

## The Fatigue Prescription: Four Steps to Renewing Your Energy, Health and Life

by Linda Hawes Clever, M.D., M.A.C.P.

**As part of its ongoing focus on wellness, the Medical Board of California provides information about various resources available to physicians. One such resource is *The Fatigue Prescription: Four Steps to Renewing Your Energy, Health and Life*. Linda Hawes Clever, M.D. writes:**

The sky is not falling, yet pressures mount and pleasures decrease. No wonder you want to refresh, to reconnect with your core, your soul, your self. You want to find meaning in your life – and you want to have some fun.

RENEW has found an answer to the yearning that many of us, our families and patients feel for positive direction and calm: reaffirm values and reconnect with people and goals. The result? Vitality and motivation return and lives, relationships, communities and organizations grow stronger.

The book *The Fatigue Prescription: Four Steps to Renewing Your Energy, Health and Life* ([www.thefatigueprescription.com](http://www.thefatigueprescription.com)) highlights fatigue as one of many signs of trouble for busy, devoted, driven people, including clinicians. We are not alone, of course, so the book is meant for anyone, since anyone can get exhausted, doing good – or coping with grief, illness, and even boredom.

The Fatigue Prescription is based on research and on listening to thousands of people across the country who want to be better than busy. It lays out the four steps to getting beyond the fatigue and frazzle, grumpiness, jumpiness, and the isolation we so often feel.

The four steps to defeat fatigue and to renew are awareness → reflection → conversation → plan & act. Perhaps the most unusual step is “conversation.” That is not ranting or texting, but talking, listening, respecting, and enjoying each other. Conversations don’t re-shuffle your deck; they add new cards. You don’t have to have every good idea. You can adjust others’

solutions for yourself and for your patients, practice, family, and friends. What an advance; what a relief!

Because physicians so often overextend themselves, the book shows the advantages and best techniques of saying “No” at the right time. The book also offers the opportunity to ask some questions, answer them right in the book and do some quick and entertaining check lists. [Here are some questions from the RENEW-o-Meter ([www.renewnow.org](http://www.renewnow.org))] Fill it in and ask your colleagues and family to do it too, so you can get out of your current whirl and blur and into engagement and progress.

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### The mission of the Medical Board of California

The mission of the Medical Board of California is to protect health care consumers through proper licensing and regulation of physicians and surgeons and certain allied health care professions and through the vigorous, objective enforcement of the Medical Practice Act, and, to promote access to quality medical care through the Board’s licensing and regulatory functions.

# President's Report

A year ago, my President's Report focused on our backlog in processing applications for physician's and surgeon's licenses and the efforts we were undertaking to eliminate it, and assure that it does not occur again.

I commend the licensing staff on an excellent job of making notable improvements to the physician's and surgeon's licensing timelines during the last year. The foremost recognition is extended to Curt Worden, our new Chief of Licensing whom you read about in the October 2010 newsletter, his managers, and the entire licensing staff. The Licensing Program is starting its busiest time of year when current residents who are participating in an approved California ACGME postgraduate training program are at the end of their license exemption period, and are required to have a valid California physician's and surgeon's license by July 1, 2011 to train in California. You will see below the remarkable reduction time in processing applications and the phenomenal job they are doing.

In less than one year, the number of applications pending initial review was 531 and the number of days before an application received its initial review was 36 days for US/CAN applications, and 31 days for the IMG applications.

### Pending applications: March 2010

|       |     |            |
|-------|-----|------------|
| New   | 450 | 0-30 days  |
| Aging | 372 | 31-60 days |
| Aging | 131 | 61-90 days |

### Pending Applications: March 2011

|       |     |            |
|-------|-----|------------|
| New   | 451 | 0-30 days  |
| Aging | 88  | 31-60 days |
| Aging | 0   | 61-90 days |

While the Board commends the staff for the work they have undertaken to reach this dramatic turnaround, the Board also would like to thank the applicants, program staff, and GME staff, as early applications are a tremendous help to the Board in managing its workload and improving customer service.



Barbara Yaroslavsky  
President of the Board

I'd like to share some information with you on a valuable service the Medical Board provides in conjunction with California teaching hospitals and physician recruiters; this is one more avenue that has allowed us to greatly improve service to our clients. One of the Board's employees, Kevin Schunke, is our Licensing Outreach Manager and routinely is invited to hospitals throughout the state to assist residents, fellows, and incoming physicians with the Board's licensing process. During any given year, Mr. Schunke visits more than 30 teaching hospitals and speaks to more than 2,000 potential applicants.

We know the licensing process can seem daunting, and Mr. Schunke is adept at easing fears and encouraging applicants each step of the way. The Board continues to hear excellent reports on the Licensing Program's outreach efforts, and we applaud Mr. Schunke on recent kudos he and the licensing staff received from the GME staff at Kaiser Permanente-Los Angeles. His outreach calendar already has events scheduled through November 2011, so if you learn from your GME staff or program director that Medical Board staff is onsite, please drop by to say hello, and take the opportunity to ask for any assistance you may need. He welcomes your contact. Further, if your hospital is not already taking advantage of the Board's outreach efforts, we hope that you will consider doing so soon.

The Board is sponsoring two bills this year to hasten the enforcement process and protect consumers. One bill makes it unprofessional conduct if a physician willfully refuses to attend a physician interview with enforcement staff at the Board. Without this interview, the case cannot be closed or referred for disciplinary action. The Board is also sponsoring a bill that would automatically suspend the license of any physician convicted of a crime, during the period of incarceration. Both bills have been introduced and the Board will pursue those changes.

In closing, I'd like to touch on physician wellness and the Board's commitment to its licensees in this area. A Wellness Committee was formed in 2008 to further our Board's mission by encouraging and guiding licensees to

*(continued on page 3)*

## Legislator profile:

# Senator Curren Price



Senator Curren Price (D-Los Angeles) was elected to the Senate in 2009.

Senator Price represents the 26th District which includes a portion of Los Angeles, Culver City, Beverlywood, Hollywood, Ladera Heights, Larchmont, Leimert Park, View Park, and Vermont Hills. He first was

elected to the California State Assembly in 2006 to represent the 51st District, and was re-elected to a second term in 2008.

Upon his election to the Senate, Senator Price was chosen by Senate Leadership to chair and be a member of a range of legislative committees that reflect his priorities and subject matters of interest. Senator Price was recently selected to chair the Senate Business, Professions and Economic Development Committee. The Committee has jurisdiction over and considers legislation that pertains to business, professional and trade practice, licensing and regulation under the California Business and Professions Code.

Senator Price has focused his legislative efforts on providing quality and affordable health care for all residents of California. His legislative accomplishments that affect Medical Board of California licensees and health care consumers includes AB 1142 (2010), which requires Medi-Cal providers to promptly notify a debt collector to cease collection efforts on the unpaid bill for covered services, and notify the patient accordingly. Also, the provider who obtains a label from, or copy of the Medi-Cal card or other proof of eligibility and who subsequently pursues reimbursement or payment for the cost of covered services from the beneficiary, or fails to cease collection efforts, may be subject to a penalty.

