

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

**In the Matter of the Accusation** )  
**Against:** )  
 )  
 )  
**Michael Perry Bass, M.D.** )  
 )  
**Physician's and Surgeon's** )  
**Certificate No. C 32503** )  
 )  
**Respondent** )  
\_\_\_\_\_ )

**Case No. 800-2017-032805**

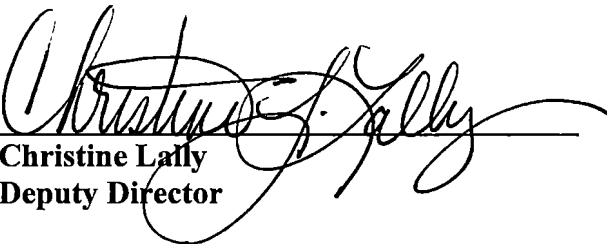
**DECISION**

**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 November 8, 2019.**

**IT IS SO ORDERED November 1, 2019.**

**MEDICAL BOARD OF CALIFORNIA**

  
\_\_\_\_\_  
**Christine Lally  
Deputy Director**

1 XAVIER BECERRA  
Attorney General of California  
2 STEVEN D. MUNI  
Supervising Deputy Attorney General  
3 RYAN J. YATES  
Deputy Attorney General  
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6 Telephone: (916) 210-6329  
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7

8 *Attorneys for Complainant*

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10 **BEFORE THE**  
**MEDICAL BOARD OF CALIFORNIA**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
12 **STATE OF CALIFORNIA**

13 In the Matter of the Accusation Against:

Case No. 800-2017-032805

14 **MICHAEL PERRY BASS, M.D.**  
2933 Betlen Ct  
15 Rancho Cordova, CA 95670-5302

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

16 **Physician's and Surgeon's Certificate No. C  
32503**

17 Respondent.  
18

19 **PARTIES**

20 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board  
21 of California (Board). She brought this action solely in her official capacity and is represented in  
22 this matter by Xavier Becerra, Attorney General of the State of California, by Ryan J. Yates,  
23 Deputy Attorney General.

24 2. Respondent Michael Perry Bass, M.D. (Respondent) is represented in this matter by  
25 attorney Robert W. Hodges, from the Law Offices of McNamara, Ney, Beatty, Slattery, Borges &  
26 Ambacher, LLP; located at 3480 Buskirk Ave., #250, Pleasant Hill, CA, 94523.

27 3. On or about July 28, 1970, the Board issued Physician's and Surgeon's Certificate  
28 No. C 32503 to Michael Perry Bass, M.D. (Respondent). The Physician's and Surgeon's

1 Certificate was in full force and effect at all times relevant to the charges brought in Accusation  
2 No. 800-2017-032805 and will expire on September 30, 2019, unless renewed.

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

5 **JURISDICTION**

6 4. On or about June 7, 2019, Accusation No. 800-2017-032805 has not yet been filed  
7 before the Board, but will be filed concurrently with this document. Respondent elected to  
8 surrender his Physician's and Surgeon's Certificate No. C 32503. A copy of Accusation No. 800-  
9 2017-032805 is attached as Exhibit 1 and incorporated by reference as if fully set forth herein.

10 **ADVISEMENT AND WAIVERS**

11 5. Respondent has carefully read, and understands the charges and allegations in  
12 Accusation No. 800-2017-032805. Respondent also has carefully read, and fully understands the  
13 effects of this Stipulated Surrender of License and Disciplinary Order.

14 6. Respondent is fully aware of his legal rights in this matter, including the right to a  
15 hearing on the charges and allegations in Accusation No. 800-2017-032805; the right to confront  
16 and cross-examine the witnesses against him; the right to present evidence and to testify on his  
17 own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the  
18 production of documents; the right to reconsideration and court review of an adverse decision;  
19 and all other rights accorded him pursuant to the California Administrative Procedure Act, the  
20 California Code of Civil Procedure, and all other applicable laws.

21 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
22 every right set forth and/or referenced above.

23 **CULPABILITY**

24 8. Respondent understands that the charges and allegations in Accusation No. 800-2017-  
25 032805, if proven at hearing, constitute cause for imposing discipline upon his Physician's and  
26 Surgeon's Certificate.

