

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

**In the Matter of the Accusation
Against:**

Chandan Deep Singh Cheema, M.D.

**Physician's & Surgeon's
Certificate No A 47747**

Respondent.

Case No. 800-2017-032495

DECISION

The attached Stipulated Settlement and Disciplinary 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 June 26, 2020.

IT IS SO ORDERED May 27, 2020.

MEDICAL BOARD OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Ronald H. Lewis, MD", written over a horizontal line.

**Ronald H. Lewis, M.D., Chair
Panel A**

XAVIER BECERRA
Attorney General of California
ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
VERONICA VO
Deputy Attorney General
State Bar No. 230698
1300 I Street, Suite 125
P.O. Box 944255
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Attorneys for Complainant

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

In the Matter of the Accusation Against:

CHANDAN DEEP SINGH CHEEMA, M.D.
Capital Medical Extended Care
3001 Douglas Blvd, Ste 325
Roseville, CA 95661

Physician's and Surgeon's Certificate
No. A 47747

Respondent.

Case No. 800-2017-032495

OAH No. 2020010668

**STIPULATED SETTLEMENT AND
DISCIPLINARY 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. Christine J. Lally¹ (Complainant) is the Interim Executive Director of the Medical Board of California (Board). She brought this action solely in her official capacity and is

¹ Kimberly Kirchmeyer became the Director of the Department of Consumer Affairs on October 28, 2019. On that date, Ms. Lally became the Interim Executive Director of the Medical Board.

1 represented in this matter by Xavier Becerra, Attorney General of the State of California, by
2 Veronica Vo, Deputy Attorney General.

3 2. Respondent Chandan Deep Singh Cheema, M.D. (Respondent) is represented in this
4 proceeding by attorney Ian A. Scharg, Esq., whose address is: 400 University Ave.
5 Sacramento, CA 95825-6502

6 3. On or about November 27, 1989, the Board issued Physician's and Surgeon's
7 Certificate No. A 47747 to Chandan Deep Singh Cheema, M.D. (Respondent). The Physician's
8 and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
9 in Accusation No. 800-2017-032495, and will expire on July 31, 2021, unless renewed.

10 **JURISDICTION**

11 4. Accusation No. 800-2017-032495 was filed before the Board, and is currently
12 pending against Respondent. The Accusation and all other statutorily required documents were
13 properly served on Respondent on January 3, 2019. Respondent timely filed his Notice of
14 Defense contesting the Accusation.

15 5. A copy of Accusation No. 800-2017-032495 is attached as Exhibit A and
16 incorporated herein by reference.

17 **ADVISEMENT AND WAIVERS**

18 6. Respondent has carefully read, fully discussed with counsel, and understands the
19 charges and allegations in Accusation No. 800-2017-032495. Respondent has also carefully read,
20 fully discussed with counsel, and understands the effects of this Stipulated Settlement and
21 Disciplinary Order.

22 7. Respondent is fully aware of his legal rights in this matter, including the right to a
23 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
24 the witnesses against him; the right to present evidence and to testify on his own behalf; the right
25 to the issuance of subpoenas to compel the attendance of witnesses and the production of
26 documents; the right to reconsideration and court review of an adverse decision; and all other
27 rights accorded by the California Administrative Procedure Act and other applicable laws.
28

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

CULPABILITY

9. Respondent understands and agrees that, at an administrative hearing, complainant could establish a *prima facie* case with respect to the charges and allegations contained in Accusation No. 800-2017-032495, a true and correct copy of which is attached as Exhibit A, and that he has thereby subjected his Physician's and Surgeon's Certificate No. 47747 to disciplinary action.

10. Respondent agrees that if an accusation is ever filed against him before the Medical Board of California, all of the charges and allegations contained in Accusation No. 800-2017-032495 shall be deemed true, correct, and fully admitted by Respondent for purposes of that proceeding or any other licensing proceeding involving Respondent in the State of California or elsewhere.

11. Respondent agrees that his Physician's and Surgeon's Certificate is subject to discipline and he agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

CONTINGENCY

12. This Stipulated Settlement and Disciplinary Order shall be subject to approval by the Board. The parties agree that this Stipulated Settlement and Disciplinary Order shall be submitted to the Board for its consideration in the above-entitled matter and, further, that the Board shall have a reasonable period of time in which to consider and act on this Stipulated Settlement and Disciplinary Order after receiving it. By signing this stipulation, Respondent fully understands and agrees that he may not withdraw his agreement or seek to rescind this stipulation prior to the time the Board considers and acts upon it.