In 2011, Senator Price's legislative agenda is focusing on health care workforce development and diversity, expansion of training and educational programs for students, oversight of outpatient surgical clinics, and reform of health care licensing boards that protect consumers.

Senator Price graduated from Stanford University with a Bachelor of Arts degree in political science. He later studied law at Santa Clara University and graduated in 1976 with a juris doctorate degree, and has lifetime teaching credentials in adult education and the California community college system.

## President's Report *(continued from page 2)*

promote a sound balance in their personal and professional lives so that healthy physicians offer quality care to their patients. The Committee favors focused and early attempts to prevent poor physician coping behaviors — rather than a focus on monitoring any one coping behavior — such as substance abuse, after it becomes a problem. Our goal is to include a physician wellness-related article in each issue of this newsletter, and this issue provides a front-page article written by Linda Hawes Clever, M.D., author of *The Fatigue Prescription*. Please check it out!



# Protect your patients against pertussis – new Tdap requirement for 7th -12th graders

provided by the California Department of Public Health

Under a new law, all California middle and high school students entering or advancing into 7th through 12th grades will need proof of a Tdap booster shot before starting the 2011-2012 school year. Act now to ensure your adolescent patients are protected against the ongoing threat of pertussis and ready for school entry next fall by taking the following steps:

1. **View the free 1 hour CME webcast:** Shots For School: Clinicians' Role in California's New Tdap Requirement for 7th – 12th Graders, available at [www.uctv.tv/capertussis/](http://www.uctv.tv/capertussis/).
2. **Send reminder and recall phone calls and notices NOW** to your patients who have not yet received a Tdap booster, including those who have received a dose of Td but not Tdap.
3. **Order enough Tdap vaccine** to immunize your patients affected by the new law. Before ordering, ensure you have adequate storage in your vaccine refrigerator for your orders – in many clinics, multiple orders will be indicated.

4. **Immunize with Tdap NOW at every opportunity**, including sports physicals and visits for mild illness or injury, and give other recommended immunizations: meningococcal conjugate, HPV, influenza, and any catch-up doses of varicella, MMR, and hepatitis B.

5. **Provide clear and accurate documentation about Tdap immunization for your patients and their schools.** Vaccines have similar names and abbreviations, e.g. Tdap, Td, DTaP, DT, etc., which can be confusing to the school staff who will be keeping records for the new law. If you use the California Immunization Registry, consider printing out a copy of the 'Blue Card' after Tdap has been given for the student to take to school.

7. **Have parents check with their child's school** about how they should provide the Tdap documentation.

8. **Post downloadable electronic banners on your practice's Web site** and in electronic newsletters to help notify your patients.

For additional information on the new Tdap school requirement, visit [www.ShotsForSchool.org](http://www.ShotsForSchool.org).

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## The Fatigue Prescription *(continued from cover)*

- How many times did you really laugh yesterday?
- How many times in the past 3 days do you or others think you overreacted, let a little thing get to you in a big way?
- How often in the past month did you feel trapped, a prisoner of circumstances?
- When was the last time you encouraged someone?

RENEW provides practical workshops, keynote presentations, consultations, collegial Conversation Groups®, and the Conversation Group® Convener Development Program. These appeal across the career spectrum, to those in training, in practice, on faculties or in administration. RENEW offers a special program, renewal for leaders, that addresses this essential yet often neglected element in sustained organizational and individual effectiveness.

RENEW is in the forefront of a new movement to sustain the sustainers – the individuals like you upon whom society depends. The key is to realize that taking care of yourself isn't selfish. It is self-preservation so you can do what you need and want to do.

## ***New law:* AB 583 — Education Disclosure**

As listed in the January 2011 issue of this newsletter under Legislative Update, effective January 1, 2011, AB 583 (Hayashi) became law — Business and Professions Code section 680.5. The new law requires that a health care practitioner communicate to a patient his or her name, state-granted practitioner license type and highest level of academic degree by one or both of the following methods.

- **In writing at the patient's initial office visit, and/or**
- **In a prominent display in an area visible to patients in his or her office.**

A physician who is certified by an American Board of Medical Specialties member board, a board or association with requirements equivalent to a medical specialty board, or a board or association with an Accreditation Council for Graduate Medical Education approved postgraduate training program, must disclose the name of the board or association by either method bulleted above.

Health care practitioners disclosing this information are required to present it in at least 24 point-type in the following format:

- 1. Name and license**
- 2. Highest level of academic degree**
- 3. Board certification**

A physician who provides information regarding health care services on an Internet Web site that is directly controlled or administered by the physician or his or her office personnel, must prominently display on that Internet Web site the information required by this law.

The following is an example of how information required by the new law can be displayed.

**John Doe, M.D.  
Physician and Surgeon  
American Board of Pediatrics**

The following is an example of the new law combined with the Notice to Consumers law:

**NOTICE TO CONSUMERS  
Medical doctors are licensed and regulated  
by the Medical Board of California  
(800) 633-2322  
[www.mbc.ca.gov](http://www.mbc.ca.gov)**

**John Doe, M.D.  
Physician and Surgeon  
American Board of Pediatrics**

Click on the Board's Web site at:

**[http://mbc.ca.gov/licensee/notices\\_to\\_consumers.html](http://mbc.ca.gov/licensee/notices_to_consumers.html)**  
to view these examples online.

Lastly, you may also go to the California Medical Association's Web site at **<http://www.cmanet.org/>** for additional information on this new disclosure law.

This disclosure requirement does not apply to physicians who:

1. Provide professional medical services to enrollees of a health care service plan that exclusively contracts with a single medical group in a specific geographic area.
2. Work in a facility licensed under section 1250 of the Health and Safety Code (a facility to which persons are admitted for a 24-hour stay or longer) or in a clinical laboratory.
3. Work in a licensed clinical laboratory, hearing aid dispensary, respiratory care facility, veterinary medicine facility, marriage and family therapists practice, and clinical social worker practice.

Click on the Board's Web site at **[http://mbc.ca.gov/licensee/notices\\_to\\_consumers.html](http://mbc.ca.gov/licensee/notices_to_consumers.html)** to view these examples online.

**Thanks to all of you who applied for our medical consultant examinations.**

# Regulations pertaining to licensed midwives (LM) and post-cesarean birth

by Karen Ehrlich, L.M., C.P.M., M.A., Chair, Midwifery Advisory Council

Controversy and some regrettable incidents have arisen recently concerning the transfer into hospitals of women with a history of prior cesarean section (C-section). Through this article, I hope to improve the cooperation and understanding between LMs and hospital staff when home birth women are transferred during labor.

LMs have been authorized to practice in California since the Licensed Midwifery Practice Act (LMPA) became law in 1993. Regulations that were written and passed in 2005, and accepted by the Office of Administrative Law in 2006, require that any moderate risk woman who requests out-of-hospital (OOH) maternity care with an LM must be referred to a physician. If she declines medical referral, the LM must provide informed consent about all pertinent risk factors. When thorough informed consent is made and documented and the woman still chooses planned home birth, the LM may accept her into care.

If a woman who is seeking vaginal birth after cesarean (VBAC) arrives for LM care, the LM must provide comprehensive education. Only after thorough informed consent and signed documentation may LMs accept VBAC women into their care.