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1 its/his/her review, discussion and/or consideration of this Stipulated Surrender of License and  
2 Disciplinary Order or of any matter or matters related hereto.

3 13. The Executive Director shall have a reasonable period of time in which to consider  
4 and act on this stipulation after receiving it. By signing this stipulation, respondent fully  
5 understands and agrees that he may not withdraw his agreement or seek to rescind this stipulation  
6 prior to the time the Executive Director considers and acts upon it.

7 **ADDITIONAL PROVISIONS**

8 14. This Stipulated Surrender of License and Disciplinary Order is intended by the parties  
9 herein to be an integrated writing representing the complete, final and exclusive embodiment of  
10 the agreement of the parties in the above-entitled matter.

11 15. The parties understand and agree that copies of this Stipulated Surrender of License  
12 and Disciplinary Order, including copies of the signatures of the parties, may be used in lieu of  
13 original documents and signatures and, further, that such copies and signatures shall have the  
14 same force and effect as the originals.

15 16. In consideration of the foregoing admissions and stipulations, the parties agree that  
16 the Executive Director of the Medical Board may, without further notice to or opportunity to be  
17 heard by Respondent, issue and enter the following Order on behalf of the Board:

18 **ORDER**

19 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. C 32503, issued  
20 to Respondent Michael Perry Bass, M.D., is surrendered and accepted by the Medical Board of  
21 California.

22 1. The surrender of Respondent's Physician's and Surgeon's Certificate No. C 32503  
23 and the acceptance of the surrendered license by the Board shall constitute the imposition of  
24 discipline against Respondent. This stipulation constitutes a record of the discipline and shall  
25 become a part of Respondent's license history with the Medical Board of California.

26 2. Respondent shall lose all rights and privileges as a Physician and Surgeon in  
27 California as of the effective date of the Board's Decision and Order.  
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1 3. Respondent shall cause to be delivered to the Board his pocket license and, if one was  
2 issued, his wall certificate on or before the effective date of the Decision and Order.

3 4. If Respondent ever files an application for licensure or a petition for reinstatement in  
4 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must  
5 comply with all the laws, regulations and procedures for reinstatement of a revoked license in  
6 effect at the time the petition is filed, and all of the charges and allegations contained in  
7 Accusation No. 800-2017-032805 shall be deemed to be true, correct and admitted by Respondent  
8 when the Board determines whether to grant or deny the petition.

9 5. Respondent may not petition for reinstatement of a revoked or surrendered license for  
10 three (3) years from the effective date of this Decision.

11 6. If Respondent should ever apply or reapply for a new license or certification, or  
12 petition for reinstatement of a license, by any other health care licensing agency in the State of  
13 California, all of the charges and allegations contained in Accusation No. 800-2017-032805 shall  
14 be deemed to be true, correct, and admitted by respondent for the purpose of any Statement of  
15 Issues or any other proceeding seeking to deny or restrict licensure.


16 **ACCEPTANCE**

17 I have carefully read the above Stipulated Surrender of License and Disciplinary Order and  
18 have fully discussed it with my attorney, Robert W. Hodges, Esq. I understand the stipulation  
19 and the effect it will have on my Physician's and Surgeon's Certificate No. C 32503. I enter into  
20 this Stipulated Surrender of License and Disciplinary Order voluntarily, knowingly, and  
21 intelligently, and agree to be bound by the Decision and Order of the Medical Board of  
22 California.

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24 DATED: 9-30-19 Michael P. Bass, M.D.  
25 MICHAEL PERRY BASS, M.D.  
26 Respondent  
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I have read and fully discussed with Respondent Michael Perry Bass, M.D., the terms and conditions and other matters contained in the above Stipulated Surrender of License. I approve its form and content.

