



# Medical Board of California Newsletter

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## LINKS TO OUR WEBSITE

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## Expert Reviewer Training Underway



**By Christina Delp,  
Chief of Enforcement**

The Medical Board of California (Board) kicked off its first expert reviewer training event for the year on March 19, 2016, at the University of California, San Diego School of Medicine. This one-day training is recommended for physicians who meet the expert reviewer criteria and have been approved by the Board. An expert reviewer, based on his or her education, training, skills and experience, reviews quality of care complaints to evaluate whether a physician (respondent) provided the appropriate standard of care to health care consumers. Expert reviewers are neither advocates for the Board nor advocates for the respondent physician. They are impartial, objective reviewers required to prepare reports that are reviewed by Board or Division of Investigation staff and legal representatives from the Office of the Attorney General to determine if disciplinary action should be pursued against the respondent physician for violating the Medical Practice Act. Over 1,000 physicians are on the Board-approved expert reviewer list.

"We always need more expert reviewers," said Executive Director Kimberly Kirchmeyer. "They are vital to the case review and enforcement process. An expert reviewer's opinion, and, if necessary, his or her testimony, is vital to determining

**Expert Reviewer Training (continued on page 4)**

## The Mission of the Medical Board of California

The mission of the Medical Board of California is to protect health care consumers through the 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.

## Published quarterly by:

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To subscribe or unsubscribe, please use the following link: <http://www.mbc.ca.gov/Subscribers/>. Submission of original articles is welcome, but all submissions become the property of the Medical Board of California and are subject to editing.

## Medical consultants needed

### *Especially from San Dimas, Valencia and Fresno areas*

Are you interested in being an integral part of the Medical Board of California enforcement process? Do you have the ability to conduct interviews, exercise sound judgment in reviewing conflicting medical reports and preparing opinions, analyzing problems and taking appropriate action? This is an excellent opportunity to help your community and obtain valuable experience. The Department of Consumer Affairs, Division of Investigation, Health Quality Investigation Unit is seeking well-qualified individuals to be Medical Consultants. Interested individuals must submit an application for examination; see link for additional information and instructions (<https://jobs.ca.gov/JOBSGEN/5CACC.PDF>). If you have any questions, please contact Division of Investigation, Health Quality Investigation Unit Commander Bob Pulido at (909) 421-5800 or email [Robert.Pulido@mbc.ca.gov](mailto:Robert.Pulido@mbc.ca.gov).

## Interested in becoming an expert reviewer?

**If you are residing in California with full-time active practice in California and interested in becoming an expert reviewer (expert) for the Medical Board of California (Board), applications are accepted continuously.** The Board established the Expert Reviewer Program in July 1994 as an impartial and professional means by which to support the investigation and enforcement functions of the Board. Experts assist the Board by providing reviews and opinions on Board cases and conducting professional competency examinations, medical and psychiatric evaluations.

The Board is currently looking for experts **in the following specialties:** addiction medicine with added certification in family medicine or internal medicine or psychiatry, dermatology, family medicine, neurological surgery, neurology, ob/gyn, pathology, pain medicine, pediatric cardiac surgery, pediatric pulmonology, psychiatry, surgery, and urology, as well as midwife reviewers.

**Actively practicing physicians from all other specialties not listed above are also welcome to apply and participate in the review process.** Physicians must be board certified, have been practicing their specialty for a minimum of three years after board certification, have no current complaints, no prior discipline and must be willing to testify in court. Midwives must have an active midwifery practice for the past two years, have no current complaints, no prior discipline and must be willing to testify in court.

For more information regarding compensation and how to apply, please visit: [http://www.mbc.ca.gov/Enforcement/Expert\\_Reviewer/](http://www.mbc.ca.gov/Enforcement/Expert_Reviewer/) or contact the Board's expert program at: [MBCMedicalExpertProgram@mbc.ca.gov](mailto:MBCMedicalExpertProgram@mbc.ca.gov).

## Editor's Spotlight

### By Susan Wolbarst

The deadline to register for CURES (Controlled Substance Utilization Review and Evaluation System) has come and gone, but the Medical Board continues to receive numerous questions on the subject. Some of the most frequently asked questions about CURES are answered on page 5.

Another topic generating a number of questions is the End of Life Option Act, which took effect June 9, 2016. The Medical Board of California has created a web page where physicians can find information and links to forms needed to participate. Read about the resources available on page 10.

Some pitfalls of advertising are covered in an article urging caution on page 12. And new requirements for reportable conditions can be seen on page 15.

We hope that answering some of your questions will make your summertime living easier.

### Need A Speaker?

If you would like a speaker from the Medical Board of California to address your organization, please contact Public Affairs Manager Cassandra Hockenson at [Cassandra.hockenson@mbc.ca.gov](mailto:Cassandra.hockenson@mbc.ca.gov).

# President's Message



David Serrano Sewell, J.D.

I am happy to report that the Medical Board of California now has a full complement of Board Members, as all 15 positions are filled. The Board has been busy with new laws that took effect this year. The California End of Life Option Act (Act) just took effect on June 9, 2016, and the Board has developed a new [web page](#) with information regarding the Act and links to the necessary forms for physicians and patients. The Board recommends any physician who is interested in participating in the Act read the information provided on the

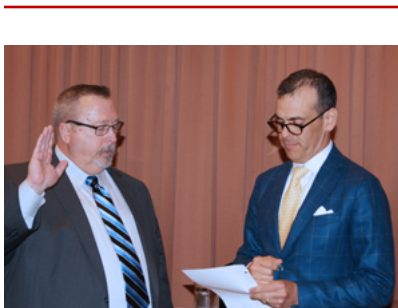
Board's website. An article regarding resources available on the new web page is on page [10](#).

In addition, the Board has been assisting physicians to register for [CURES](#) through the Department of Justice. All physicians who meet the criteria set forth in law should register for CURES. The Board has received numerous phone calls and emails and is happy to help assist physicians with any questions or issues they may have regarding CURES registration or usage.

The Board is also reaching out to all California consumers regarding its ["Check up On Your Doctor's License"](#) Campaign. Many city and county agencies/organizations have helped promote this very important message, in addition to the State placing this information on all payroll warrants in June. The Board continues to educate the public on the importance of being an informed patient, which includes ensuring the patient has reviewed the Board's Physician Profile information. The Board also developed a [tutorial](#) to assist patients in reviewing

the Board's website for physician information. Finally, this is the end of my term as President of the Board. I have enjoyed my tenure as President and feel we have accomplished a lot as a Board for consumer protection. During this time, the Board has adopted uniform standard regulations ensuring consistency in the monitoring of substance-abusing licensees, adopted new [Guidelines for Prescribing Controlled Substances for Pain](#), improved the laws pertaining to [outpatient surgery settings](#), and developed and implemented an outstanding consumer outreach campaign.

As the outgoing President, I would like to remind everyone that the Board's mission is consumer protection through the proper licensing and regulation of California physicians. This not only protects the patient but ensures the highly regarded reputation of the medical community. It has been a pleasure to serve as the Board's President for these past two years.



Board members David Warmoth and Brenda Sutton-Wills are sworn in by President David Serrano Sewell in photos at left and right, above. Pictured above, center, are Board Members (back row, from left) Dr. Randy Hawkins, Dr. Felix Yip, Brenda Sutton-Wills, Dr. Howard Krauss, Denise Pines, Dr. Ronald Lewis, Dr. Dev GnanaDev, Dr. Michael Bishop, Kristina Lawson, Jamie Wright and Judge Katherine Feinstein (ret.). Front row, from left, Executive Director Kimberly Kirchmeyer and Board Members David Warmoth, Barbara Yaroslavsky, David Serrano Sewell and Dr. Michelle Bholat. Not pictured is Dr. Sharon Levine.

whether a violation of the Medical Practice Act has occurred. The expert testimony is often the backbone of the Board's ability to take action or not. The Board greatly appreciates the work performed by the expert reviewers." She noted that the Board is actively seeking expert reviewers in the following specialties: addiction medicine with added certification in family medicine or internal medicine or psychiatry, dermatology, family medicine, neurological surgery, neurology, obstetrics/gynecology, pathology, pain medicine, pediatric cardiac surgery, plastic surgery, psychiatry, surgery, and urology, as well as licensed midwife reviewers. Ms. Kirchmeyer added that this need is great and is consistent with the Hippocratic Oath (1964, Louis Lasagna, Academic Dean of the School of Medicine at Tufts University), which states, "[M]ay I always act so as to preserve the finest traditions of my calling ...", which she believes involves assuring the health and healing of the profession, as well as the health and healing of "... those who seek my help."

Thirty-eight expert trainees, including three licensed by the California Board of Podiatric Medicine, attended the one-day training. Speakers described how to correctly formulate a medical review and prepare for testimony at trial/hearing. They also addressed the differences between an extreme versus a simple departure from the standard of care. Speakers included: Eric Ryan (supervising investigator), Dr. Brian Murray (medical consultant), Judith Alvarado (supervising deputy attorney general), Kathleen Nicholls, (deputy chief of enforcement), Peter Osinoff (defense attorney) and Steve Adler (retired administrative law judge and retired supervising deputy attorney general). Most of the sessions focused on the expert's role in writing an opinion and formatting a report for optimum effectiveness when used by the deputy attorneys general who function as the Board's prosecutors in disciplinary cases.

For example, Ms. Alvarado, supervising deputy attorney general, explained that expert reviewers should only report "no" departure if the subject physician's care and treatment was within the requisite standard of care instead of using terminology that is subjective or ambiguous such as: "minor," "minimal," "slight," or "barely." A "simple" departure is the failure to use the level of skill, knowledge and care in diagnosis and treatment that other reasonably careful physicians would use practicing in the same or similar circumstances. An "extreme" departure is the want of even scant care, also considered gross negligence. (*Franz v. Board of Medical Quality Assurance* (1982) 31 Cal.3d 124, 138).