There are some mothers who will insist on OOH births because they refuse the mandatory repeat surgery that is protocol in many of California's hospitals. There is a real possibility that women who are denied the presence of a licensed professional during planned home birth will opt for an unattended birth. Research is clear that the presence of an experienced attendant at home births results in dramatically improved outcomes for both mothers and babies. Forbidding LMs from attending these women is a denial of care that can seriously increase danger surrounding childbirth. Thus by regulation, the informed consent must include:

1. The current statement by the American College of Obstetricians and Gynecologists (ACOG) regarding its recommendations for vaginal birth after C-section.
2. A description of the LM's level of clinical experience and history with VBACs and any advanced training or education in the clinical management of VBACs.

3. A list of educational materials provided to the client.
4. The client's agreement to: provide a copy of the dictated operative report regarding the prior C-section; permit increased monitoring; and, upon request of the midwife, transfer to a hospital at any time or if labor does not unfold in a normal manner.
5. A detailed description of the material risks and benefits of VBAC and elective repeat C-section.

This regulation was carefully developed by representatives of the Medical Board, ACOG, the LM community, and the public and it was considered to be in the best interest of California's families. It was approved by the full Medical Board.

Since the risk of catastrophic uterine rupture during VBAC is under 1 percent, this regulation was formulated to be a reasonable compromise that would best serve California's OOH families — to ensure that those mothers who refuse medical care, for trial of labor, will be attended by vigilant, skilled, professional midwives.



## Are health plans or medical groups denying treatments for your patients?

Get an Independent Medical Review through the Department of Managed Health Care.

Call (888) 466-2219 or visit [www.dmhca.gov](http://www.dmhca.gov)

**Media Contact:**

Len Rosenthal  
Office: (213) 694-1250 x4712  
Cell: (213) 503-5678  
Email: lrosenthal@lacare.org  
www.hitecla.org

## **L.A. County Providers Benefiting from HITEC-LA's EHR Assistance Program**

**L.A. County's Regional Extension Center (REC) is helping health care providers select, implement, and meaningfully use electronic health records (EHRs) for improved patient outcomes and public health.**

Less than a year after L.A. Care Health Plan announced HITEC-LA's formation, a significant number of eligible practices in Los Angeles County are utilizing its free and subsidized EHR services. As of mid-February 2011, over 1,000 of HITEC-LA's 1,500+ member providers are receiving assistance selecting an EHR vendor, implementing the system, and using the technology in a meaningful way.

"This positive response is very encouraging," says Mary Franz, Executive Director for HITEC-LA. "Our providers are facing an enormous time of change with new health care reforms. By welcoming valuable support and resources available through HITEC-LA, our county's providers will be able to achieve meaningful use with their EHRs, which ultimately benefits patients and improves overall public health."

HITEC-LA's goal is to help 3,000 providers become meaningful users of EHR technology by April 2014. HITEC-LA offers qualifying providers valuable services at no cost, such as: readiness assessments, infrastructure counseling, gap analysis, vendor selection support, project management, training, and other guidance.

One of the first physicians to actively benefit from HITEC-LA's expertise and services is Dr. Helen Rostalmoo. "It is good that we have someone well informed and knowledgeable to help us through implementation of EHR," says Joseph Dianchian, the practice's administrator.

As an independent and impartial organization, one of HITEC-LA's goals is to complement planned EHR implementation by educating providers on their options, as well as provide value-added benefits such as group discounts and a peer-to-peer network.

"As providers achieve meaningful use of EHRs, their clinical capabilities increase," says Franz. "This evolution in health care will lead to improving the quality of care and lowering costs for us all, and further enable patients to take a more active role in achieving better health."

To enroll for free or learn more, call (888) 524-4832, or e-mail [hitec-la@lacare.org](mailto:hitec-la@lacare.org), or visit [www.hitecla.org](http://www.hitecla.org).

### **The Medical Board continues to go green**

This newsletter is being sent via email to all physicians who have provided an email address on the Board's physician survey or application form. If you receive this by mail, consider contacting us to update your email address so we may contact you immediately with updates about the Board and your profession. This assists the Board in keeping costs down and the environment healthy by reducing the use of paper.

***See page 10 for information on joining our Subscriber's List.***

# Physician responsibilities in the supervision of and delegation to Certified Registered Nurse Anesthetists

In the January 2011 issue of this newsletter, the Board published a timely article about physician responsibilities in the supervision of and delegation to allied health professionals. For the most part, feedback from our readers has been positive and appreciative of the much-needed clarifications. We have, however, received several calls requesting the subsequent inclusion of certified registered nurse anesthetists. The following provides a generalized overview of a physician's supervision responsibilities for:

## Certified Registered Nurse Anesthetists (CRNA)

- CRNAs provide anesthesia and anesthesia-related care **upon request, assignment, or referral by the patient's physician or other health care provider** authorized by law, most often to facilitate diagnostic, therapeutic, and surgical procedures.
  - The scope of practice of the CRNA addresses the responsibilities associated with anesthesia practice and is **performed in collaboration with other qualified health care providers**.
  - The Nursing Practice Act authorizes the CRNA to provide anesthesia services **ordered by a physician, dentist, or doctor of podiatric medicine**, in accordance with community practice and policies of the organized health care system in which the service is provided. Anesthesia services include regional or local anesthesia by injection as well as general anesthesia.
  - The utilization of a nurse anesthetist to provide anesthesia services in an acute care facility must be approved by the acute care facility administration and the appropriate committee, and **at the discretion of the physician, dentist or podiatrist**.
- The scope of practice of CRNAs includes, but is not limited to, the following:**
- Performing and documenting a pre-anesthetic assessment and evaluation of the patient, including requesting consultations and diagnostic studies; selecting, obtaining, ordering, and administering pre-anesthetic medications and fluids; and obtaining informed consent for anesthesia.
  - Developing and implementing an anesthetic plan.
  - Initiating the anesthetic technique which may include: general, regional, local, and sedation.
  - Selecting, applying, and inserting appropriate non-invasive and invasive monitoring modalities for continuous evaluation of the patient's physical status.
  - Selecting, obtaining, and administering the anesthetics, adjuvant and accessory drugs, and fluids necessary to manage the anesthetic.
  - Managing a patient's airway and pulmonary status using current practice modalities.
  - Facilitating emergence and recovery from anesthesia by selecting, obtaining, ordering and administering medications, fluids, and ventilator support.
  - Discharging the patient from a post-anesthesia care area and providing post-anesthesia follow-up evaluation and care.
  - Implementing acute and chronic pain management modalities.
  - Responding to emergency situations by providing airway management, administration of emergency fluids and drugs, and using basic or advanced cardiac life support techniques.
  - Except as provided in B&P Code section 2725 and 2833.5, the practice of nurse anesthetist does not confer authority to practice medicine or surgery.

**Note:** The Medical Board will use the email address you have provided to send important update blasts. If you have questions regarding information you receive, please contact the Board's Webmaster at:

*[www.mbc.ca.gov](http://www.mbc.ca.gov)*



# FDA News

## Safe Use Initiative

The goal of FDA's Safe Use Initiative is to create and facilitate collaborations among groups vested in the safe use of medications with the intention of identifying specific, preventable medication risks; and developing, implementing, and evaluating cross-sector interventions to reduce the preventable harm from these risks.