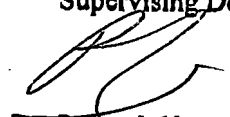
DATED: 10/2/2019   
ROBERT W. HODGES  
*Attorney for Respondent*

**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: 10/3/19

Respectfully submitted,  
XAVIER BECERRA  
Attorney General of California  
STEVEN D. MUNI  
Supervising Deputy Attorney General

  
RYAN J. YATES  
Deputy Attorney General  
*Attorneys for Complainant*

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# Exhibit 1



1 XAVIER BECERRA  
Attorney General of California  
2 STEVEN D. MUNI  
Supervising Deputy Attorney General  
3 RYAN J. YATES  
Deputy Attorney General  
4 State Bar No. 279257  
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8 *Attorneys for Complainant*

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

In the Matter of the Accusation Against:  
**Michael Perry Bass, M.D.**  
**2933 Betlen Ct**  
**Rancho Cordova, CA 95670-5302**  
**Physician's and Surgeon's Certificate**  
**No. C 32503,**  
  
Respondent.

Case No. 800-2017-032805  
**ACCUSATION**

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**PARTIES**

1. Kimberly Kirchmeyer (Complainant) brings this Accusation solely in her official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs (Board).
2. On or about July 28, 1970, the Medical Board issued Physician's and Surgeon's Certificate Number C 32503 to Michael Perry Bass, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought herein and expired on September 30, 2019.

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**PRIOR DISCIPLINARY ACTION**

3. On October 24, 1992, a Board Decision became effective, which revoked Respondent's medical license for self-prescribing and fraudulent prescribing practices.

On November 5, 1999, a Decision became effective which reinstated Respondent's license and placed him on probation with terms and conditions. On May 6, 2005, Respondent completed probation.

**JURISDICTION**

4. 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.

5. Section 2227 of the Code states:

(a) A licensee whose matter has been heard by an administrative law judge of the Medical Quality Hearing Panel as designated in Section 11371 of the Government Code, or whose default has been entered, and who is found guilty, or who has entered into a stipulation for disciplinary action with the board, may, in accordance with the provisions of this chapter:

(1) Have his or her license revoked upon order of the board.

(2) Have his or her right to practice suspended for a period not to exceed one year upon order of the board.

(3) Be placed on probation and be required to pay the costs of probation monitoring upon order of the board.

(4) Be publicly reprimanded by the board. The public reprimand may include a requirement that the licensee complete relevant educational courses approved by the board.

(5) Have any other action taken in relation to discipline as part of an order of probation, as the board or an administrative law judge may deem proper.

(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical review or advisory conferences, professional competency examinations, continuing education activities, and cost reimbursement associated therewith that are agreed to with the board and successfully completed by the licensee, or other matters made confidential or privileged by existing law, is deemed public, and shall be made available to the public by the board pursuant to Section 803.1.

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1           6. Section 2234 of the Code, states:

2           The board shall take action against any licensee who is charged with  
3           unprofessional conduct. In addition to other provisions of this article,  
4           unprofessional conduct includes, but is not limited to, the following:

5           (a) Violating or attempting to violate, directly or indirectly, assisting in or  
6           abetting the violation of, or conspiring to violate any provision of this chapter.

7           (b) Gross negligence.

8           (c) Repeated negligent acts. To be repeated, there must be two or more  
9           negligent acts or omissions. An initial negligent act or omission followed by a  
10          separate and distinct departure from the applicable standard of care shall  
11          constitute repeated negligent acts.

12          (1) An initial negligent diagnosis followed by an act or omission medically  
13          appropriate for that negligent diagnosis of the patient shall constitute a single  
14          negligent act.

15          (2) When the standard of care requires a change in the diagnosis, act, or  
16          omission that constitutes the negligent act described in paragraph (1), including,  
17          but not limited to, a reevaluation of the diagnosis or a change in treatment, and  
18          the licensee's conduct departs from the applicable standard of care, each  
19          departure constitutes a separate and distinct breach of the standard of care.

20          (d) Incompetence.

21          (e) The commission of any act involving dishonesty or corruption which is  
22          substantially related to the qualifications, functions, or duties of a physician and  
23          surgeon.

24          (f) Any action or conduct which would have warranted the denial of a  
25          certificate.

26          (g) The practice of medicine from this state into another state or country  
27          without meeting the legal requirements of that state or country for the practice  
28          of medicine. Section 2314 shall not apply to this subdivision. This subdivision  
29          shall become operative upon the implementation of the proposed registration  
30          program described in Section 2052.5.