Throughout the training, physicians asked excellent questions and were truly engaged with the speakers. Expert trainees gave the class high ratings, with 40 percent saying it exceeded their expectations and 59 percent saying it met their expectations. Additionally, the written comments were positive and included the following: *"The tips for proper testifying techniques were very good," "class addressed several issues that create confusion," and "definitions given, (and) handouts were beneficial and (I) enjoyed the interactive portion."*

Two more expert reviewer training events are currently being planned. The next one will be October 8, 2016 at Genentech Hall on the University of California, San Francisco Mission Bay campus, followed by a training on the University of California, Los Angeles campus at the David Geffen School of Medicine on November 5, 2016. Each session will run 9 a.m. to 5:30 p.m. Information will be posted on the Board's website ([http://www.mbc.ca.gov/enforcement\\_expert\\_reviewer/](http://www.mbc.ca.gov/enforcement_expert_reviewer/)) and sent to interested parties. Any physician interested in becoming an expert reviewer or receiving

additional information, can email the Board's Expert Reviewer Program at [mbcmedicalexpertprogram@mbc.ca.gov](mailto:mbcmedicalexpertprogram@mbc.ca.gov) or call the program's analysts Rebecca Grisby at (818) 539-8314 or Susan Goetzinger at (818) 551-2129.



**Dr. Kristy Fleming (left) reviews a code section with Supervising Deputy Attorney General Judith Alvarado at the Board's Expert Reviewer Training in San Diego.**

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# Frequently Asked Questions About CURES

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## What is CURES?

CURES (Controlled Substance Utilization Review and Evaluation System) is a database of Schedule II, III and IV controlled substance prescriptions dispensed in California. This database serves the public health by allowing prescribers and dispensers to review a patient's prescription history, and assists regulatory oversight and law enforcement agencies in their ability to enforce the laws of the state of California. CURES is committed to the reduction of prescription drug abuse and diversion without affecting legitimate medical practice or patient care.

## Which physicians are required to register in CURES?

Any physician with an active California medical license and a federal DEA registration certificate that authorizes him/her to prescribe, order, administer, furnish or dispense Schedule II, III and IV controlled substances must be registered to access CURES. ([California Health and Safety Code section 11165.1](#)). Registration does not mean a physician's prescribing practices will now be available for review for the first time in the CURES system, as that has been occurring since 1999 (see below); however, registration in CURES allows physicians to review the prescribing history of their patients.

## I missed the July 1, 2016 registration deadline. What should I do now?

Register as soon as possible, using this link: <http://oag.ca.gov/cures-pdmp>.

## What will happen to me if I don't register in CURES?

There was no specific penalty written into the statutory language. However, if it was brought to the Medical Board of California's (Board) attention that a physician was not registered, the Board would investigate the matter. The Board would be focusing on bringing the physician into compliance. The Board will be seeking regulatory authority to issue a citation and fine for failing to register as required by law. In the meantime, if the Board was investigating a physician and found other violations, the failure to register may be added to an accusation as a cause for discipline. The Board believes CURES is important and that registration is the first step. Physicians are also encouraged to use the system once they are registered.

## Prior to July 1, 2016, was my prescribing pattern visible in CURES?

Yes, a physician's prescribing pattern has been visible since CURES replaced the California Triplicate Prescription Program in 1999. The law requires a controlled substance that has been dispensed by a pharmacist or via a direct dispenser to be entered into the CURES database. This database has been accessible since 1999 to physicians, prescribers, and regulatory/law enforcement agencies. More recently, the request for patient and prescriber information became available via online access.

## Do I have to stop prescribing if I am not registered?

No, failure to register into the CURES system does not impact your ability to prescribe. CURES only allows you to review a patient's prescription history. Keep in mind, however, that registration is required by law.

## How does CURES benefit me as a physician?

By accessing CURES, you can learn about a patient's controlled substance history and identify patients who may be "doctor shopping" or at risk of addiction. In addition, the CURES 2.0 program offers many tools and alerts for physicians that can assist in providing care to their patients. (See the [Summer 2015 Newsletter](#) for more information.)

## What Internet browsers are required to access CURES 2.0 (the current version)?

CURES 2.0 users must use Microsoft Internet Explorer version 11.0 or higher, Mozilla Firefox, Google Chrome, or Safari. Earlier versions of Internet Explorer are not supported by CURES 2.0 for security considerations.

## Which agency administers the CURES database?

The California Department of Justice administers CURES. For more information, please email the CURES Help Desk at [cures@doj.ca.gov](mailto:cures@doj.ca.gov) or call (916) 227-3843.

# Legislator Profile

## Assemblymember Chris Holden



Assemblymember Chris Holden  
41st Assembly District

Assemblymember Chris Holden (D - Pasadena) was first elected to the California State Assembly in 2012. He represents the 41st District, which stretches from Pasadena in the west to Upland in the east and includes the communities of Altadena, Claremont, La Verne, Monrovia, Rancho Cucamonga, San Dimas, Sierra Madre and South Pasadena. He brings to the Legislature a lifetime of experience in public service and business garnered during many years on the Pasadena City Council and the Burbank-Glendale-Pasadena Airport Authority.

During his tenure in Sacramento, Assemblymember Holden has amassed a list of legislative accomplishments. Last year, he passed a bill to remove limits on concurrent enrollment to increase access to higher education for high school students. To help small business owners, the assemblymember enacted a bill to protect the investment and well-being of franchisees from unfair tactics used by franchisors in termination agreements. He also passed a bill to expand the statute of limitations for filing human rights claims from two to 10 years for cases of torture, war crimes, genocide and human trafficking. Beyond

his legislative accomplishments, Assemblymember Holden served as Assembly Majority Floor Leader.

This year, Assemblymember Holden introduced AB 2745 that would make clarifying changes to the Business and Professions Code to assist the Medical Board of California in its licensing and enforcement functions. He also introduced AB 1696 requiring tobacco cessation medications, counseling and assessments to be covered for Medi-Cal patients and prohibiting certain barriers or restrictions that hinder patients from pursuing smoking cessation treatment.

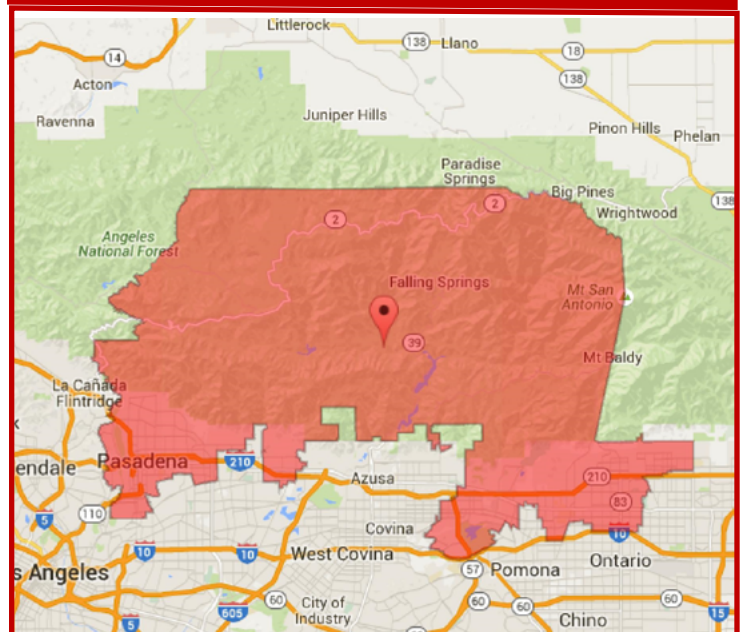
Assemblymember Holden currently serves on the Appropriations Committee, Business and Professions Committee, Judiciary Committee and Budget Subcommittee on Public Safety. He is chair of the Select Committee on Regional Transportation and Interconnectivity Solutions and sits on the Advisory Committee of the Santa Monica Mountains Conservancy. He also serves on the Select Committee on Science, Technology, Engineering and Math Education and is an Alliance Member of the Select Committee on the Status of Boys & Men of Color.

Prior to his election to the Assembly, Mr. Holden

served 23 years as a Pasadena City Councilmember and mayor. He was the youngest city councilmember at age 28 and only the second African American to serve as mayor. Throughout his years of public service, he has championed creating jobs, preserving vital services, strengthening the economic vitality of the San Gabriel Valley and expanding light rail. While on the city council, Mr. Holden served as a commissioner and president of the Burbank-Glendale-Pasadena Airport Authority and on the Pasadena Light Rail Alignment Task Force.

Mr. Holden owns a real estate firm, CHMB Consulting, and is a former owner of a Subway franchise. A lifelong resident of the district, he is a graduate of San Diego State University. He lives in Pasadena with his wife, Melanie, and children Nicholas, Alexander, Austin, Mariah and Noah. Assemblymember Holden is the son of former State Senator and LA City Councilman Nate Holden.

### District Map



# You Asked For It

## Questions received from the Web

By Christine Valine, Public Information Analyst

### **Q. Filling out my CURES registration, I was confused about the question asking for license type. How do I know what my license type is and what does it mean?**

A. Each California medical license is issued with a letter (A, C, G) before the numerical portion of the license number, resulting in a unique license number. The letter is the **license type** and denotes a physician's pathway to licensure.

**Type "A"** — Licensee may be a U.S. or Canadian medical school graduate whose pathway to licensure was based on: 1) The FLEX, USMLE, or LMCC written examination and has been licensed less than four years in another state, or 2) An international medical school graduate whose pathway to licensure was based on the above exams or approved combinations of the NBME, FLEX, and USMLE.

**Type "C"** — Licensee is a U.S., Canadian, or international medical school graduate whose pathway to licensure was based on licensure in another state for four or more years. Additionally, international graduates may also be subject to the C-SPEX examination.

**Type "G"** — Licensee may be a U.S. or Canadian medical school graduate whose pathway to licensure was based on the NBME examination.



### **Q. I am new in practice and was informed by my colleague that I am required to give out a booklet to my patients whenever I perform a prostate exam. I would like more information about this booklet and where I can obtain it.**

A. **Business and Professions Code section 2248** requires physicians to provide patients with a standardized summary of prostate cancer treatment options upon examination of the prostate gland. There is no charge for the 59-page booklet. The booklet is available online for downloading <http://www.cancer.gov/publications/patient-education/wyntk-prostate-cancer> or copies can be ordered from the Medical Board of California (Board) by faxing your request to (916) 263-2479.