### Fact

Improper medication use increases the risk of harm from medication, often resulting in hundreds of thousands of injuries or deaths each year. Many of these injuries and adverse events could have been prevented with currently available knowledge.

### Fact

All medications have inherent risks and when a person decides to use medication, he or she is agreeing to take certain risks. Some of the risks are unavoidable, while others can be avoided and managed. The Safe Use Initiative targets medication risks that can be managed, reducing the incidence of preventable harm.

### Fact

Reducing harm from manageable medication risks requires a collaborative process from all parties involved in the medication manufacturing, distribution, and use system, as the potential for preventable errors can be increased along any point of this complex system. FDA is in a unique position to facilitate the collaborative process, given this Agency's intersection with industry, the healthcare system, and other government agencies directly involved with public health.

FDA has already launched several medication risk reduction projects. The following is a sampling of drugs, drug classes or therapeutic areas that could benefit from stakeholder collaboration:

- Long-acting beta agonists (LABA)
- Pain management in older adults
- Extended release/Long-acting (ER/LA) opioids
- Acetaminophen toxicity
- Alcohol-based surgical preps and operating room fires
- Medications in vials

- Unintentional medication overdoses in children
- Medication Adherence
- Health literacy

To provide input or for additional information, go to [www.fda.gov/safeuseinitiative](http://www.fda.gov/safeuseinitiative).

## Is your home address posted on the Board's Web site?

The Board continues to hear from physicians that are not aware their address of record, which may be a home address, is posted on their online physician profile on the Board's Web site. We have long informed physicians of this, both in our license applications and renewal forms, and quarterly in the Board's newsletter. **We continue to caution physicians about listing their home address as an address of record.** We encourage you to routinely visit your profile at [www.mbc.ca.gov](http://www.mbc.ca.gov), click on the Licensees tab and "Check My Profile," to insure that your address (and all other information provided) is correct, and it is the address you want the public to see. Please note that clicking on the address listed on your profile brings up a Google map of your address of record.

The mandatory physician survey that is now completed by physicians at the time of initial licensure, and with each renewal, provides the data we use to update your online physician profile.

If you want to change your address of record or need to update your survey, or if you have relocated and need to change your address, the change of address form is available on the Board's Web site at [www.mbc.ca.gov/forms/07a-08.pdf](http://www.mbc.ca.gov/forms/07a-08.pdf). The Board must be notified in writing within 30 days of the change. Please fax to (916) 263-2944, or mail to:

**Medical Board of California  
Licensing Program  
2005 Evergreen Street, Suite 1200  
Sacramento, CA 95815**

# You May Have State Nonresident Withholding Responsibilities

If you pay California source income to nonresidents of California, the Franchise Tax Board (FTB) wants to make you aware that unless certain exceptions apply, you must withhold and send to FTB 7 percent of all payments that exceed \$1,500 in a calendar year. (Revenue and Taxation Code Section 18662)

## What is considered California source income?

For your purposes, California source income may include, but is not limited to:

- Payments to consultants, trainers, and contracted traveling nurses.
- Other non-wage payments made to those who service the medical industry.

## Is nonresident withholding a new tax?

No. Nonresident withholding is a prepayment of tax similar to payroll tax withholding on California residents' wages. While laws governing nonresident withholding are not new (see Stats. 1951 ch. 257), FTB's goal is to better educate withholding agents, in this case, medical providers and their affiliates, on their responsibilities.

## Need withholding procedures, information, or forms from FTB?

- Visit our web site at [ftb.ca.gov](http://ftb.ca.gov) and search for **withholding**.
- Review FTB Publication 1017, *Resident and Nonresident Withholding Guidelines*.
- Call us at 888.792.4900 or 916.845.4900.
- Email us at [wscs.gen@ftb.ca.gov](mailto:wscs.gen@ftb.ca.gov). Type Nonresident Withholding in the subject line. This is not a secure email address. Please do not send confidential information.

## Subscribe to free, online webinars!

To get nonresident withholding information via free, online webinars:

- Search for **subscription services** at [ftb.ca.gov](http://ftb.ca.gov).
- On the subscription services page, select the Tax News, Backup Withholding and Nonresident options. You will automatically receive email updates on these topics, including upcoming webinar invitation links.

## Medical Board's Subscribers' List

Are you interested in the Medical Board's latest actions?

If yes, please join the Medical Board of California's Subscribers' List to obtain e-mail updates of the MBC Newsletter; meeting agendas, notices, and minutes; regulations; license suspensions, restrictions, accusations, revocations, and surrenders for physicians.

If you wish to subscribe to this list, please go to [www.mbc.ca.gov/subscribers.html](http://www.mbc.ca.gov/subscribers.html) and follow the instructions for subscribing.

## Update your e-mail address online

Please keep the Board informed of your current e-mail address so we may contact you immediately with updates about the Board and your profession. Go to [www2.mbc.ca.gov/UpdateMyEmail/](http://www2.mbc.ca.gov/UpdateMyEmail/) to complete this easy process — it only takes one minute! We appreciate your time. Thank you!



The Advisory Committee on Physician Responsibility in the Supervision of Affiliated Health Care Professionals held its first meeting on January 28, 2010. The Committee was established to examine physician supervision and availability for affiliated healing arts staff pursuant to a request made by Senator Negrete McLeod. The Committee is first studying the current environment, including real world practice, as well as current laws and regulations, and looking for solutions to enhance patient protection. This picture was taken at the Board's January 2011 meeting and the members are (Left to right, front row: Mary Moran, M.D., Suzanne Kilmer, M.D., and Beth Grivett, P.A; back row: Paul Phinney, M.D., Janet Salomonson, M.D., Harrison Robbins, M.D., Jack Bruner, and Gerrie Schipske, R.N.P, J.D.)



Dr. Ricardo León-Bórquez, representing the Universidad Autónoma de Guadalajara (UAG), and Dr. Sergio A. Aguilar-Gaxiola, Director of the Center for Reducing Health Disparities at the UC Davis (UCD) School of Medicine, made a presentation to the Board in January, 2011. UAG is hoping to implement a "pre-internship" program by sending several of their medical students to UCD for a year. Graduates of this program will be considered a traditional IMG but have benefit of work experience in US hospitals when applying for postgraduate training in the United States.

# Administrative actions: November 1, 2010-January 31, 2011

## Physicians and surgeons

### AHMED, A. RAZZAQUE, M.D. (A30485) Brookline, MA

Stipulated Decision. Disciplined by Massachusetts for conviction of obstruction of criminal investigations of health care offenses by falsifying medical records and producing those falsified records in response to a subpoena pursuant to a federal health care fraud investigation.

Physician must complete an ethics course. Public Reprimand. November 24, 2010

### ALAVEKIOS, DAMON ANDREW, M.D. (A115287) Aliso Viejo, CA

Stipulated Decision. Failed to disclose a conviction for driving under the influence of alcohol and/or drugs on his application for licensure. Placed on 35 months probation with terms and conditions including, but not limited to, providing 120 hours free non-medical community services and complete an educational course in ethics. Probationary license issued January 5, 2011.