13. The parties agree that this Stipulated Settlement and Disciplinary Order shall be null and void and not binding upon the parties unless approved and adopted by the Board, except for this paragraph, which shall remain in full force and effect. Respondent fully understands and agrees that in deciding whether or not to approve and adopt this Stipulated Settlement and

1 Disciplinary Order, the Board may receive oral and written communication from its staff and/or
2 the Attorney General's Office. Communications pursuant to this paragraph shall not disqualify
3 the Board, and any member thereof, and/or any other person from future participation in this or
4 any other matter affecting or involving Respondent. In the event that the Board does not, in its
5 discretion, approve and adopt this Stipulated Settlement and Disciplinary Order, with the
6 exception of this paragraph, it shall not become effective, shall be of no evidentiary value
7 whatsoever, and shall not be relied upon or introduced in any disciplinary action by either party
8 hereto. Respondent further agrees that should this Stipulated Settlement and Disciplinary Order
9 be rejected for any reason by the Board, Respondent will assert no claim that the Board, or any
10 member thereof, was prejudiced by its/his/her review, discussion and/or consideration of this
11 Stipulated Settlement and Disciplinary Order or of any matter or matters related hereto.

12 **ADDITIONAL PROVISIONS**

13 14. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to
14 be an integrated writing representing the complete, final, and exclusive embodiment of the
15 agreements of the parties in the above-entitled matter.

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

19 14. In consideration of the foregoing admissions and stipulations, the parties agree that
20 the Board may, without further notice to or opportunity to be heard by Respondent, issue and
21 enter the following Disciplinary Order:

22 **DISCIPLINARY ORDER**

23 IT IS HEREBY ORDERED that Respondent Chandan Deep Singh Cheema, M.D., as a
24 holder of Physician's and Surgeon's Certificate No. A 47747, shall be and hereby is Publicly
25 Reprimanded pursuant to California Business and Professions Code section 2227, subdivision (a),
26 subsection (4). This Public Reprimand, which is issued in connection with Respondent's care and
27 treatment of Patient A, as set forth in Accusation No. 800-2017-032495, is as follows:

28 1. **PUBLIC REPRIMAND.** Between July 18, 2012, through March 4, 2013,

1 Respondent departed from the standard of care by failing to minimize or avoid the prescribing of
2 opiates in a patient who was at high risk.

3 2. PRESCRIBING PRACTICES COURSE. Within 60 calendar days of the effective
4 date of this Decision, Respondent shall enroll in a course in prescribing practices approved in
5 advance by the Board or its designee. Respondent shall provide the approved course provider
6 with any information and documents that the approved course provider may deem pertinent.
7 Respondent shall participate in and successfully complete the classroom component of the course
8 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully
9 complete any other component of the course within one (1) year of enrollment. The prescribing
10 practices course shall be at Respondent's expense and shall be in addition to the Continuing
11 Medical Education (CME) requirements for renewal of licensure.

12 A prescribing practices course taken after the acts that gave rise to the charges in the
13 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
14 or its designee, be accepted towards the fulfillment of this condition if the course would have
15 been approved by the Board or its designee had the course been taken after the effective date of
16 this Decision.

17 Respondent shall submit a certification of successful completion to the Board or its
18 designee not later than 15 calendar days after successfully completing the course, or not later than
19 15 calendar days after the effective date of the Decision, whichever is later.

20 3. MEDICAL RECORD KEEPING COURSE. Within 60 calendar days of the effective
21 date of this Decision, Respondent shall enroll in a course in medical record keeping approved in
22 advance by the Board or its designee. Respondent shall provide the approved course provider
23 with any information and documents that the approved course provider may deem pertinent.
24 Respondent shall participate in and successfully complete the classroom component of the course
25 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully
26 complete any other component of the course within one (1) year of enrollment. The medical
27 record keeping course shall be at Respondent's expense and shall be in addition to the Continuing
28 Medical Education (CME) requirements for renewal of licensure.


1 A medical record keeping course taken after the acts that gave rise to the charges in the
 2 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
 3 or its designee, be accepted towards the fulfillment of this condition if the course would have
 4 been approved by the Board or its designee had the course been taken after the effective date of
 5 this Decision.

6 Respondent shall submit a certification of successful completion to the Board or its
 7 designee not later than 15 calendar days after successfully completing the course, or not later than
 8 15 calendar days after the effective date of the Decision, whichever is later.

9 ACCEPTANCE

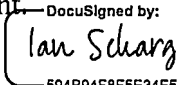
10 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
 11 discussed it with my attorney, Ian A. Scharg, Esq. I understand the stipulation and the effect it
 12 will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and
 13 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
 14 Decision and Order of the Medical Board of California.

15
 16 DATED: 4/5/2020


 17 CHANDAN DEEP SINGH CHEEMA, M.D.
 18 Respondent

19 I have read and fully discussed with Respondent Chandan Deep Singh Cheema, M.D. the
 20 terms and conditions and other matters contained in the above Stipulated Settlement and
 21 Disciplinary Order. I approve its form and content.