### **Q. Is my medical assistant permitted to perform pulse oximetry under my supervision?**

A. Obtaining an oxygen saturation via pulse oximetry is within a medical assistant's scope of practice, provided he or she has had the proper training, is under the required supervision, and this task is a usual and customary part of the medical practice where the medical assistant is employed.

### **Q. I have a terminally ill patient who wants to know more about the "End of Life Option." Where can I find more information?**

A. The Board's website has several links to additional information and the required forms. On the Board's homepage, please click on the link under the Alerts section: California End of Life Option Act - Effective June 9, 2016. Also, please see page **10** for an article about the resources available on the Board's website.

#### **Have a question?**

If you have a question, write to [Webmaster@mbc.ca.gov](mailto:Webmaster@mbc.ca.gov). Although only some questions may be featured here in "YOU ASKED FOR IT," all questions will receive an email response, so let us hear from you.

# Steven M. Thompson Loan Repayment Program Recipient

Ellen Laves grew up in the Chicago suburb of Oak Park, Illinois and spent two years of her childhood living in Tokyo, Japan. She played the violin starting at age 4, and was the concertmistress of the Chicago Youth Symphony Orchestra as well as the National Youth Symphony Orchestra.

She went to college at Yale University, majoring in molecular, cellular and developmental biology. Dr. Laves graduated from college intending to become a yeast cell biologist, worked in a lab following graduation, and was accepted to a Ph.D. program at University of Pennsylvania. "During my years working in a lab, I yearned for a career that would integrate my love of biology with my need for daily human interactions. The turning point in my career occurred when my mother was diagnosed with renal cell carcinoma, resulting in me having increased exposure to the world of medicine. I really appreciated the care with which my mother's physicians approached her case, and our family derived a lot of comfort from their counsel. After her recovery, I decided to apply to medical school," she said.

Dr. Laves attended medical school at Columbia University College of Physicians and Surgeons, and completed her residency at the

University of California, San Francisco. "During medical school, I enjoyed my time on both my pediatrics and internal medicine rotations. I ultimately decided to pursue pediatrics because I loved the patients and found my day-to-day interactions with them to be incredibly fulfilling and frequently fun."

Currently, she works at Zuckerberg San Francisco General (ZSFG), where she spends most of her time in the Children's Health Center Urgent Care and as an inpatient attending physician on the pediatric ward. "It is such an honor to serve these patients. They are far and away my favorite part of my job. The patients and their families are amazing people who are often taxed with difficult social circumstances well beyond their control. I enjoy interacting and caring for them, and hopefully reducing their daily stress in whatever way I can," she said.

"The most difficult part of the job is knowing that social stressors (such as food insecurity, homelessness, parent mental health) are impacting a child's health and well-being, and to not be able to assist families in those areas. We have many resources at ZSFG to help families with social needs, including social workers, lawyers,



and health advocates. Unfortunately, these issues often take many months to resolve, and are sometimes impossible to resolve. It is hard to watch a family struggling and to not be able to help them efficiently, or to know that there is nothing that can be done to help.

"The Steven M. Thompson Loan Repayment Program has allowed me to work at Zuckerberg San Francisco General while aggressively paying off my loans. It has been hugely liberating, allowing me to serve a wonderful patient population in a city that I love."

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improve.**

**Click on: [https://www.surveymonkey.com/s/mbc\\_newsletter\\_survey](https://www.surveymonkey.com/s/mbc_newsletter_survey)**

The Centers for Disease Control and Prevention (CDC) recently released its ***Guideline for Prescribing Opioids for Chronic Pain***. The Medical Board of California developed and released its own ***Guidelines for Prescribing Controlled Substances for Pain*** in 2014. However, the CDC Guideline provides physicians with additional useful information.

## Board Members Connect and Share Information with Legislators

Board Members (from left) Dr. Ronald H. Lewis, Dr. Dev GnanaDev, Denise Pines, Dr. Howard R. Krauss, Kristina D. Lawson and David Warmoth pose with the golden bear statue in front of Governor Jerry Brown's office at the State Capitol on Medical Board Legislative Day.

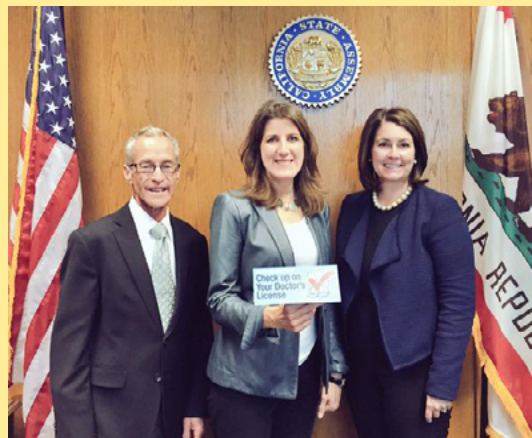


On May 11, 2016, eight members of the Medical Board of California (Board) traveled to the State Capitol for the second annual Medical Board Legislative Day.

Board Members met with legislators who are members of policy committees that impact the Board (such as the Senate Business, Professions and Economic Development Committee and the Assembly Business and Professions Committee). Additionally, they met with legislators carrying bills that could impact the Board.

The main goal of the meetings was to inform legislators about the Board's activities and to open up lines of communication. Board staff also asked for help from legislators in getting the word out about the Board's outreach campaign to encourage consumers to "Check up on Your Doctor's License." Several legislators committed to putting articles in their newsletters and some sent out tweets with Board information or pictures of the Board's website.

Legislators visited included: Assemblymember Arambula, M.D.; Asm. Baker; Asm. Chavez; Asm. Dahle; Asm. Dodd; Asm. Gomez; Senator Hill; Asm. Holden; Sen. Jackson; Asm. Jones; Sen. Mendoza; Sen. Pan, M.D.; Asm. Salas and Asm. Wood. Board Members also visited with legislative staff, including staff of Asm. Brough, Asm. Gatto, Asm. Ridley-Thomas and Asm. Ting.



Far left photo, Assemblymember Catharine Baker, flanked by Board Members Dr. Ronald H. Lewis and Kristina D. Lawson, holds a Medical Board "Check up on Your Doctor's License" brochure. In the righthand photo, Chief of Licensing Curt Worden (at left) and Board Members Dr. Michelle Anne Bholat (left) and Jamie Wright (right) visit Assemblymember Brian Dahle.

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## Medical Board's End of Life Option Act Web Page Provides Resources for Doctors

The Medical Board of California's (Board) [website](#) provides resources physicians need in order to comply with the California [End of Life Option Act \(Act\)](#), which took effect June 9, 2016.

The law allows the patient's attending physician to prescribe aid-in-dying drugs to mentally-competent, terminally-ill patients provided that specific requirements are met. Participation is voluntary for all parties. Individual physicians (and institutions) may make personal conscience-based decisions about whether or not to participate.

The Act requires that the patient make a request to his/her "attending physician." The law specifically defines an "attending physician" as the physician who has primary responsibility for the health care of an individual and treatment of the individual's terminal disease. Any physician performing these services must meet this definition and must follow the requirements set forth in the Act. If a physician chooses to refer his or her patient to another physician, the new physician must meet the definition of an "attending physician" in order to fulfill the patient's request for an aid-in-dying drug.

All forms required by the law are available through the Board's website, including links to forms which must be filed with the California Department of Public Health (CDPH) and must also be included in the patient's medical record. These include the Attending Physician Checklist and Compliance Form, the Consulting Physician Form, the Patient's Request for Aid-in-Dying Drug, the Interpreter Form (if needed), the Final Attestation for Aid-in-Dying Drug, and the Attending Physician Follow Up Form.

The website also contains the Board's analysis of the bill, and an overview of the bill by Dr. Nathan Fairman, assistant professor in the Department of Psychiatry and Behavioral Sciences and Faculty Associate, Bioethics Program, at UC Davis School of Medicine. Dr. Fairman's article originally appeared in the [Winter 2016 issue of the Board Newsletter](#). A publication about the law by the California Medical Association is also available.

For questions regarding physician requirements under the End of Life Option Act, please email [EndOfLife@mbc.ca.gov](mailto:EndOfLife@mbc.ca.gov). For questions regarding the forms that must be submitted to the CDPH, please visit CDPH's website at <https://www.cdph.ca.gov/Pages/EndofLifeOptionAct.aspx>.

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## License Numbers Are Public Record

Consumers are entitled to know their doctor's license number, which is part of the public record.

Yet the Medical Board of California (Board) receives approximately 25 calls per month from consumers who have been frustrated in their attempts to learn a doctor's license number from a hospital where they were treated or from their doctor's office. These callers say they have been told that the license number cannot be provided to them, which is incorrect. The doctor's license number is public information and is posted on the Board's website.

A consumer can learn a doctor's license number by going to: [www.mbc.ca.gov](http://www.mbc.ca.gov). Click on "License Search" on the

home page. Choose the license type: Click the checkbox for "Physician and Surgeon" and then "Search by Name." Enter the doctor's complete last name and first initial (or enter the entire first name if the last name is a common one) then click "Search." Click on his or her name. You will find the doctor's license number and can see other information as well, such as whether any disciplinary actions have been taken against the doctor, by scrolling down to the bottom of the page.

Anyone who does not have access to a computer can call (800) 633-2322 Monday through Friday from 8 a.m. to 5 p.m. to have a license number provided by Board staff.

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# Prescribing Practices to Promote Driving Safety

By Linda Hill, M.D., M.P.H.

Motor vehicle crashes are a leading cause of death in the U.S. and resulted in 32,675 fatalities in 2014. It is unknown how many of these crashes involved drivers using prescription drugs, but we do know that prescription and over-the-counter medications have the potential to interfere with the ability to drive safely, and the risk increases with the number of medications taken.

The potential for impaired driving due to medication can occur at any age, though older adults may be more susceptible to inherent drug interactions. The AAA Foundation for Traffic Safety reports

that two-thirds of drivers over age 65 take five or more daily medications that can affect their ability to drive safely. Yet studies have found that health practitioners are generally unaware of the medical effects on driving and are reluctant to discuss them with patients.