31          (h) The repeated failure by a certificate holder, in the absence of good  
32          cause, to attend and participate in an interview by the board. This subdivision  
33          shall only apply to a certificate holder who is the subject of an investigation by  
34          the board.

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1           7.    Section 822 of the Code states:

2                    If a licensing agency determines that its licentiate's ability to practice his  
3 or her profession safely is impaired because the licentiate is mentally ill, or  
4 physically ill affecting competency, the licensing agency may take action by any  
one of the following methods:

5                    (a) Revoking the licentiate's certificate or license.

6                    (b) Suspending the licentiate's right to practice.

7                    (c) Placing the licentiate on probation.

8                    (d) Taking such other action in relation to the licentiate as the licensing  
9 agency in its discretion deems proper.

10                   The licensing section shall not reinstate a revoked or suspended certificate  
11 or license until it has received competent evidence of the absence or control of  
12 the condition which caused its action and until it is satisfied that with due  
13 regard for the public health and safety the person's right to practice his or her  
profession may be safely reinstated.

14                    **CAUSE FOR RESTRICTION AND/OR REVOCATION**  
15                    **(Mental or Physical Illness Affecting Competency to Practice Medicine)**

16                   8.    Respondent's Physician's and Surgeon's Certificate No. C 32503 is subject to  
17 disciplinary action under section 822 of the Code in that his ability to practice medicine  
18 safely is impaired because he is mentally or physically ill affecting competency, as more  
19 particularly alleged hereinafter.

20                   9.    On or about April 28, 2017, Respondent maintained a part-time practice in  
21 California, where he worked as the medical director at the Live Well Medical Center, in  
22 Rancho Cordova, several times monthly. At or about this time, Respondent was working  
23 with the Partnership HealthPlan of California, a non-profit health care organization that  
24 contracts with the State of California to administer Medi-Cal benefits through local care  
25 providers, such as Respondent's clinic.

26                   10. On or about April 28, 2017, Respondent attended the PACE program, where his  
27 competency to practice medicine was evaluated by several medical practitioners.

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1           11.       On May 8, 2017, PACE submitted an assessment report to the Partnership  
2 HealthPlan of California Re-credentialing Committee, which found that Respondent did not  
3 demonstrate sufficient knowledge as a neurologist, nor as a general practitioner. PACE  
4 recommended that Respondent be removed from clinical practice immediately, and that  
5 Respondent undergo a comprehensive psychiatric fitness for duty evaluation.

6           12.       On or about February 1, 2019, Respondent participated in a psychiatric  
7 examination, conducted by Dr. G. Dr. G. found that Respondent had significant trouble  
8 relaying his personal history, including the chronology of his previous problems with the  
9 Medical Board and also seemed not to understand the patient safety concerns that his  
10 performance on the PACE evaluation suggests. His presentation was suggestive of some  
11 underlying processing or memory issues that would have an impact on his ability to practice  
12 medicine competently and safely. It is Dr. G's opinion that Respondent is not currently able  
13 to practice medicine safely, and therefore would represent a danger to the general public if he  
14 was still practicing.

15           13.       On or about May 3, 2019, this matter was referred to Dr. W., a Clinical  
16 Neuropsychologist. On or about June 20, 2019, Dr. W. met with Respondent for a  
17 neuropsychological evaluation. Dr. W. found that Respondent was suffering from a  
18 neurocognitive disorder—age related dementia—and concluded that permitting Respondent  
19 to continue to engage in the practice of medicine will endanger the public health, safety, and  
20 welfare. In forming his opinion, Dr. W. administered numerous tests. He also took  
21 Respondent's relevant history, including but not limited to psychological, social,  
22 employment, and family history.

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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 No. C 32503, issued to Michael Perry Bass, M.D.;
2. Revoking, suspending or denying approval of Michael Perry Bass, M.D.'s authority to supervise physician assistants and advanced practice nurses;
3. Ordering Michael Perry Bass, M.D., if placed on probation, to pay the Board the costs of probation monitoring; and
4. Taking such other and further action as deemed necessary and proper.

DATED: October 24, 2019

  
KIMBERLY KIRCHMEYER  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

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