

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE**

OF

KANG LU, M.D.

ORDER OF TEMPORARY SUSPENSION

WHEREAS, KANG LU, M.D., hereinafter referred to as "Licensee," is the current holder of Mississippi Medical License No. 22250, said license number expires on June 30, 2020;

WHEREAS, on or about February 26, 2019, the Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," in response to a Board Action Disciplinary Alert Report from the Federation of State Medical Boards (FSMB), received certified copies of all records related to the temporary suspension of Licensee's ability to practice medicine in the State of Massachusetts. Said Order was issued pursuant to Procedure Governing Disciplinary Proceedings of the Board of Registration in Medicine, 243 CME 1.03(11)(a);

WHEREAS, Licensee is currently charged with violations of Massachusetts code and regulations, and Licensee must show cause why the Massachusetts Board should not take disciplinary action against Licensee; and

WHEREAS, the Mississippi State Board of Medical Licensure has determined that the evidence in its possession indicates that Licensee's continued practice or unrestricted practice of medicine would constitute an immediate danger to the public.

NOW, THEREFORE, IT IS HEREBY ORDERED, that pursuant to authority granted in Miss. Code Ann., §73-25-89, Mississippi Medical License No. 22250 is hereby **temporarily suspended**, and Licensee shall be prohibited from the practice of medicine in Mississippi pending the outcome of a hearing as scheduled in the matter.

The above action is hereby taken on a temporary basis, without a hearing. Enclosed herewith, and served as part of this Order of Temporary Suspension, is a copy of the Determination of the Board, wherein it was found that the Board has in its possession evidence indicating that Licensee's continuation in the practice of medicine or the unrestricted practice of medicine would constitute an immediate danger to the public. Pursuant to authority granted by Miss. Code Ann., § 73-25-89, the Board may suspend a license on a temporary basis, without a hearing, which it could otherwise take following a hearing, provided proceedings for a hearing before the Board are initiated simultaneously with such temporary action, and provided that the time and place for a hearing is set within fifteen (15) days of the service of this suspension. Also enclosed is a Summons with supporting Affidavit which designates the time and place for a hearing and sets forth the applicable violations, as specified within the statute.

IT IS FURTHER ORDERED, that a copy of this Order shall be sent by certified mail or personally served upon Kang Lu, M.D., and should be effective immediately upon receipt thereof.

ORDERED, this the 4th day of September, 2019.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE



Kenneth E. Cleveland, M.D.
Executive Director

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE**

OF

KANG LU, M.D.

DETERMINATION OF NEED FOR TEMPORARY SUSPENSION

WHEREAS, the Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," has determined that the continued practice or unrestricted practice of medicine by KANG LU, M.D., hereinafter referred to as "Licensee," would constitute an immediate danger to the public. Said facts in support of this Determination are set forth by the Affidavit of Jonathan Dalton, Investigations Supervisor for the Board, attached hereto as Exhibit "A" and incorporated herein by reference;

WHEREAS, it is the duty of the Mississippi State Board of Medical Licensure to protect the public, and to especially do so in cases that demonstrate that immediate harm may be imminent or ongoing;

NOW, THEREFORE, IT IS HEREBY ORDERED, that temporary disciplinary action should be taken, without a hearing, suspending Licensee from the practice of medicine, provided that proceedings for a hearing before the Board are initiated simultaneously with said temporary action pursuant to authority granted in Miss. Code Ann., §73-25-89 (1972);

IT IS FURTHER ORDERED, that a copy of this Determination shall be sent by registered mail or personally served upon KANG LU, M.D., and should be effective immediately upon receipt thereof.

ORDERED, this the 4th day of September, 2019.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

A handwritten signature in blue ink, appearing to read "Ken Cleveland", written over a horizontal line.

Kenneth E. Cleveland, M.D.
Executive Director

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

KANG LU, M.D.

SUMMONS

TO: KANG LU, M.D.
72 Green St
Athol, MA 01331

LICENSE NO. 22250

YOU ARE HEREBY SUMMONED to appear before the Mississippi State Board of Medical Licensure in its Board Room, 1867 Crane Ridge Drive, Suite 200-B, Jackson, Hinds County, Mississippi, on September 19, 2019 at 10:00 a.m., to answer the charges filed against you in the matter now pending before this Board. The Mississippi State Board of Medical Licensure, charged by law with the licensing of medical practitioners in this state, under Title 73, Chapter 25, Miss. Code Ann. (1972), charges that you, a physician duly licensed under the authority of the Mississippi State Board of Medical Licensure and the laws of the State of Mississippi, are guilty of having your license suspended by the licensing authority of another state or jurisdiction and are guilty of unprofessional conduct, which includes, but is not limited to, being guilty of any dishonorable or unethical conduct likely to deceive, defraud, or harm the public.

Pursuant to Sections 73-25-29 (8)(d) and (9), and Section 73-25-83(a), Miss. Code Ann. (1972), as amended, such action constitutes grounds for which the Mississippi State Board of Medical Licensure may place your license on probation, the terms of which may be set by the Board, suspend your right to practice for a time deemed proper by the Board, revoke your

Mississippi medical license or take any other action in relation to your license as the Board may deem proper under the circumstances.