The main side effects that impair driving skills include drowsiness, confusion, hypotension and possible associated syncope, hypoglycemia, poor muscle tone or incoordination. Less common are double vision, nausea, and blurred vision. While almost all classes of drugs include at least some with the potential for driving-impairing side effects, the worst offenders include narcotic analgesics, anxiolytics, anticonvulsants, antipsychotics, somniacs, hypoglycemics, chemotherapeutics, and even antihistamines.



The risk-benefit ratio for treating conditions, including the manifestation of diseases versus the side effects of medications on the safety of driving, is always important to consider. For example, depression increases the risk of a crash twofold, while antidepressants increase the crash risk 40%.

Physicians and pharmacists should counsel patients about the effects of their medications on driving ability, use the minimal effective doses in prescribing, and avoid the worse offending agents where possible. The discussion should include the influence of alcohol and other substances on driving, including their ability to potentiate the effects of prescription medication.

The Training, Research and Education for Driving Safety (TREDs) program at the University of California San Diego (UCSD) has developed an easy-to-use “[Medications and Driving](#)” pocket guide to assist clinicians in the management of medications that can affect driving. It highlights ten classes of drugs with potential driving-related side effects and includes the identification of the least and most offending medications in each class to guide prescription choices if the patient is driving. These pocket guides are available free of charge: contact TREDs at the [TREDs website](#) or call (858) 534-9330.

**(Dr. Hill, the director of TREDs, is a professor at UCSD and directs the Preventive Medical Residency Program at the UCSD School of Medicine, Department of Family Medicine and Public Health.)**

# Physicians Encouraged to Use Care When Advertising

By Britt Durham, M.D.  
Health Quality Investigation Unit,  
Tustin Office

The research and development of new treatments, medications and therapeutics is an ongoing perpetual work in progress. Technical breakthroughs have made dynamic improvements in the health and well-being for many. Patients with chronic debilitating diseases and progressive deadly disease look toward new research for cures and represent a vulnerable population for those promising unfounded and unproven solutions. The Medical Board of California (Board) is concerned that some claims may give consumers a wrong impression that could ultimately endanger their health.

Laws such as [\*Business and Professions Code section 17508\*](#) have been created to make it unlawful for any person doing business in California to make any false or misleading advertising claim, including claims that purport to be based on factual, objective, or clinical evidence. [\*Health and Safety Code section 110395\*](#) summarizes the spirit of these laws by stating that it is unlawful for any person to manufacture, sell,

deliver, hold, or offer for sale any food, drug, device, or cosmetic that is falsely advertised.

[\*Business and Professions Code section 651\*](#) states that it is unlawful for any person licensed to disseminate or cause to be disseminated any form of public communication containing a false, fraudulent, misleading or deceptive statement, claim or image for the purpose of or likely to induce the rendering of professional services or furnishing of products in connection with the professional practice or business for which he or she is licensed. Advertisement and marketing under this section includes mail, television, radio, newspaper, list or directory, internet or other electronic communication.

[\*Health and Safety Code section 110403\*](#) lists specific medical conditions and diseases that have been historically associated with unlawful advertising. They include: bone and joint diseases, cancer, diabetes, heart disease, mental disease, paralysis, epilepsy, sexual impotence, and Acquired Immune Deficiency Syndrome (AIDS). Recent false and misleading advertising investigations have included medical conditions such as: Parkinson's, cerebral palsy, stroke, multiple sclerosis, spinal injuries, anoxic brain damage, and autism.

The Board and the Department of Consumer Affairs have investigated cases involving treatment modalities such as stem cell, hyperbaric oxygen, intravenous insulin infusion, balloon venography, and heavy metal chelating therapies. When

violations were found, physicians were disciplined. The marketing of alternative diagnostic procedures that falsely advertise that they are better than present standard of care diagnostics have also resulted in discipline. One such case promoted a non-standard of care breast cancer testing that replaced mammography and resulted in increased risk of breast cancer detection failure.

***... it is unlawful for any person to manufacture, sell, deliver, hold, or offer for sale any food, drug, device, or cosmetic that is falsely advertised.***

In addition to treatment therapies and diagnostic testing, it is also unlawful to advertise the term "board certified" unless the individual is certified by a board that is an American Board of Medical Specialties (ABMS) member board or a specialty board approved by the Medical Board of California. It is unlawful for any medical professional to make a deceptive advertising claim or representation pertaining to the type of service provided that is beyond their scope of practice or based on their false credentials. Physicians have been disciplined for advertising misleading and deceptive statements regarding their training, such as marketing their credentials from a prestigious hospital when they actually never finished their training.

These false and deceptive advertising violations can result in discipline

***Use Care When Advertising***  
(continued on Page 13)



# Barbara Yaroslavsky Honored for Her Board Service

Following nearly 13 years of service on the Medical Board of California, Barbara Yaroslavsky was honored by fellow Board Members at the May 5, 2016, quarterly meeting. Board President David Serrano Sewell noted that Ms. Yaroslavsky has served on and led virtually every standing committee and demonstrated focused commitment to the Board's primary mission of consumer protection.

Mr. Serrano Sewell praised Ms. Yaroslavsky's "wise counsel on thorny issues that came before this Board" and read a Senate resolution authored by Senator Ben Allen (D-Santa Monica) honoring her. The resolution commended her "outstanding leadership" as president of the Board from 2009-2012.

Fellow Board Members spoke of the way she welcomed them and became their "go-to person" when they first joined. They praised her dedication, civic work, depth of knowledge, passion, and fearlessness.



Ms. Yaroslavsky advised her colleagues to, "Take your job very seriously. What you do is really, really important. It's not only important for you personally, what's more important is for the people you'll never see, the voices you'll never hear from."

Ms. Yaroslavsky was recently appointed to serve on the Board of Registered Nursing.



## **Use Care When Advertising** *(continued from page 12)*

against a medical license. Medical advertising should be created in the context of the following questions: Does the advertisement contain a misrepresentation of fact? Is it intended or likely to create false or unjustified expectations of favorable results? Note that this includes the use of any photograph or other image that does not accurately depict the results of the procedure being advertised or that has been altered in any manner from the image of the actual subject depicted. Does it fail to fully and specifically disclose all variables and other material factors relating to fees? Does it make a claim -- either of professional superiority or of performing services in a superior manner? If so, is that claim relevant to the service being performed and can that claim be substantiated with objective scientific evidence?

According to the U.S. Food and Drug Administration (FDA), health fraud scams refer to products that claim to prevent, treat, or cure diseases or other health conditions, but are not proven safe and effective for those uses. False and deceptive health care advertising can waste money and can lead to delays in getting proper diagnosis and treatment. They can also cause serious or even fatal injuries. The laws discussed in this article were enacted, in conjunction with the FDA rules, to protect the public from misleading claims and advertising. Medical professionals are encouraged to review their advertising practices to ensure they are in compliance with the law.

## Former Board Member Dr. Ira Lubell

Dr. Ira Lubell, a former member of the Medical Board of California, died June 12, 2016, in San Francisco. He was 79. Appointed to the Board by Governor Pete Wilson in 1993, Dr. Lubell served on the Board until 2001, including a term as Board President in 2000 - 2001.

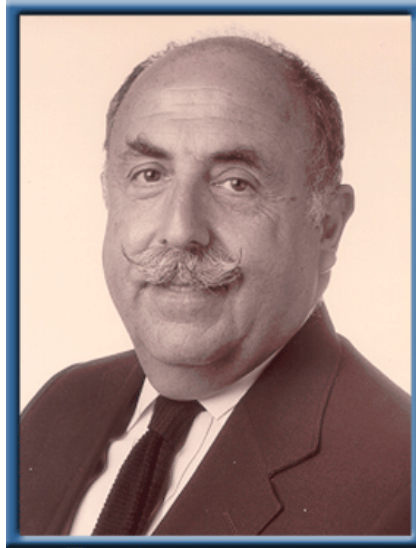
A native of Brooklyn, N.Y., he received his medical degree from the State University of New York, Downstate Medical Center, and a Master of Public Health degree from Columbia University.

Dr. Lubell served as a Lt. Commander in the U.S. Navy. He worked as a doctor at the U.S. Embassy in Moscow while an employee of the U.S. State Department. Later he worked with the World Health Organization in more than 150 countries.

**"His leadership in the fight against HIV/AIDS turned the tide of this epidemic in our community ..."**

In 1988, near the height of the AIDS epidemic, he was appointed as Santa Cruz's public health officer, a job he did until 1994. Other posts he held were medical director at Santa Clara Valley Medical Center and medical director of the San Francisco Fire Department.

Santa Cruz County Supervisor John Leopold, former executive director of the Santa Cruz AIDS Project, told the *Santa Cruz Sentinel*, "Dr. Lubell was always strongly committed to effective public health action. He worked collaboratively with the community and helped ensure that Santa Cruz County was at the forefront of innovative health policy. His leadership in the fight against



HIV/AIDS turned the tide of this epidemic in our community, and will not soon be forgotten."

### NOTICE

If you have a valid California medical license AND a federal DEA registration certificate that authorizes you to prescribe, order, administer, furnish, or dispense Schedule II, III, or IV controlled substances (regardless of whether you actually use it), you are required to register for CURES. [Health and Safety Code section 11165.1\(a\)\(1\)\(A\)](#).

If you do not have a DEA registration certificate that authorizes you to prescribe, order, administer, furnish, or dispense Schedule II, III, or IV controlled substances, you are not required to register for CURES. For more information, please see page [5](#).

