

1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**  
2 **OF THE STATE OF NEVADA**

3 \* \* \* \*

4  
5 In The Matter of Charges and )  
6 Complaint Against )  
7 **SEAN PHONG-QUOC SU, M.D.**, )  
8 Respondent. )  
9 \_\_\_\_\_ )  
10

Case No. 09-11344-1

**FILED**

**MAR 12 2012**

**NEVADA STATE BOARD OF  
MEDICAL EXAMINERS**

By: 

11 **ADDENDUM TO PREVIOUSLY ADOPTED SETTLEMENT AGREEMENT**

12 This Addendum to Previously Adopted Settlement Agreement (Addendum) is entered into  
13 by and between the Investigative Committee (IC) of the Nevada State Board of Medical Examiners  
14 (Board), composed of Theodore B. Berndt, M.D., Ms. Valerie J. Clark, BSN, RHU, LUTCF, and  
15 Michael J. Fisher, M.D., at the time the Addendum was authorized, by and through  
16 Edward O. Cousineau, J.D., Deputy Executive Director for the Board and counsel for the IC, and  
17 Sean Phong-Quoc SU, M.D. (Respondent), as follows:

18 **WHEREAS**, on or about March 5, 2010, the Board adopted the terms of a previously  
19 considered Settlement Agreement to which this Addendum is incorporated therein by reference; and

20 **WHEREAS**, Respondent understands and agrees that this Addendum is entered into by and  
21 between himself and the Board's IC, and not with the Board, but that the IC will present this  
22 Addendum to the Board for consideration in open session at a regular meeting duly noticed and  
23 scheduled, and that the IC will advocate approval of this Addendum by the Board, but that the Board  
24 has the right to decide in its own discretion whether or not to approve this Addendum; and

25 **WHEREAS**, Respondent understands and agrees that if the Board approves the terms,  
26 covenants and conditions of this Addendum, then the terms, covenants and conditions enumerated  
27 below shall be binding and enforceable upon him and the newly adopted terms of the Addendum  
28 shall supersede those terms of Paragraph 5 of the Settlement Agreement previously adopted by the

1 Board which have not been previously accomplished, and all other terms in the previously adopted  
2 Settlement Agreement not addressed in this Addendum shall remain in full force and effect; and

3 **WHEREAS**, Respondent understands and agrees that, if the Board does not approve the  
4 terms, covenants and conditions of this Addendum, then the terms, covenants and conditions  
5 enumerated below shall not be binding and enforceable upon him, and the terms of the previously  
6 adopted Settlement Agreement will still have their full force and effect.

7 **NOW THEREFORE**, Respondent and the IC hereby agree to the following new terms,  
8 covenants and conditions:

9 Respondent's license to practice medicine in the state of Nevada shall remain revoked, with  
10 that revocation stayed and Respondent remaining on probation for a period of twenty-four (24)  
11 months after the date of filing this Addendum, and with an obligation to comply with the following  
12 terms and conditions:

13 (1) Respondent shall have twenty-four (24) additional months to reimburse the Board for  
14 the amounts of the fine and costs included in the previously adopted Settlement Agreement.

15 (2) The Board shall continue to have unfettered access to Respondent's medical records, and  
16 Respondent agrees that they may be inspected randomly and unannounced to him during the  
17 term of his probation, and that Respondent will be responsible for the costs involved in this  
18 ongoing administrative oversight and shall reimburse the Board for the same.

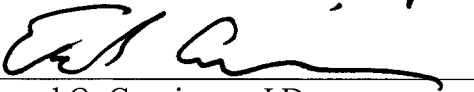
19 (3) In conjunction with the constraints enunciated in the previously adopted Settlement  
20 Agreement, Respondent will be authorized to perform, delegate the performance of  
21 procedures to another who would be authorized under his authority as a licensee, and  
22 associate with another practitioner only the following non-invasive cosmetic medical  
23 procedures during the term of his probation or anytime thereafter:

- 24 (a) Botox Cosmetic Treatments  
25 (b) Dermal Filler Injections  
26 (c) Laser Hair Removal  
27 (d) Intense Pulse Light Treatment  
28 (e) Skin Tightening and Cellulite Treatments, e.g., Thermage/Zerona  
(f) Laser Skin Treatment for Acne and Face Veins, e.g., Frazel/Varilit  
(g) Body Contouring Treatments, e.g., Endermologie/Velashape  
(h) Laser Treatment for Spider and Varicose Leg Veins  
(i) Low-Level Laser Treatment for Hair Loss


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(j) Non-Ablative Laser Skin Treatments

Dated this 27<sup>th</sup> day of February, 2012.

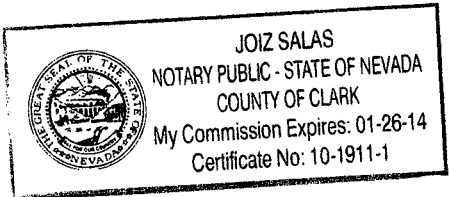
By:   
Edward O. Cousineau, J.D.  
Attorney for the Investigative Committee of the  
Nevada State Board of Medical Examiners

Dated this 24 day of February, 2012.

By:   
Sean Phong-Quoc Su, M.D.,  
Respondent

Subscribed and sworn to before me this 23 day of February, 2012.

  
Notary Public



1 **IT IS HEREBY ORDERED** that the foregoing Addendum to Previously Adopted Settlement  
2 Agreement # 09-11344-1 is approved and accepted by the Nevada State Board of Medical Examiners on  
3 the 9<sup>th</sup> day of March 2012.

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5 Benjamin J. Rodriguez, M.D., President  
6 NEVADA STATE BOARD OF MEDICAL EXAMINERS

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