### ASLAN, MUZAFFER (A18999) Los Angeles, CA

Committed dishonesty by knowingly making or signing documents that he had complied with terms and conditions of his Board-ordered probation when, in fact, he had not. Revoked. December 2, 2010

### BALOUSEK, PETER ANDREW, M.D. (G74165) Renton, WA

Stipulated Decision. Disciplined by Washington for failing to perform surgery early on a patient who presented to emergency with a severe headache and whose CT scan results showed an acute and subacute right-sided subdural hematoma. Physician must complete an educational course in the area of clinical evaluation and treatment of subdural hematomas and in the general treatment of head trauma cases. Public Reprimand. November 29, 2010

### BEHNIWAL, MANDEEP J.B.S., M.D. (A79753) Granite Bay, CA

Stipulated Decision. Convicted of assault. Revoked, stayed, placed on 7 years probation with terms and conditions including, but not limited to, completing a clinical training program prior to resuming the practice of medicine, completing an ethics course and a professional boundaries program, obtaining a practice monitor and is prohibited from treating female patients. December 30, 2010

### CASTELLANOS, ALEXANDER F., M.D. (G37303) Templeton, CA

Stipulated Decision. No admissions but charged with gross negligence, repeated negligent acts, incompetence, failure to maintain adequate and accurate medical records and unprofessional conduct in the treatment of a patient

## Explanation of disciplinary language and actions

**“Effective date of decision”**— Example: “December 7, 2010” at the bottom of the summary means the date the disciplinary decision goes into operation.

**“Gross negligence”**— An extreme deviation from the standard of practice.

**“Incompetence”**— Lack of knowledge or skills in discharging professional obligations.

**“Judicial review pending”**— The disciplinary decision is being challenged through the court system, i.e., Superior Court, Court of Appeal, or State Supreme Court. The discipline is currently in effect.

**“Probationary License”**— A conditional license issued to an applicant on

probationary terms and conditions. This is done when good cause exists for denial of the license application.

**“Public Letter of Reprimand”**— A lesser form of discipline that can be negotiated for minor violations, usually before the filing of formal charges (Accusations). The licensee is disciplined in the form of a public letter.

**“Revoked”**— The license is canceled, voided, annulled, rescinded. The right to practice is ended.

**“Revoked, stayed, five years probation on terms and conditions, including 60 days suspension”**—

“Stayed” means the revocation is postponed. Professional practice may continue so long

as the licensee complies with specified probationary terms and conditions, which, in this example, includes 60 days of actual suspension from practice. Violation of probation may result in the revocation that was postponed.

**“Stipulated Decision”**— A form of plea bargaining. The case is formally negotiated and settled prior to trial.

**“Surrender”**— To resolve a disciplinary action, the licensee has given up his or her license — subject to acceptance by the Board.

**“Suspension from practice”**— The licensee is prohibited from practicing for a specific period of time.



by misdiagnosing her with cervical cancer, and performing a negligent laser treatment resulting in on and off bleeding for months which the physician failed to timely address. Revoked, stayed, placed on 3 years probation with terms and conditions including, but not limited to, completing an educational course and a medical record keeping course. December 9, 2010

**CHULMAN, MICHAEL ANGEL, M.D. (A24627)  
Monrovia, CA**

Stipulated Decision. No admissions but charged with misdemeanor conviction of presenting false claims. Revoked, stayed, placed on 35 months probation with terms and conditions including, but not limited to, completing an ethics course and obtaining a billing monitor. December 23, 2010

**COHEN, WENDY ELLEN (G22145)  
Englewood, NJ**

Committed acts of unprofessional conduct by failing to successfully pass an ethics course as required by the Board in a prior order. Revoked. November 8, 2010

**COOPER, MARK WARREN, M.D. (G50050)  
Wynnewood, PA**

Stipulated Decision. Disciplined by Pennsylvania based on writing a fraudulent prescription for and registering his daughter under his wife's name, for the purpose of obtaining medical treatment for his daughter who did not have her insurance card in her possession. Physician must complete an ethics course. Public Reprimand.

January 19, 2011

**COTTER, MURRAY ADRIAN (A104850)  
San Francisco, CA**

Stipulated Decision. No admissions but charged with prescribing excessive medications without appropriate prior examination and medical indication, and failure to maintain adequate and accurate medical records in the care and treatment of one patient. Surrender of license. December 27, 2010

**CRUZ, EMILIO LOUIS (G39954) Burbank, CA**  
Default Decision. Convicted of felony terrorizing. Revoked. December 16, 2010

**DUREZA, CATALINO DOMINIC, M.D. (A66607)  
La Quinta, CA**

Stipulated Decision. No admissions but charged with gross negligence, repeated negligent acts and failure to maintain adequate and accurate medical records in the care and

treatment of a patient by performing a discectomy with inter-body fusion at the wrong disc level and generating an incomplete and inadequate operative report of the procedure. Revoked, stayed, placed on 2 years probation with terms and conditions including, but not limited to, completing a medical record keeping course, an ethics course and a clinical training Wrong-Site Surgery Course. December 10, 2010

**FAITHORN, ELEANOR PERRY (G47495)  
New York, NY**

Stipulated Decision. Disciplined by New York for professional misconduct. Surrender of license.

January 27, 2011

**FREESEMANN, JEFFREY MARK, M.D.  
(G83122) Bakersfield, CA**

Convicted of 5 felony counts of carrying a loaded weapon and transporting controlled substances. Revoked, stayed, placed on 7 years probation with terms and conditions including, but not limited to, must be recertified in Internal Medicine or complete a clinical training program prior to resuming the practice of medicine, abstain from the use of controlled substances, and submit to biological fluid testing and complete an ethics course.

November 19, 2010

**FRIESEN, JILL RENE, M.D. (A68025)  
Redding, CA**

Stipulated Decision. Convicted of misdemeanor driving under the influence and committed unprofessional conduct by failing to disclose the conviction on her license renewal. Public Letter of Reprimand. December 30, 2010

**GARCIA, JERRY STEVEN, M.D. (G86442)  
Anaheim, CA**

Stipulated Decision. Committed gross negligence, repeated negligent acts and incompetence in the care and treatment of a patient by failing to directly see and attend to a critically ill patient, and instead, attempting to telephonically manage the patient's care. Revoked, stayed, placed on 7 years probation with terms and conditions including, but not limited to, must complete a clinical training program prior to resuming the practice of medicine, complete a medical record keeping course, an ethics course, an educational course, and obtain a practice/billing monitor(s). January 3, 2011

**GIBSON, GLEN RANDALL (A81769)**  
**Sierra Madre, CA**

Stipulated Decision. Disciplined by Maryland for accessing a patient's hospital medical records twice violating both hospital confidentiality policy and the requirements of federal law under the Health Insurance Portability and Accountability Act of 1996 (HIPAA). Surrender of license. January 27, 2011

**GLASER, DAVID NEAL, M.D. (G40041)**  
**Encino, CA**

Stipulated Decision. Failed to maintain adequate and accurate medical records in the care and treatment of a patient with a sleep disorder and with whom he had a romantic and sexual relationship. Revoked, stayed, placed on 2 years probation with terms and conditions including, but not limited to, completing a prescribing practices course, a medical record keeping course and an ethics course, and enrolling in a professional boundaries program. November 17, 2010