## Upcoming Scholarship and Loan Repayment Opportunities

The Health Professions Education Foundation (HPEF) improves access to health care in underserved areas of California by providing **scholarships** and **loan repayments** to health professional students and graduates who are dedicated to working in those areas. Dates for the upcoming Annual Application Cycles are below. Please click on each program listing for more information or call HPEF at 916-326-3640 or email at [hpef-email@oshpd.ca.gov](mailto:hpef-email@oshpd.ca.gov)

### Health Professions Education Foundation Upcoming Annual Application Cycle Dates

|  |                                      |
|--|--------------------------------------|
| <a href="#">Mental Health Loan Assumption Program (MHLAP) and Licensed Mental Health Services Provider Education Program (LMHSPEP)</a> | August 1, 2016 - October 14, 2016    |
| <a href="#">All Other Loan Repayment Programs</a>  | August 1, 2016 - October 14, 2016    |
| <a href="#">Steven M. Thompson Physician Corps Loan Repayment Program (STLRP)</a>  | December 1, 2016 - February 28, 2017 |
| <a href="#">All Scholarships</a>   | January 3, 2017 - February 28, 2017  |

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# CDPH Updates Requirements For Reporting Listed Conditions

The California Department of Public Health (CDPH), in consultation with the California Conference of Local Health Officers, recently updated Title 17, Section 2500 of the California Code of Regulations (CCR). Section 2500 specifies that health care providers must report all cases of certain conditions to the local health department within a specified timeframe. This notice is to inform you of the changes to this Section and to remind you of the reporting requirements.

These changes, effective immediately, are summarized below. The updated Section 2500 condition list is posted on the [CDPH Division of Communicable Disease Control](#) website.

## Changes to Title 17 CCR Section 2500

The following conditions have been **removed** and are no longer required to be reported to the local health department:

- Pelvic Inflammatory Disease (PID)
- Severe Acute Respiratory Syndrome (SARS)
- *Staphylococcus aureus* infection
- Toxic Shock Syndrome

The following conditions have been **added** and are now required to be reported to the local health department:

- Chikungunya Virus Infection – *report within one working day*
- Flavivirus infection of undetermined species – *report immediately by telephone*
- Novel Virus Infection with Pandemic Potential – *report immediately by telephone*
- Respiratory Syncytial Virus (only report a death in a patient less than five years of age) – *report within seven calendar days*
- Zika Virus Infection – *report immediately by telephone*

The following conditions have been **reworded** for clarity:

- Acquired Immune Deficiency Syndrome (AIDS) is reworded to Human Immunodeficiency Virus (HIV) Infection, stage 3 (AIDS)
  - Human Immunodeficiency Virus (HIV), Acute Infection now appears as a separate condition in the list

- Anaplasmosis/Ehrlichiosis now appear as two separate conditions in the list
- Chickenpox (Varicella) (only hospitalizations and deaths) is reworded to Chickenpox (Varicella) (outbreaks, hospitalizations and deaths)
- Dengue is reworded to Dengue Virus Infection
- *Haemophilus influenzae*, invasive disease is reworded to *Haemophilus influenzae*, invasive disease, all serotypes

The following conditions have a **change** in a reporting requirement:

- *Haemophilus influenzae*, invasive disease, all serotypes, is now required to be reported only in persons less than five years of age (previously was in persons less than 15 years of age)
- Hantavirus Infection is now required to be reported within one working day of identification (previously was reportable immediately)

Please contact your local health department if you have any questions about communicable disease reporting requirements. Contact information can be found here: [http://www.cdph.ca.gov/HealthInfo/Documents/LHD\\_CD\\_Contact\\_Info.doc](http://www.cdph.ca.gov/HealthInfo/Documents/LHD_CD_Contact_Info.doc). <http://www.cdph.ca.gov/Pages/Default.aspx>



## **FDA approves Buprenorphine Implant**

The U.S. Food and Drug Administration (FDA) recently approved Probuphine, the first buprenorphine implant for the maintenance treatment of opioid dependence. The implant, consisting of four one-inch-long rods surgically inserted under the skin on the inside of the upper arm, provides a constant, low-level dose of buprenorphine for six months in patients **who are already stable** on low-to-moderate doses of other forms of buprenorphine. Probuphine (buprenorphine) should be used as part of a complete treatment program that includes counseling and psychosocial support.

Providers must complete training and become certified through a restricted program called the Probuphine Risk Evaluation and Mitigation Strategy (REMS) program to insert and remove the implants.

Side effects from treatment with Probuphine (buprenorphine) include implant-site pain, itching, and redness, as well as headache, depression, constipation, nausea, vomiting, back pain, toothache, and oropharyngeal pain. The safety and efficacy of Probuphine (buprenorphine) have not been established in adolescents less than 16 years of age. Clinical studies of Probuphine (buprenorphine) did not include participants over the age of 65.

Probuphine (buprenorphine) has a boxed warning that includes a warning that the insertion and removal of the implant are associated with the risk of implant migration, protrusion, expulsion and nerve damage resulting from the procedure.

For more information, please visit: [Probuphine](#).

## **“Desensitization” Boosts Acceptability of Donor Kidneys**

A process altering patients’ immune systems is making it possible for patients in need of donated kidneys to accept organs from incompatible donors, according to an article in *The New York Times*.

The method, called desensitization, filters antibodies out of a patient’s blood to keep them from attacking a transplanted kidney, as they do in about half of the cases. “The patient is then given an infusion of other antibodies to provide some protection while the immune system regenerates its own antibodies. For some reason – exactly why is not known – the person’s regenerated antibodies are less likely to attack the new organ,” according to the article.

Kidney specialist Dr. Jeffery Berns of the University of Pennsylvania’s Perelman School of Medicine, president of the National Kidney Foundation, said the method “has the potential to save many lives.” About 100,000 people are waiting for a kidney transplant in the U.S. (*The New York Times*, March 9, 2016)

## Tech Med Corner

### **Using Google Glass Technology May Cut Physician Charting Time**

Five health care systems – including Sutter Health and Dignity Health in California – have invested a combined \$17 million in Augmedix Inc., a San Francisco startup “... that uses Google Glass technology to maintain electronic health records and free up doctors to spend more time with patients,” according to an April 25, 2016 article in *The Sacramento Bee*. The article describes Google Glass as “essentially computer-embedded eyewear, giving the user hands-free access to a wide range of data.” Augmedix “claims the technology can reduce a typical physician’s charting time by three hours per day.”

### **Digital Tools Helped Heart Attack Survivors Lose Weight**

A small study at Mayo Clinic found that cardiac patients receiving digital prompts on their smartphones or using a specially designed web portal in addition to the normal cardiac rehabilitation program lost more than four times the weight of those who did not use the additional technology. Mayo cardiologists worked with the clinic’s IT department to create the app and portal.

Heart attack survivors enrolled in the 12-week cardiac rehab program at Mayo exercise under supervision and are taught about nutrition, stress management, smoking cessation, and ways to manage cardiac health.

The study looked at 80 patients over the 12 weeks. Those receiving digital encouragement were found to be more compliant with exercise and nutrition guidance offered in the rehab program. They lost nine pounds, while those attending the rehab program without the digital tools lost two pounds. (Medical Device and Diagnostic Industry, [www.mddionline.com](http://www.mddionline.com), May 12, 2016)



# Administrative Actions: February 1, 2016 – April 30, 2016

## Physicians and Surgeons

### **ABRAHAM, ARIEL ELIAHOU, M.D. (G 86496)**

Los Angeles, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions

March 12, 2016

Judicial Review Pending

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=86496>

### **AKANDE, EZEKIEL OLUKAYODE (A 85577)**

Ridgewood, NJ

License Revoked

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=85577>

### **ALEXANDER, CHARLES HYMAN, M.D. (G 24785)**

Pico Rivera, CA

Public Reprimand with terms and conditions

March 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=24785>

### **ALI, BILKEES BAQUER (A 35590)**

Mission Viejo, CA

License Surrendered

February 10, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=35590>

### **ALMANSOUR, MUMTAZ, M.D. (A 55926)**

El Cajon, CA

Public Reprimand with terms and conditions

February 5, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=55926>

### **AMIRGHOLAMI, MAHIN, M.D. (A 102266)**

West Hills, CA

Public Reprimand with terms and conditions

February 5, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=102266>

### **ANNABEL, ROGER GERARD (A 53036)**

Chino Hills, CA

License Revoked

February 10, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=53036>

## Explanation of disciplinary language and actions

**"Effective date of decision"** — Example: "March 14, 2012" at the bottom of the summary means the date the disciplinary decision goes into operation.

**"Gross negligence"** — An extreme deviation or departure from the standard of care.

**"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 with probationary terms and conditions. This is done when cause exists to deny the license application, but limitations can be put in place to protect the public.

**"Public Letter of Reprimand"** — A lesser form of discipline that can be negotiated after or in lieu of the filing of formal charges. The reprimand may include educational and clinical training requirements.

**"Revoked"** — The right to practice is ended due to disciplinary action. The license is invalidated, voided, annulled, or rescinded.

**"Revoked, stayed, 5 years' probation with 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 any term of probation may result in the revocation that was postponed.

**"Stipulated Decision or Settlement"** — A form of plea bargaining. The case is formally negotiated and settled prior to hearing.

**"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.

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**ANNIS, JONATHAN, M.D. (C 51075)**

Carmel, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions

March 3, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=51075>

**BAYYA, VIJAYA VEENA (A 106120)**

Reno, NV

License Revoked

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=106120>

**BERNICK, STEVEN JOHN, M.D. (A 92633)**

Bremerton, WA

Revoked, stayed, placed on 3 years' probation with terms and conditions

April 7, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=92633>

**BISHOW, HARVEY S. (G 44407)**

Gladwyne, PA

License Revoked

April 15, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=44407>

**BLAU, ROBERT I. M.D. (C 24088)**

Huntington Beach, CA

Revoked, stayed, placed on 35 months' probation with terms and conditions

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=24088>

**BROWN, LOWELL J. (C 23281)**

Springfield, IL

License Surrendered

March 15, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=23281>

**CALAUSTRO, EDNA QUEVEDO (A 86930)**

Daly City, CA

License Surrendered

March 28, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=86930>

**CARROLL, JAMES FORREST, M.D. (A 25507)**

Healdsburg, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=25507>

**CASTILLO, MARLON FIDEL, M.D. (A 93971)**

Norwalk, CT

Revoked, stayed, placed on 7 years' probation with terms and conditions

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=93971>

**CLARK, KERRY RUSSELL, M.D. (G 60150)**

Canyon Country, CA

Revoked, stayed, placed on 2 years' probation with terms and conditions

February 3, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=60150>

**COLLIER, BERT DAVID, M.D. (G 40412)**

Milwaukee, WI

Public Reprimand

March 2, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=40412>

**CUNNINGHAM, RICHARD WARREN (G 40588)**

Del Mar, CA

License Surrendered

March 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=40588>

**DROUBAY, PETER EDWARD, M.D. (G 27705)**

Davis, CA

Public Reprimand with terms and conditions

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=27705>

**DU, LEE TIMOTHY, M.D. (A 73859)**

Palo Alto, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

March 4, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=73859>

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**EDISON, JILL ELIZABETH (G 81587)**

