

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

**FILED**

SEP 10 2020

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.* )  
OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
KANG LU, M.D., )  
LICENSE NO. MD 28919, )  
 )  
Defendant. )

Case No. 19-04-5729

VOLUNTARY SURRENDER OF LICENSE IN LIEU OF PROSECUTION

State of Oklahoma )  
 )  
 ) ss:  
\_\_\_\_\_ County )

I, Kang Lu, M.D. ("Defendant"), being of lawful age and after first being duly sworn, depose and state as follows:

1. I hereby voluntarily surrender my Oklahoma medical license no. 28919, effective immediately upon acceptance by the Board.
2. The surrender of my license is freely and voluntarily made. I have not been subject to any coercion or duress, and I am fully aware of the consequences of the surrender of my license.
3. I admit that I am the subject of an investigation or proceeding by the Board involving allegations which, if proven, would constitute grounds for disciplinary action by the Board.
4. I admit that the following has occurred:
  - a. In 2018, a conviction was imposed on me in the Court of Quebec (District of Bedford, Locality of Cowansville) for two criminal offenses listed in section 104 of the Canadian Criminal Code related to the possession of three firearms and three ammunition storage magazines at the U.S.-Canadian border. Both charges are characterized as "indictable offenses" under the Canadian Criminal Code. Case Nos. 455-73-000407-182 and 455-72-000408-180.

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- b. In 2019, I submitted a license renewal application to the Oklahoma Board of Medical Licensure and Supervision wherein I answered "no" to Question D regarding the prior calendar year of 2018: "Have you been arrested for, charged with, or convicted of a felony or misdemeanor other than a traffic violation?"
    - c. At least twenty licensing jurisdictions outside of Oklahoma have taken adverse action against me as of August 2020.
  5. I, Kang Lu, M.D., agree that, were the prosecution to proceed in this matter, I would likely be found guilty of the following unprofessional conduct:
    - a. Misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic reregistration of a medical license, in violation of 59 O.S. § 508 and Okla. Admin. Code § 435:10-7-4(8).
    - b. Disciplinary action of another state or jurisdiction against a license or other authorization to practice medicine and surgery based upon acts of conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section, a certified copy of the record of the action taken by the other state or jurisdiction being conclusive evidence thereof, in violation of Okla. Admin. Code § 435:10-7-4(31).
  6. Rather than dispute the above allegations of unprofessional conduct, I wish to surrender my license in lieu of said prosecution.
  7. I hereby submit my wallet card and wall certificate as evidence of my intent to surrender my license. 59 O.S. § 509(E)(2).
  8. I hereby agree that I will not reapply for reinstatement of my Oklahoma medical license for a minimum of one (1) year from the date this Voluntary Surrender in Lieu of Prosecution ("SILOP") is accepted by the Board.
  9. If the Board does not accept this Voluntary Surrender In Lieu of Prosecution the Plaintiff and Defendant (collectively, the "Parties") stipulate that it shall be regarded as null and void. Admissions by Defendant herein, if any, shall not be regarded as evidence against him in a subsequent disciplinary hearing. Defendant will be free to defend himself, and no inferences will be made from his willingness to have this Order accepted by the Board. The Parties stipulate that neither the presentation of the Order nor the Board's consideration of this Order shall be deemed to have unfairly or illegally prejudiced the Board or its individual members and, therefore, shall not be grounds for precluding the Board nor any individual Board member from further participation in proceedings related to the matters set forth herein.
  10. As a condition to accepting my voluntary surrender of license in lieu of prosecution, I acknowledge that the Board shall require me to pay all costs expended by the Board for

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any legal fees and costs, any investigation, including but not limited to staff time, salary and travel expense, witness fees and attorney fees, if any have been incurred.

Dated this 27 day of August, 2020.

Kang Lu without prejudice

Kang Lu, M.D.  
License No. 28919

Subscribed and sworn before me by Kang Lu this 27<sup>th</sup> day of August, 2020.



A. Lermani

Notary Public

My commission expires: 12/19/2025

**ACCEPTED:**

Billy H. Stout

Billy H. Stout, M.D., Board Secretary  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

Dated this 10<sup>th</sup> day of September, 2020.

BOARD [Signature]

KL [Signature]