**HAMILTON, HAROLD BRUCE, M.D. (A53187)**  
**Waco, TX**

Stipulated Decision. Disciplined by Texas due to a misleading and unclear consent form of the procedure to be performed on a patient, and failing to timely dictate the operative notes following the surgery. Public Letter of Reprimand. January 21, 2011

**HEPNER, GERSHON WALTER (A30885)**  
**Los Angeles, CA**

Stipulated Decision. Convicted of felony conspiracy to commit health care fraud and felony Medicare fraud. Surrender of license. December 27, 2010

**HO, STEVE SONG-SHAN (A29858)**  
**Rowland Heights, CA**

Default Decision. Disciplined by New York for demonstrating serious deficiencies in surgical technique, case management, and lack of attention to possible surgical complications related to the care and treatment of 7 patients and engaging in fraudulent activities in his dealings with investigators of the New York Board. Revoked. December 30, 2010

**HOFFMAN, PAUL GEORGE (G52763)**  
**Medford, OR**

Default Decision. Disciplined by Oregon for his performance of colonoscopies. Revoked. January 28, 2011

**HOPPER, JENNIFER LOUISE, M.D. (A72295)**  
**Roseville, CA**

Stipulated Decision. No admissions but charged with repeated negligent acts and failure to maintain adequate and accurate medical records in the care and treatment of 2 patients' addiction to Oxycontin by transitioning the intranasal use to the oral use of Oxycontin. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing an educational course, a prescribing practices course and a medical record keeping course. December 16, 2010

**IMAM, NAIYER, M.D. (G87434) Roanoke, VA**

Disciplined by North Carolina for misinterpretation of a CT scan and failing to appropriately diagnose the extent of a patient's thoracic condition. Public Reprimand. December 1, 2010

**ISLAS, ROBERT LEE, M.D. (G37141)**  
**Fountain Valley, CA**

Stipulated Decision. No admissions but charged with gross negligence and repeated negligent acts in his care and treatment of a 15-month-old patient with demonstrated abnormal development landmark. Physician must complete the Physician Assessment and Clinical Education Program. Public Reprimand. December 2, 2010

**JOHNSON, NORMAN ERIC, M.D. (C37654)**  
**Big Bear City, CA**

Stipulated Decision. Convicted of felony counts of failing

**Check your physician profile  
on the Medical Board's  
Web site**

*[www.mbc.ca.gov](http://www.mbc.ca.gov)*

Click on "Licensees" tab and "Check My Profile."

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Medical Board of California  
Licensing Program  
2005 Evergreen Street, Suite 1200  
Sacramento, CA 95815

to file an income tax return for 3 separate years. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing an ethics course. January 3, 2011

**KARMALI, HASNI, M.D. (A97692)  
Beverly Hills, CA**

Stipulated Decision. Committed acts of unprofessional conduct when he used controlled substances while employed as a physician during working hours at his place of employment. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, abstaining from the use of controlled substances and alcohol and submitting to biological fluid testing, and obtaining a practice monitor.  
December 3, 2010

**KNIGHT, MARK ANTHONY (A78828)  
Orange, CA**

Stipulated Decision. No admissions but charged with sexual misconduct, gross negligence, dishonesty and failure to maintain adequate and accurate medical records in his care and treatment of 2 patients. Surrender of license. December 15, 2010

**KURDY, YOUSEF (A36827) San Diego, CA**

Stipulated Decision. No admissions but charged with gross negligence, repeated negligent acts and incompetence in his care and treatment of 3 patients, failure to maintain adequate and accurate medical records by using computerized template progress notes, completing his charts for all his patients at the end of the day from memory, and failure to comply with Board-ordered probation. Surrender of license. November 15, 2010

**LEE, RICHARD KENNETH, M.D. (G50154)  
Fremont, CA**

Stipulated Decision. No admissions but charged with repeated negligent acts and failure to maintain adequate and accurate medical records in the care and treatment of a patient by failing to order a repeat endoscopy within the period recommended by the consulting gastroenterologist of a patient with Barrett's esophagus, and failing to discuss with the patient the need for a repeat endoscopy. Revoked, stayed, placed on 3 years probation with terms and conditions including, but not limited to, completing a physician-patient communication course, a prescribing practices course, a medical record keeping course and a clinical training program. January 5, 2011

**LUNA, EMILIO (AFE63541) Sun City, AZ**  
Default Decision. Disciplined by Arizona for being arrested and charged with distributing child pornography in interstate commerce. Revoked. January 19, 2011

**MAISSIAN, ABRAHAM, M.D. (A52772)  
Glendale, CA**

Stipulated Decision. No admissions but charged with repeated negligent acts, creating false documents and failure to maintain adequate and accurate medical records in the care and treatment of a patient by failing to document physical examinations prior to prescribing medications and failing to refer the patient to a specialist. Revoked, stayed, placed on 2 years probation with terms and conditions including, but not limited to, completing an educational course, a medical record keeping course, an ethics course and obtaining a practice monitor.  
December 3, 2010

**MAUER, PATRICK ALLISON, M.D. (G29013)  
Los Angeles, CA**

Stipulated Decision. Prescribed opiates and sedatives to an addict without a recent adequate, complete and appropriate diagnostic evaluation. Physician must complete a prescribing practices course. Public Letter of Reprimand. December 10, 2010

**Mc CLANE, GEORGE EDDINGTON, M.D.  
(G68757) San Diego, CA**

Stipulated Decision. No admissions but charged with unprofessional conduct and failure to maintain adequate and accurate medical records in the care and treatment of an elderly patient by maintaining a close personal relationship with a patient without setting limits on the personal relationship, allowing himself to be named a beneficiary of a significant gift in the patient's trust and being named as the patient's agent for the patient durable power of attorney for health care while providing primary care for the patient. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing an educational course, a medical record keeping course, an ethics course and a professional boundaries program. January 7, 2011

**MESBAHI, KATHY AZAR (C51622)  
Rockville, MD**

Stipulated Decision. Disciplined by Maryland for permitting unlicensed individuals to assess and provide laser hair removal treatment to patients when she was not in the office. Surrender of license. November 30, 2010

**MOCKOVAK, MICHAEL EMERIC (G84544)**

**Renton, WA**

Default Decision. Disciplined by Washington based on Oregon discipline for convictions of 2 felony counts of solicitation to commit 1st degree murder. Revoked.

November 10, 2010

**NGUYEN, STEPHEN HUNG, M.D. (A72564)**

**Sun City, CA**

Stipulated Decision. Committed gross negligence, incompetence and failed to maintain adequate and accurate medical records during the course of treatment of a patient in whom he failed to diagnose pneumonia. Public Letter of Reprimand. November 15, 2010

**OMALLEY, DAVID GERARD (G55924)**

**Brighton, MA**

Default Decision. Physician has a condition affecting his ability to practice medicine safely. Revoked.

