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IOWA BOARD OF PHARMACY

**BEFORE THE IOWA BOARD OF PHARMACY**

RE:  
Application for CSA Registration of

**REGISTRATION BY CONSENT AGREEMENT**

**PATRICK KIN-YEE CHAU, MD,**  
Applicant

**COME NOW** the Iowa Board of Pharmacy ("Board") and Dr. Patrick Kin-Yee Chau, MD ("Applicant"), 3549 Southern Hills Dr, Sioux City IA 51106, and enter into this Registration by Consent Agreement, pursuant to Iowa Code sections 17A.10 and 17A.18 (2020). The Board has jurisdiction over Applicant and the subject matter of this case pursuant to Iowa Code chapters 17A, 124, and 272C, and 657 IAC chapter 10.

**A. LEGAL GROUNDS**

1. The Board has the authority to deny a CSA registration if the applicant has been subject to discipline by the applicant's respective professional licensing board and the discipline revokes or suspends the applicant's professional license or otherwise disciplines the applicant's professional license in a way that restricts the applicant's authority to handle or prescribe controlled substances. 657 IAC 10.10(1)"e".

2. The Board has the authority to deny a CSA registration if the applicant has furnished false or fraudulent information. 657 IAC 10.10(1)"a".

**B. FACTUAL CIRCUMSTANCES**

3. On February 24, 2020, the Board received a CSA registration application from Applicant.

4. As part of the application, Applicant marked no in response to a question asking all new applicants to disclose whether they have had their professional license revoked, suspended, or otherwise disciplined.

5. In 2006, Applicant's Washington medical license was summarily suspended and then placed on probation for violations related to the prescribing of controlled substances. In 2007, Applicant surrendered his California medical license. In 2008, Applicant's Washington medical license was summarily restricted and then placed on indefinite probation for violations related to the prescribing of controlled substances. In 2012, Applicant violated his probation in Washington. Applicant remained on probation in Washington until November of 2017.

6. On February 13, 2020, the Iowa Board of Medicine granted Applicant an Iowa medical license and issued a citation and warning based on his prior discipline in Washington.

### C. REGISTRATION BY CONSENT

7. Applicant admits the allegations in the Factual Circumstances and acknowledges that the allegations, if proven in a contested case hearing concerning registration denial, would constitute grounds for the adverse action agreed to in this Agreement.

8. Execution of this Agreement constitutes the resolution of a contested case. Applicant has a right to hearing before the Board on the grounds for registration denial, but Applicant waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board's action, by freely and voluntarily entering into this Agreement. Once entered, this Agreement shall have the force and effect of a Board Order entered following a contested case hearing concerning registration denial.

9. Applicant acknowledges that he has the right to be represented by counsel on this matter.

10. This Agreement is subject to approval by a majority of the full Board. If the Board does not approve this Agreement, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Agreement, it shall be the full and final resolution of this matter.

11. This Agreement shall be part of Applicant's permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

12. Applicant understands that this Agreement constitutes adverse action and that the Board is required by federal law to report any adverse action to the National Practitioner Data Bank.

13. This Agreement, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

14. The Board's approval of this Agreement shall constitute a **FINAL ORDER** of the Board.

#### **IT IS THEREFORE ORDERED:**

15. Applicant shall be issued an Iowa CSA registration.

16. Applicant is hereby **CITED** for his prior disciplinary actions and for failing to disclose those actions on his application and **WARNED** that future violations of the laws and rules governing CSA registrants can result in further disciplinary action.

17. Applicant shall pay a **CIVIL PENALTY** in the amount of one thousand dollars (\$1,000) within thirty (30) days of Board approval of this Agreement. The check shall be made payable to the "Treasurer of Iowa" and shall be deposited in the general fund. The civil penalty should be mailed to the Iowa Board of Pharmacy, Attn: Amanda Woltz, 400 SW 8<sup>th</sup> St, Ste E, Des Moines IA 50309.

18. Should Applicant violate the terms of this Agreement, the Board may initiate action to impose licensee discipline as authorized by Iowa Code chapters 124 and 272C and 657 IAC chapter 10.

MAY 15<sup>th</sup>, 2020  
Date

Patrick K. Chau MD  
DR. PATRICK KIN-YEE CHAU, MD  
Applicant

This Registration by Consent Agreement is approved by the Iowa Board of Pharmacy on  
June 23, 2020.



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Chairperson  
Iowa Board of Pharmacy