BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: Douglas Cameron Aziz, M.D. Physician's and Surgeon's Certificate No. G 62592 Respondent.	Case No. 800-2020-067287

DECISION

The attached Stipulated Surrender of License and Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on September 14, 2022.

IT IS SO ORDERED September 7, 2022.

MEDICAL BOARD OF CALIFORNIA

William Prasifka
Executive Director

ROB BONTA
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General
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BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: DOUGLAS CAMERON AZIZ, M.D. 1467 11th Street Manhattan Beach, CA 90266 Physician's and Surgeon's Certificate No. G 62592, Respondent.	Case No. 800-2020-067287 **STIPULATED SURRENDER OF LICENSE AND ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-entitled proceedings that the following matters are true:

PARTIES

1. William Prasifka ("Complainant") is the Executive Director of the Medical Board of California ("Board"). He brought this action solely in his official capacity and is represented in this matter by Rob Bonta, Attorney General of the State of California, by Claudia Morehead, Deputy Attorney General.

2. Douglas Cameron Aziz, M.D. ("Respondent") is representing himself in this proceeding and has chosen not to exercise his right to be represented by counsel.

3. On or about April 4, 1988, the Board issued Physician's and Surgeon's Certificate

No. G 62592 to Respondent. That Certificate expired on March 31, 2022, and has not been renewed.

JURISDICTION

4. Accusation No. 800-2020-067287 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on July 25, 2022. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2020-067287 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 800-2020-067287. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent understands that the charges and allegations in Accusation No. 800-2020-067287, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a *prima facie* case with respect to the charges and allegations contained in Accusation No. 800-2020-

067287, a true and correct copy of which is attached hereto as Exhibit A, and that those charges constitute cause for discipline. Respondent hereby gives up his right to contest that cause for discipline exists based on those charges.

10. Respondent agrees that if he ever petitions for reinstatement of his Physician's and Surgeon's Certificate No. G 62592, all of the charges and allegations contained in Accusation No. 800-2020-067287 shall be deemed true, correct and fully admitted by Respondent for purposes of that reinstatement proceeding or any other licensing proceeding involving Respondent in the State of California.

11. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of his Physician's and Surgeon's Certificate without further process.

CONTINGENCY

12. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

13. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

14. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

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ORDER

IT IS HEREBY ORDERED THAT Physician's and Surgeon's Certificate No. G 62592, issued to Respondent Douglas Cameron Aziz, M.D., is surrendered and accepted by the Board.

1. The surrender of Respondent's Physician's and Surgeon's Certificate and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

2. Respondent shall lose all rights and privileges as a Physician and Surgeon in California as of the effective date of the Board's Decision and Order.

3. Respondent shall cause to be delivered to the Board his wall certificate and, if one was issued, his pocket license on or before the effective date of the Decision and Order.

4. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2020-067287 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

5. Respondent shall pay the Board its costs of investigation and enforcement in the amount of $5,900 prior to issuance of a new or reinstated license.

6. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation No. 800-2020-067287 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and

agree to be bound by the Decision and Order of the Medical Board of California.

DATED: Aug 12, 2022

DOUGLAS CAMERON AZIZ, M.D.
Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Medical Board of California of the Department of Consumer Affairs.

DATED: 8/18/22

Respectfully submitted,

ROB BONTA
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General

CLAUDIA MOREHEAD
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2020-067287

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BEFORE THE
MEDICAL BOARD OF CALIFORNIA
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In the Matter of the Accusation Against: DOUGLAS CAMERON AZIZ, M.D. 1467 11th Street Manhattan Beach, CA 90266 Physician's and Surgeon's Certificate No. G 62592, Respondent.	Case No. 800-2020-067287 **ACCUSATION**

PARTIES

1. William Prasifka ("Complainant") brings this Accusation solely in his official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs ("Board").

2. On or about April 4, 1988, the Board issued Physician's and Surgeon's Certificate Number G 62592 to Douglas Cameron Aziz, M.D. ("Respondent"). That Certificate expired on March 31, 2022, and has not been renewed.

JURISDICTION

3. This Accusation is brought before the Board, under the authority of the following

laws. All section references are to the Business and Professions Code ("Code") unless otherwise indicated.

4. Section 2227 of the Code provides that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, or such other action taken in relation to discipline as the Board deems proper.

STATUTORY PROVISIONS

5. Section 820 of the Code[1] states:

> Whenever it appears that any person holding a license, certificate or permit under this division or under any initiative act referred to in this division may be unable to practice his or her profession safely because the licentiate's ability to practice is impaired due to mental illness, or physical illness affecting competency, the licensing agency may order the licentiate to be examined by one or more physicians and surgeons or psychologists designated by the agency. The report of the examiners shall be made available to the licentiate and may be received as direct evidence in proceedings conducted pursuant to Section 822.

6. Section 821 of the Code[2] provides that the licentiate's failure to comply with an order issued under section 820 shall constitute grounds for the suspension or revocation of the licentiate's certificate or license.

7. Section 2234 of the Code states:

> The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:
>
> (a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.
>
> . . . .

8. Unprofessional conduct under Code section 2234 is conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming a member in good

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[1] An Order compelling examination pursuant to Code section 820 complies with state procedural due process. (*Alexander D. v. State Board of Dental Examiners* (1991) 231 Cal.App.3d 92, 96.) Code section 820 also complies with constitutional privacy interests. (*Kees v. Medical Board of California* (1992) 7 Cal.App.4th 1801, 1814.)