January 19, 2011

**PAYNE, BROWNELL HILLIARD, M.D. (A26350)**

**Culver City, CA**

Stipulated Decision. Failed to comply with Board-ordered probation conditions. Probation order of 2009 is increased from 5 years to 6 years including terms and conditions of the original order. December 3, 2010

**PEARSALL, ELDRIDGE HARVEY, M.D.**

**(C35490) Fresno, CA**

Stipulated Decision. Provided false statements in documents and failed to maintain adequate and accurate medical records by preparing a backdated admission history and physical notes in regard to the labor and delivery of a patient without mentioning that he was not present for the delivery. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing a medical record keeping course, an ethics course and a clinical training program, and obtaining a practice monitor. November 10, 2010

**PENNER, MONTE WINSTON, M.D. (G71997)**

**Pilot Hill, CA**

Stipulated Decision. No admissions but charged with having a mental condition affecting his ability to practice medicine safely by failing to conduct himself in a professional manner with colleagues, coworkers and fellow health care professionals by displaying hostile, discourteous and inappropriate behavior in the workplace. Physician must enroll in an anger management program. Public Reprimand. November 1, 2010

**POMEROY, JIM TALISMAN, IV (G41434)**

**Soquel, CA**

Default Decision. Physician has a condition affecting his ability to practice medicine safely. Revoked.

January 19, 2011

**REITMAN, STEPHEN LEE, M.D. (G25924)**

**San Diego, CA**

Stipulated Decision. Committed drug violations and unprofessional conduct by ordering and purchasing excessive amounts of Butalbital Apap with codeine for his own use. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, maintaining a record of all controlled substances ordered, prescribed, dispensed, administered, possessed and any recommendation or approval for marijuana, abstaining from controlled substance and alcohol use and submitting to biological fluid testing, completing a prescribing practices course and an ethics course. January 19, 2011

**RIFFEL, SERGIO ROBERTO, M.D. (A41494)**

**Browns Valley, CA**

Stipulated Decision. Failed to successfully pass a Board-ordered Physician Assessment and Clinical Education Program. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing a clinical training program prior to resuming the practice of medicine, obtaining a practice monitor and completing an educational course. November 18, 2010

**RUBEN, DAVID ALAN, M.D. (G44789)**

**Tucson, AZ**

Stipulated Decision. Disciplined by Arizona for engaging in unprofessional conduct in his care and treatment of a patient by prescribing high doses of pain medicine without proper medical indication and after learning the patient was abusing drugs he failed to properly monitor the patient. Physician completed a prescribing practices course. Public Reprimand. January 31, 2011

**SAROSY, CHARLES JOHN, M.D. (G64236)**

**La Mesa, CA**

Stipulated Decision. Failed to maintain adequate and accurate medical records relating to prescribing controlled substances and the 6 surgical procedures performed on a patient over a period of 15 months. Physician must complete a medical record keeping course. Public Letter of Reprimand. December 31, 2010



**SHAH, DARSHAN RAVINDRA, M.D. (A61733)  
Bakersfield, CA**

Stipulated Decision. No admissions but charged with sexual misconduct, gross negligence, repeated negligent acts, incompetence and unprofessional conduct for engaging in a sexual relationship with a patient. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing a professional boundaries program and an ethics course and obtaining a third-party chaperone while consulting, examining or treating female patients. December 9, 2010

**SHOOK, MICHAEL R. (C54017)  
Boca Raton, FL**

Default Decision. Disciplined by Florida for prescribing controlled substances in excessive amounts and in an inappropriate manner without adequate medical records to justify the prescriptions while treating 3 chronic pain patients. Revoked. January 28, 2011

**SINGH, SURENDER (A46345) Pembroke, MA**

Stipulated Decision. Disciplined by Massachusetts for gross negligence, incompetence and inadequate medical records concerning the care and treatment of 4 patients. Surrender of license. December 16, 2010

**STREITFELD, HANK, M.D. (G21102)  
Berkeley, CA**

Stipulated Decision. Committed gross negligence by failing to admit a patient to a Level 3 hospital for

evaluation and continuous monitoring when the patient presented at 38 weeks gestation with possible preeclampsia and her cervix was dilated to 2 cm. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing an educational course, a medical record keeping course, a professionalism course and a clinical training program and obtaining a practice monitor. November 19, 2010

**SUSMAN, SHELLEY BREENE, M.D. (C41775)  
Los Angeles, CA**

Stipulated Decision. Violated drug statutes by obtaining an intrauterine device from a Canadian web site, not approved by the Food and Drug Administration, and inserting it in a patient. Revoked, stayed, placed on 1 year probation with terms and conditions including, but not limited to, completing a prescribing practices course and obtaining a practice monitor or participating in a professional enhancement program. January 12, 2011

**TERESI, LOUIS MATTHEW, M.D. (G56719)  
Irvine, CA**

Stipulated Decision. Physician has a condition affecting his ability to practice medicine safely. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, abstaining from the use of controlled substances and alcohol and submitting to biological fluid testing, and obtaining a practice monitor. December 22, 2010

***REMINDER: Have you been selected to participate in a CME audit?***

Section 1336 of the California Code of Regulations (CCR) requires a licensee to complete not less than 50 hours of approved Continuing Medical Education (CME) during each two-year period immediately preceding the expiration date of the license.

Physicians selected for the random audit are notified by mail and are required to submit documents certifying their compliance with the CME requirement. Acceptable documents include letters or certificates of attendance that show: participant name, completion of CME course, name of provider, course name and date, and number of approved CME hours. If necessary, you may need to contact your CME provider to obtain documents verifying your participation. The Board requests photocopies — not originals.

If you are selected for the audit, failure to provide the requested information by your next renewal period will result in your ineligibility for renewal of your license until such time as the completion of the deficient hours of CME is documented to the Board.

For additional information regarding CME, please visit the Board's Web site at the following address: [www.mbc.ca.gov/license/continuing\\_education.html](http://www.mbc.ca.gov/license/continuing_education.html), or call toll free at 1-800-633-2322.

**TOOMA, TOM S., M.D. (G42262) Newport Beach, CA**

Stipulated Decision. Failed to maintain adequate and accurate medical records by failing to document a preoperative examination and develop a surgical plan before meeting with a patient. Public Letter of Reprimand. January 31, 2011

**UNGER, JAMES LEE, M.D. (G31891) Las Vegas, NV**

Stipulated Decision. Disciplined by Nevada for failing to use reasonable care, skill or knowledge ordinarily used in the same or similar circumstances when he failed and omitted to correlate the name on the pathology slide with the name of the patient to which the diagnosis was assigned as indicated by the paperwork. Public Letter of Reprimand. January 19, 2011

**VAN HOOZEN, CHI MEI, M.D. (G71048) Rocklin, CA**

Stipulated Decision. No admissions but charged with gross negligence, repeated negligent acts, incompetence and unprofessional conduct in the care and treatment of a patient for failing to properly diagnose and treat a patient who was at risk for deep vein thrombosis and pulmonary embolism. Public Reprimand. December 17, 2010

