angeles, CA 90010

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

IN THE MATTER

CONSENT

OF

ORDER

KYONG WA LEE, M.D., AKA KEN K. LEE, M.D.
KYOUNG WA

BPMC No. #05-226


Upon the proposed agreement of **KYONG WA LEE, M.D., AKA KEN K. LEE, M.D.**,
KYOUNG WA
(Respondent) for Consent Order, which application is made a part hereof, it is agreed and

ORDERED, that the application and the provisions thereof are hereby adopted and so
ORDERED, and it is further

ORDERED, that this order shall be effective upon issuance by the Board, which may be
accomplished by mailing, by first class mail, a copy of the Consent Order to Respondent at the
address set forth in this agreement or to Respondent's attorney by certified mail, or upon
transmission via facsimile to Respondent or Respondent's attorney, whichever is earliest.

SO ORDERED.

DATED: 10-14-05


KENDRICK A. SEARS, M.D.
Chair
State Board for Professional
Medical Conduct

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

IN THE MATTER

OF

Kyong Wa Lee

KYONG WA LEE, M.D., AKA KEN K. LEE, M.D.
CO-05-05-2632-A

CONSENT

AGREEMENT

AND ORDER

KYONG WA LEE, M.D., AKA KEN L. LEE, M.D., (Respondent) being duly sworn
Kyong Wa Lee
deposes and says:

That on or about November 1, 1977, I was licensed to practice as a physician in the State of New York, having been issued License No. 110583 by the New York State Education Department.

My current address is 5278 Seneca Place, Simi Valley, CA 93063-2000.

I understand that the New York State Board of Professional Medical Conduct has charged me with one (1) specification of professional misconduct.

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

I have not practiced medicine in New York in many years and I do not intend to return to practice medicine in New York. I, therefore, do not contest the one (1) Specification, in full satisfaction of the charges against me, and hereby agree to the following:

I shall never activate my registration to practice medicine in New York state.

I further agree that the Consent Order for which I, hereby, apply shall impose the following conditions:

That Respondent shall fully cooperate in every respect with the Office of Professional Medical Conduct (OPMC) in its administration and enforcement of this Order and in its investigation of all matters regarding Respondent. Respondent shall respond in a timely manner to each and every request by OPMC to provide written periodic verification of Respondent's compliance with the terms of this Order. Respondent shall meet with a person designated by the Director of OPMC as directed. Respondent shall respond promptly and provide any and all documents and information within Respondent's control upon the direction of OPMC. This condition shall be in effect beginning upon the effective date of the Consent Order and will continue while the licensee possesses his/her license.

I, hereby, stipulate that any failure by me to comply with such conditions shall constitute misconduct as defined by New York State Education Law §6530(29).

I agree that in the event that I am charged with professional misconduct in the future, the agreement and order shall be admitted into evidence in that proceeding.

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 agree that, in the event the Board grants my Application, as set forth herein, an order of the Chairperson of the Board shall be issued in accordance with same. I agree that such order shall be effective upon issuance by the Board, which may be accomplished by mailing, by first class mail, a copy of the Consent Order to me at the address set forth in this agreement, or to my attorney, or upon transmission via facsimile to me or my attorney, whichever is earliest.

I am making this Application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner. In consideration of the value to me of the acceptance by the Board of this Application, allowing me to resolve this matter without the various risks and burdens of a hearing on the merits. I knowingly waive any right I may have to contest the Consent Order for which I hereby apply, whether administratively or judicially, and ask that the Application be granted.

AFFIRMED:

DATED: 9-24-05 *Kyong W Lee* *Ken W. Lee, M.D.*
KYONG WA LEE, M.D.
AKA KEN K. LEE, M.D.
Respondent

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

DATE: 10/7/05 *PM*
PETER R. OSINOFF
Attorney for Respondent

DATE: 11 October 2005 *RB*
ROBERT BOGAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 12 October 2005 *DJG*
DENNIS J. GRAZIANO
Director
Office of Professional Medical Conduct

STATE OF NEW YORK

DEPARTMENT OF HEALTH

STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER

OF

WHA
KYOUNG WA
KYONG WA LEE, M.D., AKA KEN K. LEE, M.D.
CO-05-05-2632-A

STATEMENT

OF

CHARGES

KYOUNG WA
WHA
KYONG WA LEE, M.D., AKA KEN K. LEE, M.D., the Respondent, was authorized to practice medicine in New York state on November 1, 1977, by the issuance of license number 110583 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about May 13, 2005, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs (hereinafter "California Board"), by a Decision (hereinafter "California Order"), publically reprimanded Respondent, required him to successfully complete an ethics course and a clinical training or educational program, to pay \$2,500.00 investigation and prosecution costs, and that he not own, operate, manage, supervise, have any ownership interest in or work in a family medical clinic or similar clinic, based on inadequate supervision of physician assistants.

B. The conduct resulting in the California Board disciplinary action against Respondent would constitute misconduct under the laws of New York state, pursuant to the following sections of New York state Law:


1. New York Education Law §6530(33) (failure to exercise appropriate supervision over persons who are authorized to practice only under the supervision of the licensee).

SPECIFICATION

Respondent violated New York Education Law §6530(9)(d) by having disciplinary action taken by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York state, constitute professional misconduct under the laws New York state, in that Petitioner charges:

1. The facts in Paragraphs A and/or B.

DATED: *July 14*, 2005
Albany, New York


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