[2] The Court of Appeal has upheld the Board's authority to discipline a licensee for failure to comply with an Order to submit to examinations. With regard to disciplinary action taken pursuant to Code section 821, all that is relevant is that the licensee did not comply with the Order. (*Lee v. Board of Registered Nursing* (2012) 209 Cal.App.4th 793, 798.)

standing of the medical profession, and which demonstrates an unfitness to practice medicine. (*Shea v. Board of Medical Examiners* (1978) 81 Cal.App.3d 564, 575.)

COST RECOVERY

9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licensee to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

FACTUAL ALLEGATIONS

10. On March 16, 2022, acting on reports that Respondent appeared to be mentally or physically ill, the Board issued an Order pursuant to Business and Professions Code section 820, Case Number 800-2020-067287, compelling Respondent to undergo mental and physical examinations to determine whether he was impaired by a mental or physical illness affecting his competency to practice medicine. On that same date, the Board served the Order on Respondent via certified return receipt.

11. On or about March 21, 2022, Investigator D.B. with the Department of Consumer Affairs, Division of Investigation, Health Quality Investigation Unit, contacted Dr. D.T. to perform a mental examination of Respondent. He scheduled an appointment for April 8, 2022, at 10:00 a.m. On that same date, Investigator D.B. mailed a letter to Respondent informing him of the appointment with Dr. D.T. and included a copy of the Board's Order. He mailed the letter via first-class and certified mail. Investigator D.B. also contacted Dr. L.D. to perform a physical examination of Respondent.

12. On or about March 23, 2022, Dr. D.T. informed Investigator D.B. that he needed to change Respondent's appointment to April 5, 2022, at 10:00 a.m. Investigator D.B. mailed a letter to Respondent informing him of the new appointment with Dr. D.T. He mailed the letter via first-class and certified mail.

13. On or about March 31, 2022, Respondent called the Health Quality Investigation

Unit. He spoke with Investigator J.F. Respondent informed Investigator J.F. that he received the letter from Investigator D.B. and the Order from the Board to undergo the mental and physical examinations. He also informed Investigator J.F. that he was not attending the mental examination scheduled for April 5, 2022, or the physical examination. He stated that he was retired and was going to surrender his medical license.

14. On or about April 1, 2022, Investigator D.B. received an e-mail from Respondent informing him that he has decided to voluntarily surrender his medical license, and assumed that he would not need to attend the mental exam on April 5, 2022.

15. On or about April 2, 2022, Investigator D.B. sent an e-mail to Respondent informing him that the Board ordered the examinations, he was required to comply with the Board's Order, and that if he did not show up for the appointments, the Board would take action against his license. Investigator D.B also notified him that he needed to contact the Board directly concerning his wish to surrender his license. Investigator D.B. advised Respondent that the physical examination was scheduled for April 7, 2022.

16. On or about April 4, 2022, Investigator D.B. sent an e-mail to Respondent informing him that the physical examination was scheduled for April 7, 2022, at 4:30 p.m.

17. On or about April 5, 2022, Dr. D.T. reported to Investigator D.B. that Respondent did not show up for the scheduled mental examination.

18. On or about April 7, 2022, Dr. L.D. reported to Investigator D.B. that Respondent did not appear for the scheduled physical examination. On that same date, Investigator D.B. received a telephone call from Respondent wherein Respondent again stated that he did not want to undergo any examination.

FIRST CAUSE FOR DISCIPLINE

(Failure to Comply with Order of Examination)

19. Respondent is subject to disciplinary action under Code section 821 in that he failed to comply with the Board's Order issued pursuant to Code section 820 by failing to appear for scheduled mental and physical examinations. The circumstances are as follows:

20. The facts and allegations in paragraphs 10 through 18 above, are incorporated by

reference and re-alleged as if fully set forth herein.

21. Respondent's acts and/or omissions as set forth in paragraphs 10 through 18 above, whether proven individually, jointly, or in any combination thereof, constitute Respondent's failure to comply with an Order issued under Code section 820 in violation of Code section 821. Therefore, cause for discipline exists.

SECOND CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

22. Respondent is subject to disciplinary action under Code section 2334 in that he failed to comply with the Board's Order issued pursuant to Code section 820 by failing to appear for scheduled mental and physical examinations. The circumstances are as follows:

23. The facts and allegations in paragraphs 10 through 18 above, are incorporated by reference and re-alleged as if fully set forth herein.

24. Respondent's acts and/or omissions as set forth in paragraphs 10 through 18 above, whether proven individually, jointly, or in any combination thereof, constitute Respondent's failure to comply with an Order issued under Code section 820 in violation of Code section 2234. Therefore, cause for discipline exists.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Medical Board of California issue a decision:

1. Revoking or suspending Physician's and Surgeon's Certificate Number G 62592, issued to Respondent Douglas Cameron Aziz, M.D.;

2. Revoking, suspending or denying approval of Respondent Douglas Cameron Aziz, M.D.'s authority to supervise physician assistants and advanced practice nurses;

3. Ordering Respondent Douglas Cameron Aziz, M.D. to pay the Board the costs of the investigation and enforcement of this case, and if placed on probation, the costs of probation monitoring; and

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4. Taking such other and further action as deemed necessary and proper.

DATED: JUL 25 2022

WILLIAM PRASIFKA
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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