The Mississippi State Board of Medical Licensure further advises that you have the right to be present at the hearing, to be represented by counsel, to produce witnesses or evidence on your behalf, to cross-examine witnesses and to have subpoenas issued on your behalf by this Board.

You are advised to review and comply with Title 30, Part 2645, Rules of Procedure of the Administrative Code of the Board. A full text of the Board's "Rules of Procedure" can be found at the Board's web-site, www.msbml.ms.gov or can be obtained from the Board's office.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 4th day of September, 2019.



KENNETH E. CLEVELAND, M.D.
EXECUTIVE DIRECTOR
MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE

Board Complaint Counsel:
Stan Ingram, Esq.
Biggs, Ingram & Solop, PLLC
Post Office Box 14028
Jackson, MS 39236-4028
Telephone: (601) 713-1192
Facsimile: (601) 713-2049

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

KANG LU, M.D.

STATE OF MISSISSIPPI

COUNTY OF HINDS

AFFIDAVIT

I, Jonathan Dalton, Investigations Supervisor, Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," do hereby make oath that I have reason to believe and do believe:

1. That **KANG LU, M.D.**, hereby referred to as "Licensee," currently holds Mississippi Medical License Number 22250, and said number is valid until June 30, 2020.
2. That Licensee lists his primary practice location as 72 Green St, Athol, Massachusetts. Licensee lists his specialty as Radiology.
3. That on or about February 26, 2019, the Board, in response to a Board Action Disciplinary Alert Report from the Federation of State Medical Boards (FSMB), received certified copies of all records related to the temporary suspension of Licensee's ability to practice medicine in the State of Massachusetts. Said Order was issued pursuant to the Massachusetts Procedure Governing Disciplinary Proceedings of the Board of Registration in Medicine, 243 CME 1.03(11)(a). Based on the action taken by the Massachusetts Board, other states have disciplinary action, including Illinois, Virginia, Arkansas, Alabama, Arizona, California, Louisiana, Maryland, Vermont, New York, Michigan, Kentucky, and Pennsylvania. Licensee maintains licenses in forty-eight (48) states.

4. That an Order of Temporary Suspension and a Statement of Allegations (attached hereto as Exhibit "B"), the latter determining the cause to support said temporary suspension, was included in the information provided to the Board. In summary, Licensee was found to have failed to disclose criminal charges on his 2017 Massachusetts license renewal. Specifically, Licensee had a number of adverse interactions with law enforcement in Massachusetts, ranging from Disorderly Conduct (M.G.L. c.272 §53), to Resisting Arrest (M.G.L. C.268 §32B) and Carrying a Dangerous Weapon (M.G.L. c.269 §10B), among others. Further, Licensee was involved in a number of subsequent adverse interactions with law enforcement in Canada (attempting to cross the border with three firearms – Licensee failed to disclose this on his 2018 license renewal with Massachusetts) and Auburn, Alabama (motor vehicle infraction which revealed Licensee had paid his female passenger for sex and Licensee was found in possession of a firearm without a firearm carry permit).
5. That, pursuant to his arrest in Auburn, Alabama, Licensee was arraigned in Worcester District Court the following day and was found to be dangerous to such an extent that his release could place public safety at risk. The Court specifically commented that Licensee admitted during the booking process that he would possess firearms upon his release, and Licensee had demonstrated a pattern of being armed when interacting with law enforcement.
6. That, as a legal basis for the suspension, the Massachusetts Board cited a number of Massachusetts statutes and former cases, including: procuring a certificate of registration or its renewal fraudulently [243 C.M.R. 1.03(5)(a)1]; conviction of a

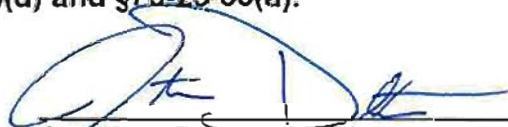
crime [243 C.M.R. 1.03(5)(a)7]; and proof, satisfactory to a majority of the Board, that Licensee lacks good moral character and engaged in conduct that undermines the public confidence in the integrity of the medical profession. Based upon this, Licensee must now show cause why the Massachusetts Board should not discipline Licensee for the aforementioned conduct. This matter is currently pending before the Massachusetts Board and Licensee remains suspended until such time as it is formally heard.

COUNT I

Based upon the foregoing, Licensee is guilty of the revocation, suspension or other restriction imposed on a license, permit or certificate issued by a licensing authority which prevents or restricts practice in that jurisdiction, a certified copy of the disciplinary order or action taken by the other state or jurisdiction being prima facie evidence thereof, notwithstanding the pendency of any appeal, all in violation of Miss. Code Ann., §73-25-29(9).

COUNT II


Based upon the foregoing, Licensee is guilty of unprofessional conduct, which includes, but is not limited to, being guilty of any dishonorable or unethical conduct likely to deceive, defraud, or harm the public by virtue of his suspension in another jurisdiction, all in violation of Miss. Code Ann., §73-25-29(8)(d) and §73-25-83(a).


Jonathan Dalton, CMBI
Investigations Supervisor
Mississippi State Board of Medical Licensure

2019. SWORN TO AND SUBSCRIBED BEFORE ME, this the 4th day of September,

Frances E Carrillo
Notary Public



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY												
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the envelope. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>												
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<p>2. Article (Printed Name) 7017 0660 0000 8976 2764</p>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input checked="" type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
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