Santa Rosa, CA

License Surrendered

March 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=81587>

**ENMON, CLEVELAND JAMES (A 93821)**

Decatur, GA

License Revoked

February 12, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=93821>

**FIELDS, DAVID ALLAN (G 34612)**

Hercules, CA

License Surrendered

March 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=34612>

**FRANKEL, ALLAN ISRAEL, M.D. (G 34474)**

Santa Monica, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

April 8, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=34474>

**FREYNE, PATRICK CIARAN, M.D. (A 89937)**

San Diego, CA

Public Reprimand

April 8, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=89937>

**GANDHI, ANIL KRISHNAKUMAR, M.D. (A 30411)**

Cerritos, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

March 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=30411>

**GHANDEHARI, JAVID, M.D. (A 127144)**

Poway, CA

Public Reprimand

April 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=127144>

**GRES, MARJORIE SUMNER, M.D. (G 69796)**

Santa Barbara, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

February 29, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=69796>

**GIL, ORNA, M.D. (C 53195)**

Carlsbad, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

March 15, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=53195>

**GILLILAND, MICHAEL WILLIAM (A 68294)**

Vancouver, WA

License Revoked

March 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=68294>

**GREER, SCOTT DOUGLAS (G 45636)**

San Diego, CA

License Revoked

February 12, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=45636>

**GREWAL, NARINDER SINGH, M.D. (C 42572)**

Chatsworth, CA

Public Reprimand

February 5, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=42572>

**GUECO, VICENTE ALVAREZ, JR. (A 34709)**

San Diego, CA

License Revoked

March 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=34709>

**HIRST, KATHRYN PAPIER, M.D. (A 95063)**

San Diego, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions including a condition precedent to the practice of medicine

April 28, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=95063>

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**HOOPER, GREGORY FITZGERALD (G 68160)**

Sunnyvale, CA

License Surrendered

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=68160>

**HOOPER, TIMOTHY DAVID, M.D. (G 55188)**

Sonora, CA

Revoked, stayed, placed on 35 months' probation with terms and conditions

April 13, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=55188>

**HULSTEDT, DOUGLAS VERN, M.D. (A 42397)**

Monterey, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

April 28, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=42397>

**HUTCHINS, MARY JANE B., M.D. (A 50634)**

Los Gatos, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

February 12, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=50634>

**JACKSON, JASON THOMAS, M.D. (C 55638)**

Selma, CA

Public Reprimand

March 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=55638>

**JOINER, WENDI SUE (A 88954)**

San Rafael, CA

License Surrendered

March 24, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=88954>

**KALEKA, VIRENDER S., M.D. (A 43546)**

Selma, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=43546>

**KROMHOUT, AARON DAVID, M.D. (A 88432)**

San Luis Obispo, CA

Public Reprimand with terms and conditions

February 12, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=88432>

**LAHIJI, PARVIZ, M.D. (A 42614)**

Encino, CA

Public Reprimand with terms and conditions

April 26, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=42614>

**LAM, TAT SENG, M.D. (A 62418)**

Orange, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=62418>

**LEFKOVITCH, BARRY (A 44733)**

Thousand Oaks, CA

License Revoked

March 17, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=44733>

**LEHMAN, RICHARD CLINTON, M.D. (G 50105)**

Saint Louis, MO

Public Reprimand with terms and conditions

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=50105>

**LENZ, HEINZ JUERGEN, M.D. (A 45401)**

La Jolla, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=45401>

**LEVINSON, ADAM WILLIAM (A 100532)**

Phoenix, AZ

License Surrendered

April 20, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=100532>

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**MBAGWU, K.N. SOLOMON, M.D. (G 42217)**

Inglewood, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

March 1, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=42217>

**MILLER, STEVEN LORING (G 51982)**

Newton, MA

License Surrendered

April 4, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=51982>

**MISRA, MUKESH, M.D. (A 95774)**

Lancaster, CA

Public Reprimand with terms and conditions

April 26, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=95774>

**MODI, JASVANT N. (A 39818)**

Los Angeles, CA

License Surrendered

March 22, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=39818>

**MORISSETY, VIDYA SAGAR RAO, M.D. (A 52774)**

Forsyth, IL

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

February 16, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=52774>

**MORLAN, BARBARA JEAN, M.D. (A 78603)**

Clovis, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

April 19, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=78603>

**MOUSSAZADEH, BAKHTIAR, M.D. (A 108651)**

Los Angeles, CA

Public Reprimand

April 22, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=108651>

**NAGAFUJI, JOEL TOSHIRO, M.D. (A 102965)**

Carmel, CA

Public Reprimand with terms and conditions

February 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=102965>

**NELSON, JAMES N., M.D. (G 9152)**

Long Beach, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

February 9, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=9152>

**OWIESY, FAROUGH, M.D. (A 87796)**

Corona, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

February 26, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=87796>

**PAK, SU-YONG, M.D. (A 34079)**

La Palma, CA

Revoked, stayed, placed on 2 years' probation with terms and conditions

April 20, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=34079>

**PARK, SUNG UN, M.D. (A 48704)**

Fullerton, CA

Revoked, stayed, placed on 4 years' probation with terms and conditions

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=48704>

**PAULE, WILLIAM JOEL, M.D. (G 84131)**

Carpinteria, CA

Revoked, stayed, placed on 4 years' probation with terms and conditions

April 8, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=84131>

**PEREA, JAIME ENRIQUE, M.D. (G 72724)**

Murrieta, CA

Revoked, stayed, placed on 35 months' probation with terms and conditions

March 9, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=72724>

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**PHILLIPS, ELLIOTT RICHARD (G 31876)**

Malone, WI

License Surrendered

April 20, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=31876>

**POIRIER, LEONARD S., M.D. (G 58322)**

Eden Prairie, MN

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

April 5, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=58322>

**PUTZER, THOMAS JOHN (G 42154)**

Murphy, OR

License Revoked

March 24, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=42154>

**PYLE, LARRY RICHARD, M.D. (A 37880)**

Redding, CA

Revoked, stayed, placed on 7 years' probation with terms and conditions

February 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=37880>

**QUIRING, MARK EDMOND, M.D. (C 50839)**

Mount Pleasant, TX

Revoked, stayed, placed on 35 months' probation with terms and conditions

February 5, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=50839>

**ROBERTS, GERARD STEVEN, M.D. (A 141699)**

La Porte, IN

Probationary License issued with 3 years' probation and terms and conditions

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=141699>

**RODRIGUEZ, LEONEL LAMON, M.D. (A 54600)**

Blythe, CA

Public Reprimand

March 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=54600>

**SAID, ONSY ISHAK, M.D. (A 49843)**

Visalia, CA

Public Reprimand with terms and conditions

April 6, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=49843>

**SAMUELSON, PATRICIA LYNN, M.D. (G 55644)**

Sacramento, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

April 22, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=55644>

**SCHNIEROW, BRADLEY JOHN (A 67780)**

La Jolla, CA

License Surrendered

February 23, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=67780>

**SCHROT, RUDOLPH JOSEPH, M.D. (A 70871)**

Sacramento, CA

Public Reprimand with terms and conditions

February 26, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=70871>

**SOFEN, HOWARD LEE, M.D. (G 47799)**

Los Angeles, CA

Revoked, stayed, placed on 35 months' probation with terms and conditions

April 8, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=47799>

**SOMPUR VASANTHKUMAR, SUSHIL KUMAR (A 109001)**

Mysore, India

License Revoked

April 1, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=109001>

**SOSTOCK, LORI (A 64650)**

Sonora, CA

License Surrendered

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=64650>

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**STANDEFER, CHARLOTTE BOBO, M.D. (G 78053)**

Martinez, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

April 7, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=78053>

**STREET, WENDELL (A 43837)**

Victorville, CA

License Surrendered

April 13, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=43837>

**STREUTKER, ANTHONY DONALD, M.D. (A 63917)**

Santa Rosa, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions including a condition precedent to the practice of medicine

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=63917>

**SUTER, EDGAR ARTHUR (G 42257)**

Phoenix, AZ

License Surrendered

February 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=42257>

**TAHERI, DANIEL P., M.D. (G 80445)**

Beverly Hills, CA

Public Reprimand with terms and conditions

April 7, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=80445>

**THOMPSON, JAN MEYER (G 60582)**

Reno, NV

License Revoked

April 22, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=60582>

**THOTA, NAGA RAJA, M.D. (A 53526)**

El Cajon, CA

Revoked, stayed, placed on 7 years' probation with terms and conditions including 30 days actual suspension

March 2, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=53526>

**TRUONG, HUY CONG, M.D. (G 80704)**

Corona, CA

Revoked, stayed, placed on 4 years' probation with terms and conditions

February 3, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=80704>

**USMAN, ANJUM IONA, M.D. (G 89335)**

Naperville, IL

Public Reprimand with terms and conditions

April 1, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=89335>

**VARGAS, AXEL, M.D. (C 51873)**

Wilmette, IL

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

February 24, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=C&licenseNumber=51873>

**VEDERMAN, WILLIAM HERBERT (G 19049)**

Oakland, CA

License Revoked

March 30, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=19049>

**VIVIAN, MICHAEL ROLAND PUDE, M.D. (G 78890)**

Ventura, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions

March 4, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=78890>

**WALLER, STEVEN PHILIP, M.D. (G 51471)**

Plymouth, MN

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

February 10, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=51471>

**WANG, FU NAN, M.D (A 93089)**

Hacienda Heights, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

March 2, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=93089>

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**WASHINGTON, TOBY, M.D. (A 76145)**

Albuquerque, NM

Revoked, stayed, placed on 5 years' probation with terms and conditions including a condition precedent to the practice of medicine

February 4, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=76145>

**WEILERT, MICHAEL, M.D. (G 38379)**

Clovis, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

February 26, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=38379>

**WETTERHOLT, DAVID GEORGE (G 24402)**

Traverse City, MI

License Surrendered

March 25, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=24402>

**WHINNERY, RANDOLPH, D. (A 42984)**

Paradise, CA

License Revoked

February 26, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=42984>

**WICHSER, JAMES ALLEN, M.D. (G 87589)**

Blytheville, AR

Public Reprimand with terms and conditions

April 15, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=87589>

**WILSON, SAMUEL GEORGE, M.D. (G 55580)**

Hesperia, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

April 18, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=G&licenseNumber=55580>

**WINFIELD, JULIE ANNE, M.D. (A 55830)**

Belvedere Tiburon, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions including a condition precedent to the practice of medicine.