**VEDERMAN, WILLIAM HERBERT, M.D. (G19049) Oakland, CA**

Committed gross negligence, repeated negligent acts, violated drug statutes by failing to: label dispensed drugs, store drugs in a secure area, offer to give prescription, furnishing drugs without a proper label and, aiding and abetting the unlicensed practice of medicine all while managing a weight loss clinic. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing an educational course, a prescribing practices course and a medical record keeping course and obtaining a practice monitor. January 14, 2011

**WATERS, CELESTE BIANCHA, M.D. (A54523) San Luis Obispo, CA**

Stipulated Decision. Physician signed false documents representing that a patient attended Medication Management Group meetings when in fact she had cancelled the meetings. Physician must complete an ethics course and a medical record keeping course. Public Letter of Reprimand. January 21, 2011

**WEBB, DAVID, M.D. (C50637) Somerset, CA**

Stipulated Decision. Failed to comply with Board-ordered

probation by using alcohol and marijuana and committed dishonest acts by using a Wizzinator device to replace his biological fluids for testing. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, abstaining from controlled substance and alcohol use and submitting to biological fluid testing, and obtaining a practice monitor. December 17, 2010

**WOLFENDEN, WILLIAM J. JR., M.D. (A21279) San Francisco, CA**

Stipulated Decision. No admissions but charged with aiding and abetting the corporate unlicensed practice of medicine by acting as the supervising physician and the medical director for Pure Med Spas, which were spas owned by a Canadian corporation. Physician must complete a prescribing practices course and an ethics course and cooperate with the Board in an ongoing investigation. Public Reprimand. December 10, 2010

**WONG, JON, M.D. (A23011) Beverly Hills, CA**

Stipulated Decision. Committed gross negligence, excessive prescribing and incompetence while during the course of treatment of a patient it was found his initial prescription of Clozaril exceeded the recommended dosage combined with the failure to perform a good faith examination prior to prescribing the medication. Physician must complete a prescribing practices course. Public Letter of Reprimand. November 10, 2010

**YACOBIAN, SONIA H. (A52602) Glendale, CA**

Convicted of acting as an accessory after the fact by knowingly assisting an individual to evade apprehension and conviction for that individual's fraudulent acts against a health care benefit program. Revoked. November 22, 2010

**YIN, ALLAN J.T., M.D. (G13309) Costa Mesa, CA**

Stipulated Decision. Committed gross negligence, repeated negligent acts and incompetence in his care and treatment of 3 patients by failing to conduct appropriate tests and/or timely refer patients to the emergency room. Revoked, stayed, placed on 35 months probation with terms and conditions including, but not limited to, completing an educational course. December 10, 2010

**YUKL, RICHARD LESTER, M.D. (G87341) Loma Linda, CA**

Disciplined by Iowa for failing to conform to the minimal

standard of acceptable practice of medicine in his care and treatment of 3 patients. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing a clinical training program prior to resuming the practice of medicine and obtaining a practice monitor. December 3, 2010

## Physician assistants

### **AHMED, PAMELA ANN, P.A. (PA21410)**

#### **San Pedro, CA**

Stipulated Decision. Failed to disclose a conviction on his application for physician assistant license. Placed on 2 years probation with terms and conditions. Probationary license issued January 4, 2011

### **BURNS, MICHELE IRENE, P.A. (PA16023)**

#### **Santa Ana, CA**

Stipulated Decision. Misdemeanor conviction for violating drug statute codes by using a patient's credit card to purchase self-prescribed Norco and Oxycontin and by writing fraudulent prescriptions. Revoked, stayed, placed on 5 years probation with terms and conditions. December 3, 2010

### **CAMACHO PEREZ-ARCE, HECTOR G., P.A. (PA19017) Carlsbad, CA**

Disciplined by Oregon for failing to comply with an Oregon statute by providing substandard treatment to 10 patients. Revoked, stayed, placed on 3 years probation. December 20, 2010

### **McQUEEN, SCOTT CLARK, P.A. (PA13655)**

#### **Capistrano Beach, CA**

Stipulated Decision. Physician assistant has a condition affecting his ability to practice medicine safely. Revoked, stayed, placed on 5 years probation with terms and conditions. December 3, 2010

### **MELLO, JEFFREY ALAN (PA16836)**

#### **Sacramento, CA**

Stipulated Decision. Charged with violating drug statutes by self-administering cocaine on 3 occasions without a prescription, unprofessional conduct for being convicted of driving under the influence of alcohol and arrested for disorderly conduct by appearing to be intoxicated in public. Surrender of license. November 24, 2010

### **NTIA, UDOFOT PHILIP (PA15934)**

#### **Moreno Valley, CA**

Stipulated Decision. No admissions but charged with engaging in a sexual act with three patients during examinations for weight reduction and falsely representing himself as a licensed physician. Surrender of license. December 30, 2010

### **PAYNE, KEITH TYLER (PA14225)**

#### **Fallbrook, CA**

Stipulated Decision. Voluntarily surrendered his license due to retirement, health reasons or otherwise being unable to satisfy the terms and conditions of probation. Surrender of license. November 22, 2010

## Podiatrists

### **MOY, RICHARD RAYMOND, D.P.M. (E3833)**

#### **Lake Forest, CA**

Committed repeated negligent acts and failed to maintain adequate and accurate medical records in the care and treatment of a patient while performing a left bunion surgery. Revoked, stayed, placed on 5 years probation with terms and conditions including, but not limited to, completing an ethics course, obtaining a practice/billing monitor(s) and prohibited from treating female patients under 35 years of age until 9/1/2012, and then must have a third party chaperone while examining patients 35 years of age to the end of probation. December 30, 2010

## Registered Dispensing Optician Program

### **JULIAN, CARLOS M. (CL624)**

#### **THE OPTICAL STORE (D3446)**

#### **Chula Vista, CA**

Default Decision. Dispensed contact lenses without a proper and valid prescription, fitted lenses without proper supervision and failed to display a registered dispensing optician certificate in a conspicuous place. Revoked. January 7, 2011

### **SORIA, ERASMO (SL4599)**

#### **Escondido, CA**

Default Decision. Failed to pay an administrative fine imposed by a Citation Order for failing to obtain a certificate of registration for "The Eye Glass Co." Revoked. January 7, 2011

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Business and Professions Code section 2021(b) and (c) require physicians to inform the Medical Board in writing of any name or address change.

See: [www.mbc.ca.gov/license/address\\_record.html](http://www.mbc.ca.gov/license/address_record.html)



## Medical Board of California Meetings—2011

May 5-6, 2011: Los Angeles  
July 28-29, 2011: Sacramento  
October 27-28, 2011: San Diego

*All meetings are open to the public.*

### Medical Board of California

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|---------------------------------|----------------|
| Complaints                      | (800) 633-2322 |
| Midwives                        | (916) 263-2393 |
| Physician Assistants            | (916) 561-8780 |
| Registered Dispensing Opticians | (916) 263-2382 |

#### Complaints regarding the following, call (800) 952-5210

|                        |                |
|------------------------|----------------|
| Acupuncture            | (916) 445-3021 |
| Audiology              | (916) 263-2666 |
| Hearing Aid Dispensers | (916) 574-7990 |
| Physical Therapy       | (916) 561-8200 |
| Respiratory Care       | (916) 323-9983 |
| Speech Pathology       | (916) 263-2666 |

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