

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
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KANG LU, M.D., : FINAL DECISION AND ORDER  
RESPONDENT. : **ORDER 0008041**

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Division of Legal Services and Compliance Case No. 20 MED 397

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Kang Lu, M.D.  
Crestview, FL 32536

Wisconsin Medical Examining Board  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Medical Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Respondent Kang Lu, M.D., (Year of Birth 1977) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 62223-20, first issued on April 29, 2014, with registration current through October 31, 2023. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Crestview, Florida 32536.

2. Respondent is a board-certified radiologist with current or past medical licenses in 46 other states and is the sole owner of a teleradiology company based in Florida.

Prior Board Action – DLSC Case No. 19 MED 020

3. On February 19, 2019, the Massachusetts Board of Registration in Medicine (Massachusetts Board) temporarily suspended Respondent's medical license based on two police encounters involving Respondent's possession and transport of firearms in Massachusetts and while traveling into Canada, and Respondent's failure to disclose the resulting legal proceedings during his 2017 and 2019 license renewals.

4. On April 21, 2021, the Board issued an Administrative Warning to Respondent for failing to timely report the Massachusetts' suspension to the Board.

Current Case – DLSC Case No. 20 MED 397

5. On October 9, 2020, Respondent self-reported a pending criminal matter in Massachusetts involving his possession and use of a firearm in that state without a license.

6. On July 27, 2020, Respondent, in Massachusetts Palmer District Court docket number 2043CR001175, was charged with one count of Firearm, Carry without a License, in violation of MGL c.269 § 10(a); one count of Ammunition without FID card, Possess, in violation of MGL c.269 § 10(h)(1); one count of Firearm, Possess Large Capacity, in violation of MGL c.269 § 10(m); and one count of Assault with a Dangerous Weapon, in violation of MGL c.269 § 15(B)(b). On May 11, 2021, all four counts were dismissed.

7. On March 5, 2020, the Massachusetts Board issued a Final Decision and Order that revoked Respondent's license to practice medicine due to Respondent being convicted of a crime (unrelated to the charges in paragraph 6), fraudulently renewing his certificate of registration, violating laws and regulations of the Commonwealth, and engaging in conduct that undermines the integrity of the medical profession. The Massachusetts Board found that the record demonstrated that Respondent had a pattern of being armed when interacting with law enforcement, admitted intention to continue to possess and carry guns despite lacking a license to carry a firearm in Massachusetts, and provided false answers regarding criminal charges against him in his 2017 and 2019 license renewal applications.

8. On June 30, 2021, the Idaho State Board of Medicine issued a Final Order for Reciprocal Discipline adopting and incorporating the terms of the Massachusetts Board's order into the Idaho order and ordering Respondent to comply with the terms of the Massachusetts Board order.

9. On August 3, 2021, the State of Washington, Department of Health Washington Medical Commission, issued an order indefinitely suspending Respondent's license, based on the Massachusetts Board order.

10. On November 28, 2021, the Illinois Department of Financial and Professional Regulation, issued an order indefinitely suspending Respondent's license, based on the Massachusetts Board order.

11. On November 29, 2021, the State of Vermont Board of Medical Practice issued a Stipulation and Consent Order that Reprimanded and Suspended Respondent's license for three years, based on the Massachusetts Board order.

12. On February 24, 2022, the South Carolina State Board of Medical Examiners issued a Final Order indefinitely suspending Respondent's license until his Massachusetts license has been reinstated, based on the Massachusetts Board order.

13. Respondent did not report the out of state discipline contained in paragraphs 8 through 12 to the Board.

14. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

1. The Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 448.02(3) and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(a) by failing, within 30 days, to report to the Board any final adverse action taken against Respondent's authority to practice medicine and surgery by another licensing jurisdiction concerned with the practice of medicine and surgery.

3. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(c) by having any credential pertaining to the practice of medicine and surgery or any act constituting the practice of medicine and surgery become subject to adverse determination by any agency of this or another state, or by any federal agency or authority.

4. As a result of the above conduct, Respondent is subject to discipline pursuant to Wis. Stat. § 448.02(3).

#### ORDER

1. The attached Stipulation is accepted.

2. Respondent's license and registration to practice medicine and surgery in the state of Wisconsin (license no. 62223-20), as well as his right to apply for renewal of such license and registration, is **SUSPENDED** for an indefinite period, effective the date of this Order.

3. Respondent may petition the Board for termination of the suspension after providing the Board with written documentation from the Massachusetts Board verifying that Respondent holds a full and unencumbered license to practice medicine in the state of Massachusetts. The decision whether or not to terminate the suspension is solely within the discretion of the Board or its designee.

4. Within twelve (12) months from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$1,036.00.

5. Any requests, petitions, payments of costs (made payable to Department of Safety and Professional Services), and other information required by this Order shall be submitted to:

Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190, Madison, WI 53707-7190  
Telephone (608) 266-2112; Fax (608) 266-2264  
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information online at: <https://dpsmonitoring.wi.gov>.

6. In the event Respondent violates any term of this Order, Respondent's license and registration (no. 62223-20), or Respondent's right to renew his license and registration, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

7. This Order is effective on the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

By: Stephen A. Wacker, MD  
A Member of the Board

7/20/2022  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

KANG LU, M.D.,  
RESPONDENT.

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STIPULATION

**ORDER 0008041**

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Division of Legal Services and Compliance Case No. 19 MED 020

Respondent Kang Lu, M.D., and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division


of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

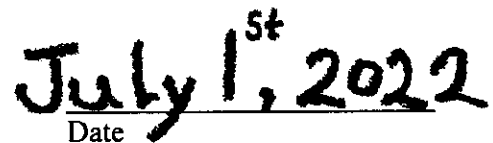
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.


7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order will be reported as required by the National Practitioner Databank (NPDB) Guidebook and as otherwise required by any licensure compact or any other state or federal law.

9. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

  
Kang Lu, M.D., Respondent Under duress  
Crestview, FL 32536  
License no. 62223-20

  
Date

  
Gretchen Mrozinski, Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

7/5/2022

Date