

IN AND BEFORE THE OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE AND \
SUPERVISION,

Plaintiff

HANG JU CHON, M.D.
Medical License No. 11969

CASE NO. 88-9-683

Defendant.

ORDER STRIKING CAUSE FROM DOCKET

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on November 1, 1991, at the office of the Oklahoma State Board of Medical Licensure and Supervision, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff; and Hang Ju Chon, M.D., Defendant, did not appear either in person or by representative.

The Board of Medical Licensure and Supervision en banc heard testimony, reviewed exhibits and being fully advised in the premises, the Oklahoma Board of Medical Licensure and Supervision finds as follows:

FINDINGS OF FACT

1. That Defendant, Hang Ju Chon, M.D., formerly held Oklahoma Medical License No. 11969.
2. That the Oklahoma Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.
3. That following notice and hearing on June 9, 1989, the Oklahoma Board of Medical Licensure and Supervision issued an order suspending the Defendant from the practice of medicine and surgery in the State of Oklahoma for a period of five (5) years, beginning June 9, 1989.
4. That subsequently, the Defendant petitioned for reconsideration. Defendant's legal counsel in Florida, by letter of June 1, 1991, requested that hearing of June 22, 1991, be postponed because there was not sufficient time for Defendant to obtain counsel in Oklahoma, it was necessary to gather information from the Florida Board of Medicine for presentation at the Oklahoma hearing, and because Dr. Chon would be unable to appear in person at the June 22, 1991, hearing. Based on that request by Defendant's counsel, the hearing previously scheduled for June 22, 1991, was continued.
5. That hearing was rescheduled for 9:30 a.m. on November 1, 1991, and formal Notice of Hearing mailed by Executive Director Carole Smith by certified mail, return receipt requested, on September 17, 1991, to Defendant and to his attorney, Dana H. Hankins.

6. That at the hearing called for November 1, 1991, neither Defendant nor his counsel appeared, and Plaintiff moved to have the case stricken from the docket until such time as Defendant's counsel asks for the case to be placed back on the docket and confirms their appearance.

CONCLUSIONS OF LAW

1. That the Board has jurisdiction in its discretion and judgment over this matter pursuant to the Oklahoma Medical Practice Act, 59 O.S. Supp. 1990, Sec. 481 et seq., and that this matter should be stricken until reset by Defendant's counsel upon confirmation of their appearance.


ORDER

IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:

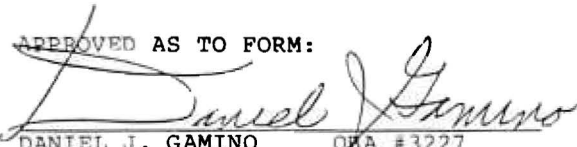
1. That this cause and the same is hereby stricken from the docket of the Oklahoma Board of Medical Licensure and Supervision until such time as the case is reset by the Defendant's counsel, and Defendant's counsel provides confirmation of their appearance.

2. That a copy of this order be immediately forwarded to Defendant by and through present legal counsel.

DATED this 8 day of November, 1991.


GERALD C. ZUMWALT, M.D., Secretary
State Board of Medical Licensure
and Supervision

APPROVED AS TO FORM:


DANIEL J. GAMINO OBA #3227
Daniel J. Gamino & Associates, P.C.
3315 NW 63
Oklahoma City, OK 73116
(405) 840-3741
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 12 day of November, 1991, to:

Hang Ju Chon
c/o Dana Hankins
Roney & Hankins
201 East Pine Street
Suite 1322
Orlando, FL 32801