March 4, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=55830>

**YEE, ALVIN MING-CZECH (A 60570)**

Irvine, CA

License Revoked

March 10, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=60570>

**YEPREMIAN, KELLY JOY, M.D. (A 81317)**

Glendale, CA

Public Letter of Reprimand issued pursuant to Business and Professions Code section 2233

March 11, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=81317>

**YI, STEVE SANGHOON, M.D. (A 108551)**

Valencia, CA

Public Reprimand with terms and conditions

February 2, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=108551>

**ZAGHA, MOISE TOFIC, M.D. (A 34602)**

Encino, CA

Revoked, stayed, placed on 3 years' probation with terms and conditions

April 7, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=34602>

**ZANDER, ALLA (A 61985)**

Laguna Hills, CA

License Revoked

February 19, 2016

Judicial Review Pending

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=A&licenseNumber=61985>

*Physician Assistants*

**CRAMER, ANTHONY M., P.A. (PA 53319)**

Norco, CA

License granted, revoked, stayed, placed on 5 years' probation with terms and conditions

April 6, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=53319>

**DANIELS, DENNIS L., P.A. (PA 14598)**

Riverside, CA

Public Letter of Reprimand

March 9, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=14598>

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**DIAB, JOHN, P.A. (PA 53252)**

Tustin, CA

Probationary License issued with 3 years' probation and terms and conditions

February 19, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=53252>

**DREW, COLIN TUCKER, P.A. (PA 21976)**

Desert Hot Springs, CA

Revoked, stayed, placed on 5 years' probation with terms and conditions

April 8, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=21976>

**EARLEY, BILLY ZACHERY (PA 15350)**

Corona, CA

License Surrendered

April 21, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=15350>

**ROBERTS, KAY DEE, P.A. (PA 11543)**

Lancaster, CA

Public Reprimand with terms and conditions

February 5, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=11543>

**SAGLIO, BRENDA KAY (PA 14210)**

Salinas, CA

License Surrendered

February 17, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=14210>

**STEPHENS, DEIRDRE SUE (PA 13292)**

Santa Ana, CA

License Revoked

April 22, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=13292>

**STONE, HEATHER LENORE, P.A. (PA 18207)**

Chico, CA

Revoked, stayed, placed on 7 years' probation with terms and conditions, including a condition precedent to the practice of medicine

April 15, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=PA&licenseNumber=18207>

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## *Licensed Midwives*

**WERY, TRACY LYN (LM 244)**

Coeur D'Alene, ID

License Surrendered

March 15, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=LM&licenseNumber=244>

## *Podiatrists*

**JONES, FRANKLYN COLLIER, DPM (E 3875)**

Clovis, CA

Revoked, stayed, placed on an additional 2 years' probation with terms and conditions

February 19, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=E&licenseNumber=3875>

**SERVATJOO, PARVIZ (E 3494)**

Reseda, CA

License Surrendered

March 9, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=E&licenseNumber=3494>

**THOMAS, PETE G. (E 3693)**

Santa Ana, CA

License Revoked

April 8, 2016

<http://www2.mbc.ca.gov/BreezePDL/default.aspx?licenseType=E&licenseNumber=3693>

## **SUMMARY OF ACTIONS**

### **February 1, 2016 – April 30, 2016**

These actions taken include charges or findings based on the following:

### *Physicians and Surgeons*

- Accessed the medical records of approximately 172 patients without authorization or legitimate medical purpose. Also, ability to practice medicine safely is impaired due to a mental illness.
- Aided and abetted the unlicensed practice of medicine.
- Allowed spouse, an unlicensed individual, to administer nebulizer treatments to pediatric patients in physician's absence.
- Arrested for driving under the influence and illicit possession of controlled substances. Prescribed to a fictitious patient. Unable to practice medicine safely due to alcohol dependence and multiple drug disorders.

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- Convicted of DUI. Attempted to overpower an officer during arrest and refused to take a breath or blood test.
  - Attempted to steal merchandise from a grocery store and was charged with one count of Second Degree Commercial Burglary.
  - Committed dishonest acts in completing an application for hospital privileges and making material representations and omissions relating to the reasons for a leave of absence from a training program, disciplinary action at a facility, the circumstances related to leaving that facility, and ongoing monitoring.
  - Committed sexual misconduct against a patient who was a minor.
  - Convicted of 92 counts related to the unlawful dispensation of Schedule II, III, and IV controlled substances and money laundering in transactions over \$10,000.
  - Convicted of a felony count of unlawfully obtaining and attempting to obtain and procure controlled substances and a felony count of unlawfully entering a building with the intent to commit a felony. Also, took the prescription pad of a nurse practitioner, an employee, forged the nurse practitioner's signature and wrote two prescriptions for hydrocodone for personal use.
  - Convicted of crimes involving prescribing oxycodone to persons without a legitimate medical purpose.
  - Convicted of driving with a blood alcohol content (BAC) of 0.08 percent or more.
  - Convicted of one felony count of Conspiracy to Engage in Health Care Fraud, 10 felony counts of Health Care Fraud and Aiding and Abetting Health Care Fraud and one felony count of Conspiracy to Solicit and Receive Kickbacks Involving a Federal Health Care Program for submitting more than \$2,400,000 in fraudulent claims to Medicare for power wheelchairs for Medicare beneficiaries who did not need them.
  - Convicted of possession of a controlled substance in 2014 and battery and possession of methamphetamine in 2015.
  - Convicted of three felony counts of forcible sexual penetration, one felony count of sexual exploitation of a patient and must register as a sex offender.
  - Delayed going to the hospital to deliver a baby which resulted in the death of the infant.
  - Delayed signing a medical chart until almost four months after the initial visit and failed to diagnose acute cholecystitis.
  - Demonstrated a lack of knowledge and skill in failing to identify the hip fracture in an elderly patient, failing to recognize the poor image quality of the x-rays and not ordering a new x-ray or other test, such as CT or MRI exam, and relying on a personal laptop computer not properly certified for use in teleradiology.
  - Departed from the standard of care in the treatment of several chronic pain patients.
  - Disciplined by another state for an alleged delay in the treatment of a patient resulting in permanent brain damage.
  - Disciplined by another state for a Class 1 misdemeanor conviction of DWI.
  - Disciplined by another state based on a conviction of reckless driving and failing to report the conviction on the license renewal application.
  - Disciplined by another state based on a felony conviction of unlawful surveillance.
  - Disciplined by another state based on a felony conviction of aiding and abetting the unauthorized practice of medicine and submitting a dishonest response on his medical license renewal application regarding the criminal charges that were pending.
  - Disciplined by another state based on findings the physician is unable to engage in a clinical practice due to being diagnosed with Parkinson's disease.
  - Disciplined by another state based on the denial of a license in a different state for omitting and/or misrepresenting information about past discipline in other states.
  - Disciplined by another state due to concerns of substance abuse, a history of arrests, and mental/physical impairment.
  - Disciplined by another state for dispensing numerous tablets of Vicodin under the Drug Enforcement Agency (DEA) registration of another health care provider who was under the contract with the same dispensing management company and from a location that was not registered with the DEA or state board.
  - Disciplined by another state for engaging in a sexual relationship with a patient while prescribing and administering narcotics to the patient.
  - Disciplined by another state for excessively or inappropriately prescribing controlled substances to known drug addicts, at least one of whom died of a drug overdose, and self-prescribing multiple Schedule III controlled substances.
  - Disciplined by another state for failing to adequately review a patient's records and test results prior to recommending spinal anesthesia and communicating the anesthesia plan to a colleague during the transfer of a patient's care.
  - Disciplined by another state for failing to diagnose compartment syndrome in an emergency room patient.

