February 14, 2017

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Yuqing Zhang, M.D.

Re: License No. 260295

Dear Dr. Zhang:

Enclosed is a copy of the New York State Board for Professional Medical Conduct (BPMC) Modification Order No. 17-045. This order and any penalty provided therein goes into effect February 21, 2017.

Please direct any questions to: Board for Professional Medical Conduct, Riverview Center, 150 Broadway, Suite 355, Albany, New York 12204, telephone # 518-402-0846.

Sincerely,

Robert A. Catalano, M.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

cc: Amy Kulb, Esq.
Jacobson, Goldberg & Kulb, LLP
585 Stewart Avenue, Suite 720
Garden City, New York 11530
Upon the proposed Application for a Modification Order of YUQING ZHANG, M.D. (Respondent), which is made a part of this Modification Order, it is agreed to and 
ORDERED, that the attached Application, and its terms, are adopted and SO 
ORDERED, and it is further 
ORDERED, that this Modification Order shall be effective upon issuance by the Board, 
either 

- by mailing of a copy of this Modification Order, either by first class to Respondent at the address in the attached Application or by certified mail to Respondent's attorney, OR 
- upon facsimile transmission to Respondent or Respondent's attorney, whichever is first. 

SO ORDERED.

DATE: 02/13/2017

ARTHUR S. HENERGER, M.D. 
Chair 
State Board for Professional Medical Conduct
YUQING ZHANG, M.D., represents that all of the following statements are true:

That on or about February 4, 2011, I was licensed to practice as a physician in the State of New York, and issued License No. 260295 by the New York State Education Department.

My current address is: [Redacted]

I will advise the Director of the Office of Professional Medical Conduct of any change of address.

I am currently subject to BPMC Order # 16-369 (Attachment I) (henceforth "Original Order"), which went into effect on November 17, 2016, and was issued upon an application for a Consent Order signed by me (henceforth "Original Application") and adopted by the Original Order. The sanction imposed in the Original Order included the following:

- A Censure and Reprimand;
- Probation for 36 months, subject to the terms set forth in attached Exhibit "B" of the Original Order.
- A $10,000 fine, to be paid within 30 days of the effective date of this Order.
The Original Order also imposed Conditions, including the following:

- That Respondent shall refrain from any and all electro diagnostic testing, including but not limited to ordering, performing and/or interpreting electro diagnostic nerve and muscle studies. Any patient for whom such a study may be indicated shall be referred to an appropriate physician with whom Respondent has no financial relationship, who shall be directed, by Respondent, to exercise his/her independent judgment as to whether or not such testing is indicated. This condition shall take effect immediately upon the effective date of this Order and shall continue as long as Respondent remains a licensee in New York State; and

- That Respondent shall form, own, or control no more than one professional medical corporation or other professional practice entity at any time. Respondent may form, own, or control any such single professional practice entity ("SPPE") if and only if his own medical practice is performed at the practice site of that SPPE. This condition shall take effect immediately upon the effective date of this Order and shall continue as long as Respondent remains a licensee in New York State; and

- That Respondent represents that he has ceased treating patients whose services were billed through No-Fault Insurance or Workers' Compensation ("N-F / WC practice") and does not presently intend to resume N-F / WC practice or to have any physician or other practitioner employed by him or by the SPPE engage in such practice. Should Respondent decide at some
future time to resume N-F / WC practice personally or through practitioners employed by him or the SPPE, Respondent shall, before beginning such practice, provide 90 days advance written notice to the Director of OPMC. Respondent shall not resume N-F / WC practice until after Respondent receives the Director’s written acknowledgment that this Condition has been satisfied, and shall be subject to any further Conditions the Director may impose based on matters underlying this Consent Agreement and/or any circumstances or information known to the Director at the time of Respondent’s proposed resumption of N-F / WC practice. Respondent, by making this Application, stipulates that the Director shall be authorized in his or her sole discretion to impose whatever further Conditions the Director deems appropriate upon Respondent’s resumption of N-F / WC practice, and Respondent further stipulates that Respondent’s failure to comply with these Conditions shall constitute misconduct as defined by N.Y. Educ. Law § 6530(29). This condition shall not preclude Respondent from receiving compensation for the reasonable value of services lawfully rendered, and disbursements incurred on a patient’s behalf, prior to the effective date of this Order. This condition shall take effect immediately upon the effective date of this Order and shall continue as long as Respondent remains a licensee in New York State.

The part of the sanction that I seek to modify is the Condition imposing a restriction from electro diagnostic testing.
I hereby apply to the State Board for Professional Medical Conduct for an Order (henceforth "Modification Order"), modifying the sanction imposed upon me in the Original Order, as follows:

- Effective upon the issuance of the Modification Order, the part of the sanction shall terminate that restricts me from any and all electro diagnostic testing, including but not limited to ordering, performing and/or interpreting electro diagnostic nerve and muscle studies. Instead, the Modification Order shall impose the following Conditions upon me, which shall take effect upon the Modification Order's effective date and will continue so long as I remain a licensee in New York State:
  - That Respondent represents that he has ceased any and all electro diagnostic testing, and does not presently intend to resume such practice or to have any physician or other practitioner employed by him or by his SPPE engage in such practice. Should Respondent decide at some future time to resume electro diagnostic testing personally or through practitioners employed by him or his SPPE, Respondent shall, before beginning such practice, provide 90 days advance written notice to the Director of OPMC. Respondent shall not resume electro diagnostic testing until after Respondent receives the Director's written acknowledgment that this Condition has been satisfied, and he shall be subject to any further Conditions the Director may impose based on matters underlying the Original Order and/or this Modification Order and/or any circumstances or information known to the Director at the time of Respondent's proposed
resumption of electro diagnostic testing. Respondent, by making this Application, stipulates that the Director shall be authorized in his or her sole discretion to impose whatever further Conditions the Director deems appropriate upon Respondent's resumption of electro diagnostic testing, and Respondent further stipulates that Respondent's failure to comply with these Conditions shall constitute misconduct as defined by N.Y. Educ. Law § 6530(29). This condition shall not preclude Respondent from receiving compensation for the reasonable value of services lawfully rendered, and disbursements incurred on a patient's behalf, prior to the effective date of the Original Order. This condition shall take effect immediately upon the effective date of this Order and shall continue as long as Respondent remains a licensee in New York State.

and

All remaining Terms and Conditions will continue as written in the Original Order.

I make this Application of my own free will and accord and not under duress, compulsion or restraint, and seek the anticipated benefit of the requested Modification. In consideration of the value to me of the acceptance by the Board of this Application, I knowingly waive my right to contest the Original Order or the Modification Order for which I apply, whether administratively or judicially, and ask that the Board grant this Application.

I understand and agree that the attorney for the Department, the Director of the Office of Professional Medical Conduct and the Chair of the State Board for Professional Medical Conduct each retain complete discretion either to enter into the proposed
agreement and Order, based upon my application, or to decline to do so. I further understand and agree that no prior or separate written or oral communication can limit that discretion.

DATE 2/2/2017

YUQING ZHANG, M.D.
RESPONDENT
The undersigned agree to Respondent's attached Modification Agreement and to its proposed penalty, terms and conditions.

DATE: 2/2/17

AMY T. KULB, ESQ.
Attorney for Respondent

DATE: Feb 2, 2017

MARCIA E. KAPLAN
Associate Counsel
Bureau of Professional Medical Conduct

DATE: 2/8/17

ETHAN W. SERVIS
Director
Office of Professional Medical Conduct