

Public

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

IN THE MATTER

OF

ANTHONY TUN LEE, M.D.
CO-06-05-3089-A

COMMISSIONER'S
SUMMARY
ORDER

TO: ANTHONY TUN LEE, M.D.
18422 Villa Drive
Villa Park, CA 92861

n2nilee@yahoo.com

ANTHONY TUN LEE, M.D.
1110 W. La Palma Avenue
Suite 8
Anaheim, CA 92801

The undersigned, Antonia C. Novello, M.D., M.P.H., Dr.P.H., Commissioner of Health, pursuant to New York 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 the duly authorized professional disciplinary agency of another jurisdiction, the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs, State of California (hereinafter "California Board"), has made a finding substantially equivalent to a finding that the practice of medicine by **ANTHONY TUN LEE, M.D.** (license number 119145) in that jurisdiction constitutes an imminent danger to the health of its people, as is more fully set forth in the documents of the California Board, attached hereto as Appendix "A" and made a part hereof.

It is, therefore:

ORDERED, pursuant to New York Public Health Law §230(12)(b), that effective immediately, **ANTHONY TUN LEE, M.D.**, shall not practice medicine in the State of New York.

Any practice of medicine in the State of New York in violation of this (Commissioner's) Order shall constitute Professional Misconduct within the meaning of New York Education Law §6530(29) and may constitute unauthorized medical practice, a Felony defined by New York Education Law §6512.

This Order shall remain in effect until the final conclusion of a hearing which shall commence within thirty days after the final conclusion of the disciplinary proceeding in the State of California. The hearing will be held pursuant to the provisions of New York Public Health Law §230, and New York State Administrative Procedure 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 after the final conclusion of the California proceeding. 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 so notify, in writing, both the attorney whose name is set forth in this Order, and the Director of the Office of Professional Medical Conduct, at the addresses set forth below.

Respondent shall notify the Director of the Office of Professional Medical Conduct, New York State Department of Health, 433 River Street, Suite 303, Troy, NY 12180-2299 via Certified Mail, Return Receipt Requested, of the final conclusion of the proceeding immediately upon such conclusion.

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
MAY BE FINED OR SUBJECT TO OTHER SANCTIONS
SET FORTH IN NEW YORK PUBLIC HEALTH LAW
SECTION 230-A. YOU ARE URGED TO OBTAIN AN
ATTORNEY FOR THIS MATTER.

DATE: Albany, New York

October 12, 2006



ANTONIA C. NOVELLO, M.D., M.P.H., Dr. P. H.
Commissioner

Inquires should be addressed to:

Robert Bogan
Associate Counsel
Office of Professional Medical Conduct
433 River Street – Suite 303
Troy, New York 12180
(518) 402-0828

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BEFORE THE
DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

DAVID T. THORNTON,
Executive Director,
Medical Board of California,
Department of Consumer Affairs,
State of California,
Petitioner,
v.
ANTHONY TUN LEE, M.D.
1110 W. La Palma Avenue, Suite 8
Anaheim, CA 92801
Physician's and Surgeon's
Certificate No. A 26677
Respondent.

Case No. 04-2006-174070
OAH NO. L-2006-060644
INTERIM ORDER OF SUSPENSION
(Cal. Gov. Code, § 11529.)
Date: April 25, 2006
Time: 11:00 a.m.
Location: Office of Admin. Hearings
320 W. 4th Street, Ste. 630
Los Angeles, CA 90013
(213) 576-7200

TO ANTHONY TUN LEE, M.D.:

Having read and considered the Petition for Interim Order, supporting memorandum of points and authorities, declarations and exhibits in support thereof, and any opposition papers filed thereto, in the above-entitled matter,

IT IS HEREBY ORDERED AND ADJUDGED THAT this is a proper case for the issuance of an interim order pursuant to Government Code section 11529, subdivisions (a), in that the declarations and exhibits submitted in support of the petition show that:

- 1. Respondent has engaged in, or is about to engage in, acts or omissions constituting a violation or violations of the Medical Practice Act; and

EXHIBIT 4
L-2006-060644

1 2. Permitting Respondent to continue to engage in the practice of medicine
2 will endanger the public health, safety, and welfare.

3 IT IS FURTHER ORDERED AND ADJUDGED THAT this is a proper case for
4 the issuance of an interim order without notice pursuant to Government Code section 11529,
5 subdivisions (b), in that it appears from the facts shown by the declarations and exhibits
6 submitted in support of the petition that serious injury will result to the public before this matter
7 can be heard on notice.

8 THEREFORE, IT IS HEREBY ORDERED THAT, pending further order from
9 the Office of Administrative Hearings, Physician's and Surgeon's Certificate No. A 26677,
10 which was heretofore issued by the Medical Board of California to Respondent Anthony Tun
11 Lee, M.D., is immediately suspended and Respondent Anthony Tun Lee, M.D., is immediately
12 prohibited from practicing medicine in the State of California.

13 IT IS FURTHER ORDERED that Respondent Anthony Tun Lee, M.D., shall
14 appear at the Office of Administrative Hearings located at 320 West 4th Street, Suite 630, Los
15 Angeles, California, 90013, on the 14th day of May, 2006, at
16 11:00 a.m., or as soon thereafter as the matter can be heard, then and there to show cause,
17 if any, why this interim order suspending Physician's and Surgeon's Certificate No. A 26677
18 should not remain in full force and effect pending the issuance of a final decision by the Division
19 of Medical Quality of the Medical Board of California, after an administrative hearing on the
20 charges and allegations to be contained in an Accusation to be filed against him in accordance
21 with the requirements of California Government Code section 11529, subdivision (f).

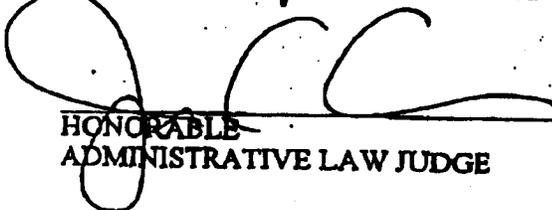
22 If not previously delivered to Respondent or his attorney of record in this matter,
23 a copy of this interim order, the Petition for Interim Order and supporting memorandum of points
24 and authorities, declarations and exhibits shall be sent to Respondent by 24-hour delivery service
25 at the following address: 1110 West La Palma Avenue, Suite 8, Anaheim, CA 92801.

26 Any response to the Petition for Interim Suspension, supporting memorandum of
27 points and authorities, declarations and exhibits shall be filed by Respondent Anthony Tun Lee,
28 M.D., with the Office of Administrative Hearings, and delivered to Petitioner's attorney of

1 record, D. Kenneth Baumgarten, Deputy Attorney General, not less than 5 days before the
2 date set for hearing on the interim suspension order.

3 Any reply to the response filed by Respondent may be submitted by Petitioner in
4 writing at the hearing on the interim suspension order or presented orally at the hearing itself.

5 IT IS SO ORDERED this 25th day of April, 2006.

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8 ~~HONORABLE~~
9 ADMINISTRATIVE LAW JUDGE

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