

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, )  
 )  
v. ) CASE NO. 94-08-1647  
 )  
(JONATHAN H. CHANG, M.D., )  
Medical License No. 16997, )  
 )  
Defendant. )

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on September 16, 1995, 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 Jonathan H. Chang, M.D., Defendant, did not appear either in person or by attorney or other representative.

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

FINDINGS OF FACT

1. That Defendant, Jonathan H. Chang, M.D., holds Oklahoma Medical License No. 16997.

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 on or about the 23rd day of November, 1993, the United States Army, in which the Defendant, Jonathan H. Chang, M.D., was an active duty officer, revoked the clinical privileges of the Defendant based upon the Defendant's unsatisfactory performance of his duties as an anesthesiologist.

4. That the Defendant was in training as an anesthesiologist and was unable to perform such duties. This constitutes an inability to practice medicine with reasonable skill and safety, for which this Board may take administrative action against the Defendant pursuant to OAC 435:10-7-4(17).

5. That the United States Army is a licensure jurisdiction in that as a branch of the federal government it has the authority to set standards for practice in areas under its jurisdiction.

6. That because of the conduct complained of above, the Defendant would perpetuate a significant harm to the public health, safety and welfare by continuing the acts and omissions set forth in the above allegations.

7. That evidence indicated service of process was obtained on the Defendant by certified mail, return receipt requested, signed by the Defendant of the original Complaint and Citation sent to the Defendant's home address and practice address, and further that service of process was obtained on the Defendant by certified mail, return receipt requested, of the Amended Complaint and Citation signed for by the Defendant when mailed to his practice address and home address, and by the fact of a telephone call by the Director of Investigation, Mike Kiser, to the Defendant wherein the Defendant was orally advised of the date and time of the hearing and the Defendant said he did not plan to appear either in person or by representative.

CONCLUSIONS OF LAW

1. That the Board has authority to take administrative action based upon disciplinary action by another licensure jurisdiction, pursuant to OAC 435:10-7-4(31), when the basis for that disciplinary action would constitute action for which this Board may take action.


ORDER

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

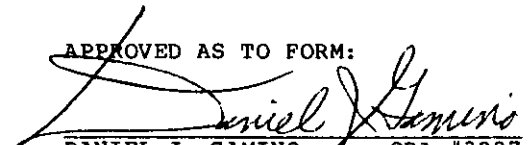
1. That the Defendant, Jonathan H. Chang, M.D., holding Oklahoma Medical License No. 16997, should be and is hereby REVOKED as a physician and surgeon in the State of Oklahoma.

2. That a copy of this Order should be mailed by the Board staff to the Defendant at his last known address.

DATED this 2nd day of October 1995.

  
GEORGE M. BROWN, JR., 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 3 day of October, 1995, to:

JONATHAN H. CHANG, M.D.  
1602 59th St. Court West  
Tacoma WA 98461