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- Disciplined by another state for failing to disclose a financial interest in a recommended treatment (hyperbaric chamber oxygen therapy) to pediatric patients for symptoms associated with autism, compounding of medications prescribed and failing to obtain informed consent for treatments.
  - Disciplined by another state for failing to maintain adequate medical records to support prescriptions for Schedule II controlled substances.
  - Disciplined by another state for failing to provide information required by the laws in that state to establish the public physician profile.
  - Disciplined by another state for failing to recognize developing sepsis, respiratory and renal failure in a patient hospitalized for pancreatitis and gallstones, and ignoring chart notes of the admitting hospitalist who charted that antibiotics be given with a temperature over 100 degrees.
  - Disciplined by another state for failing to timely diagnose breast cancer leading to a delay in treatment and a poor prognosis.
  - Disciplined by another state for inappropriately prescribing controlled substances while under an Interim Agreed Order.
  - Disciplined by another state for inappropriately touching a patient, making inappropriate comments, sending and requesting pictures and threatening the patient.
  - Disciplined by another state for incorrectly interpreting a CT scan of a motor vehicle accident victim and failing to notify the trauma team in a timely manner.
  - Disciplined by another state for interpreting an abdominal CT scan, but failing to report the presence of free air in the patient's abdomen.
  - Disciplined by another state for ordering medications, including controlled substances, from a mail order distributor for personal use.
  - Disciplined by another state for representing that a physical examination of a patient was conducted and findings were made regarding a patient's appearance, posture, head, eyes, nose, mouth, neck, chest, cardiac, abdomen and extremities, when, in fact, limited neuromuscular tests were performed.
  - Disciplined by another state for submitting claims and billings to a government agency without adequate and sufficient documentation of the patient care, failing to maintain adequate records of patient care and treatment, and failing to report felony criminal charges related to the false claims and billings to the state.
  - Disciplined by another state for submitting false, fraudulent, deceptive, or misleading statements on an application for a license in that state.
  - Disciplined by another state for willfully failing to fully and accurately reply to medical questions on a hospital application.
  - Employed by lay persons to evaluate complaints of illnesses of people who wished to obtain recommendations to use marijuana for medical purposes. Lay people recorded the patients' medical histories and vital signs. The recommendation was done by doctors via a real-time computerized audio-video link.
  - Engaged in a sexual relationship with a patient with a history of drug addiction and issued 134 prescriptions to the patient, including prescriptions for opiates and methadone. Also, failed to conduct an adequate workup of a patient with a complaint of chest pains and a history of smoking, elevated lipids and prediabetes, and failed to consider the possibility of coronary artery disease despite the patient's multiple risk factors.
  - Engaged in multiple egregious acts of unprofessional conduct with respect to prescribing controlled substances to a girlfriend and diversion of controlled substances.
  - Engaged in the sexual exploitation of a patient while providing dermatological and minor cosmetic treatments. Injected patient with used Juvederm syringes left over from another patient and failed to document Sclerotherapy in the patient's chart.
  - Excessively prescribed controlled substances to a patient or prescribed without a prior exam and indication.
  - Failed to adequately document the care and treatment provided to a patient.
  - Failed to clarify entries made in several progress notes. Relied on template language that did not correctly reflect a patient's course of treatment. Also failed to assess the seriousness of the patient's condition and request immediate testing and follow-up which led to the death of the patient.
  - Failed to comply with the terms and conditions of probation.
  - Failed to conduct an appropriate examination and prescribed controlled substances without a legitimate medical indication.
  - Failed to disclose required information to the Board in response to the postgraduate training questions on the Physician's and Surgeon's application.
  - Failed to do a proper history and physical upon a patient's admission into a skilled nursing facility, follow through on a treatment plan, prescribed excessively and discontinued certain categories of medications when new medications in the same category were introduced.

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- Failed to document discussions with a patient regarding a pulmonary abnormality and whether an appropriate follow-up study should be performed.
  - Failed to file federal and state tax returns for the years of 1995 through 2013 and practiced medicine while the license was suspended.
  - Failed to maintain adequate and accurate medical records.
  - Failed to manage a patient's right eye pressure following cataract surgery and document and conduct visual field testing.
  - Aided and abetted the unlicensed practice of medicine and failed to obtain a valid Fictitious Name Permit.
  - Failed to obtain and document adequate histories for a patient's back and/or neck pain and conduct and document adequate physical exams.
  - Failed to obtain the cervical ultrasound findings of a pregnant, preterm patient and/or react to the situation with aggressive antepartum management leading to the death of the baby.
  - Failed to perform adequate medical testing on surrogates and infertility patients.
  - Failed to properly counsel a patient regarding risk of rupture or hemorrhage in an ectopic pregnancy.
  - Failed to properly train and supervise medical assistants and assure the medical assistants work within their scope of practice.
  - Failed to report felony criminal charges of grand theft and presenting false Medi-Cal claims to the Board.
  - Failed to respond urgently and/or to provide adequate treatment to a patient with critically low oxygenation, who was undergoing radiofrequency rhizotomies to address cervical facet syndrome.
  - Failed to timely diagnose a brain tumor/structural mass in a patient's skull, seek out the results of previous imaging studies, order additional MRIs and blood tests, and obtain an adequate history and physical to provide a rational impression and treatment plan.
  - Insufflated sevoflurane numerous times during preparation for providing anesthesia to surgical cases.
  - Made false representations in connection with the sale of property and generated laboratory reports for a spouse using system-testing software.
  - Mismanaged the psychiatric care of a patient with borderline personality disorders.
  - Performed an inadequate physical examination of a patient, failed to perform a skin examination, failed to document the patient's refusal to have laboratory imaging studies.
  - Prescribed high doses of opioid medications for a patient without conducting appropriate, periodic reassessment reviews and/or referring patient to a pain management specialist.
  - Prescribed multiple sedative type medications to a patient with a known history of substance abuse, overdose of medications and medication misuse, and failed to obtain a complete diagnostic workup of this patient.
  - Prescribed Norco to a person in exchange for free pool cleaning services without performing a physical examination.
  - Provided treatment to a patient without performing and/or documenting an appropriate history and physical examination.
  - Refused to treat patients with Acquired Immune Deficiency Syndrome or refer patients to another physician. Also, failed to conduct an appropriate pre-operative screening of patients seeking liposuction and obtain informed consent.
  - Resigned position with a county agency after admitting to using methamphetamine for approximately 10 years and reporting to work while under the influence of methamphetamine.
  - Self-administered controlled substances and/or used controlled substances in violation of an order of probation and/or obtained controlled substances by fraud, deceit, misrepresentation, subterfuge or by the concealment of a material fact.
  - Treated patients with an experimental therapy that was not approved yet for use on humans and was outside the Institutional Review Board approval process.
  - Unable to practice medicine safely due to declining mental and/or physical health.
  - Unable to practice medicine safely due to a mental impairment.
  - Unable to practice medicine safely due to mental and/or physical illness and arrested and charged with 55 felony counts of different drug violations and was continually under the influence while practicing medicine.
  - Used alcoholic beverages in a manner dangerous or injurious to self or others.
  - Used controlled substances in a manner dangerous or injurious to self or others.
  - Withdrew a request to renew OB/GYN privileges after a facility reviewed the physician's participation in 50 different deliveries and requested a plan of action to mitigate the number of physician-unattended obstetric deliveries.
  - Wrote 110 prescriptions for controlled substances to a person who was not a patient and was known to be an addict.

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## Physician Assistants

- Convicted of a misdemeanor count of battery based on a domestic altercation with spouse and failed to report the arrest and subsequent conviction to the Board.
- Dispensed a scheduled medication to a co-worker.
- Failed to appear for scheduled interviews with a Board investigator while on probation.
- Failed to comply with a term of probation and submitted the hair sample of another person in order to defeat a Board-ordered drug test and camouflage drug use.
- Failed to disclose convictions on an application for licensure.
- Grossly negligent in overprescribing to a patient and failing to maintain adequate and accurate records.
- Overprescribed to multiple patients without an appropriate prior medical exam, failed to maintain medical records, aided and abetted the unlicensed practice of medicine and supervised medical assistants without authorization.

- Prescribed controlled substances to a spouse and concealed the records.
- Suffered multiple misdemeanor convictions involving the use of controlled substances.

## Podiatrists

- Convicted of possession of child pornography.
- Failed to comply with the terms and conditions of probation.
- Prescribed long-term controlled substances without adequate follow up or examination of the patient and/or without any medical indication.

## Licensed Midwives

- Demonstrated incompetence by failing to adequately assess and monitor a patient in spite of prolonged rupture of the membranes and particulate meconium in postdate pregnancy. Also, practiced with an expired license and altered the patient's medical chart without noting corrections, date and initials.

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# Required Notice to Consumers

**Title 16 of the California Code of Regulations section 1355.4, mandated by Business and Professions Code section 138, requires all physicians and surgeons to notify consumers that the licensee is licensed and regulated by the Medical Board of California (Board).**

The notice may be provided in one of three ways:

1. Prominently posting this [notice](#) in an area visible to patients on the premises where the licensee provides the licensed services, in which case the notice shall be in at least 48-point type in Arial font. (Note: This link can be used to print a sample sign meeting the specified criteria.)
2. Including the notice in a written statement, signed and dated by the patient or patient's representative, and kept in the patient's file, stating the patient understands the physician is licensed and regulated by the Board.
3. Including the notice in a statement on letterhead, discharge instructions, or other document given to a patient or the patient's representative, where the notice is placed immediately above the patient's signature line in at least 14-point type.

[http://www.mbc.ca.gov/Licensees/Notices/Notice\\_to\\_Consumers.aspx](http://www.mbc.ca.gov/Licensees/Notices/Notice_to_Consumers.aspx)

Department of Consumer Affairs  
Medical Board of California  
2005 Evergreen Street, Suite 1200  
Sacramento, CA 95815

Business and Professions Code § 2021(b) and (c) require physicians to inform the Medical Board in writing of any name or address change. Go to:  
[http://www.mbc.ca.gov/Licensees/Address\\_of\\_Record.aspx](http://www.mbc.ca.gov/Licensees/Address_of_Record.aspx)

## MBC Meetings — 2016

July 28-29, 2016: Embassy Suites San Francisco Airport, 250 Gateway Blvd., South San Francisco, CA 94080  
October 27-28, 2016: San Diego Area

## MBC Meetings — 2017

January 26-27, 2017: Sacramento Area  
April 27-28, 2017: Los Angeles Area  
July 27-28, 2017: San Francisco Area  
October 26-27, 2017: San Diego Area

*(All meetings are open to the public. To the extent possible, meetings will be webcast and offered via teleconference. Visit our website at <http://www.mbc.ca.gov>)*



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## Contact Us:

### Medical Board of California

**For questions or assistance with the following:** (800) 633-2322 or (916) 263-2382

*Consumer Complaints/Information*  
*Applications*  
*Health Facility Discipline Reports*  
*Fictitious Name Permits*  
*License Renewals*  
*BreEZe Assistance*  
*Registered Dispensing Opticians*

**For questions or assistance with the following:**

|                                |                |
|--------------------------------|----------------|
| <i>Continuing Education</i>    | (916) 263-2645 |
| <i>Expert Reviewer Program</i> | (818) 551-2129 |
| <i>Publications/Outreach</i>   | (916) 263-2466 |

### Affiliated Healing Arts Professions

|                                 |                |
|---------------------------------|----------------|
| <i>Midwives - all inquiries</i> | (916) 263-2393 |
| <i>Physician Assistants</i>     | (916) 561-8780 |

### Department of Consumer Affairs

|   |                |
|---|----------------|
| <i>Healing Arts Board and Bureau Complaints</i> | (800) 952-5210 |
|---|----------------|

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Contact us by email: [webmaster@mbc.ca.gov](mailto:webmaster@mbc.ca.gov)