22 DATED: 4/6/2020

DocuSigned by:

 23 IAN A. SCHARG, ESQ.
 Attorney for Respondent

24 ///

25 ///

26 ///

27 ///

28 ///

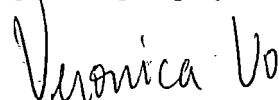
ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Medical Board of California.

DATED: 4/9/2020

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General


VERONICA VO
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2017-032495

1 XAVIER BECERRA
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7 *Attorneys for Complainant*

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO Jan 3 20 19
BY *[Signature]* ANALYST

8
9 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 800-2017-032495

13 **Chandan Deep Singh Cheema, M.D.**
14 **Capital Medical Extended Care**
15 **3001 Douglas Blvd Ste 325**
Roseville, CA 95661

A C C U S A T I O N

16 **Physician's and Surgeon's Certificate**
17 **No. A 47747,**

Respondent.

18
19
20 Complainant alleges:

21 **PARTIES**

22 1. Kimberly Kirchmeyer (Complainant) brings this Accusation solely in her official
23 capacity as the Executive Director of the Medical Board of California, Department of Consumer
24 Affairs (Board).

25 2. On or about November 27, 1989, the Medical Board issued Physician's and
26 Surgeon's Certificate Number A 47747 to Chandan Deep Singh Cheema, M.D. (Respondent).
27 The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the
28 charges brought herein and will expire on July 31, 2019, unless 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 unless otherwise indicated.

4. 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.

“(b) Gross negligence.

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

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

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

“(d) Incompetence.

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

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

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

1 “(h) The repeated failure by a certificate holder, in the absence of good cause, to attend and
2 participate in an interview by the board. This subdivision shall only apply to a certificate holder
3 who is the subject of an investigation by the board.”

4 5. Section 2241 of the Code states:

5 “(a) A physician and surgeon may prescribe, dispense, or administer prescription drugs,
6 including prescription controlled substances, to an addict under his or her treatment for a purpose
7 other than maintenance on, or detoxification from, prescription drugs or controlled substances.

8 “(b) A physician and surgeon may prescribe, dispense, or administer prescription drugs or
9 prescription controlled substances to an addict for purposes of maintenance on, or detoxification
10 from, prescription drugs or controlled substances only as set forth in subdivision (c) or in Sections
11 11215, 11217, 11217.5, 11218, 11219, and 11220 of the Health and Safety Code. Nothing in this
12 subdivision shall authorize a physician and surgeon to prescribe, dispense, or administer
13 dangerous drugs or controlled substances to a person he or she knows or reasonably believes is
14 using or will use the drugs or substances for a nonmedical purpose.

15 “(c) Notwithstanding subdivision (a), prescription drugs or controlled substances may also
16 be administered or applied by a physician and surgeon, or by a registered nurse acting under his
17 or her instruction and supervision, under the following circumstances:

18 “(1) Emergency treatment of a patient whose addiction is complicated by the presence of
19 incurable disease, acute accident, illness, or injury, or the infirmities attendant upon age.

20 “(2) Treatment of addicts in state-licensed institutions where the patient is kept under
21 restraint and control, or in city or county jails or state prisons.

22 “(3) Treatment of addicts as provided for by Section 11217.5 of the Health and Safety
23 Code.

24 “(d)(1) For purposes of this section and Section 2241.5, “addict” means a person whose
25 actions are characterized by craving in combination with one or more of the following:

26 “(A) Impaired control over drug use.

27 “(B) Compulsive use.

28 “(C) Continued use despite harm.

1 “(2) Notwithstanding paragraph (1), a person whose drug-seeking behavior is primarily due
2 to the inadequate control of pain is not an addict within the meaning of this section or Section
3 2241.5.”

4 6. Section 725 of the Code states:

5 “(a) Repeated acts of clearly excessive prescribing, furnishing, dispensing, or administering
6 of drugs or treatment, repeated acts of clearly excessive use of diagnostic procedures, or repeated
7 acts of clearly excessive use of diagnostic or treatment facilities as determined by the standard of
8 the community of licensees is unprofessional conduct for a physician and surgeon, dentist,
9 podiatrist, psychologist, physical therapist, chiropractor, optometrist, speech-language
10 pathologist, or audiologist.

11 “(b) Any person who engages in repeated acts of clearly excessive prescribing or
12 administering of drugs or treatment is guilty of a misdemeanor and shall be punished by a fine of
13 not less than one hundred dollars (\$100) nor more than six hundred dollars (\$600), or by
14 imprisonment for a term of not less than 60 days nor more than 180 days, or by both that fine and
15 imprisonment.

16 “(c) A practitioner who has a medical basis for prescribing, furnishing, dispensing, or
17 administering dangerous drugs or prescription controlled substances shall not be subject to
18 disciplinary action or prosecution under this section.

19 “(d) No physician and surgeon shall be subject to disciplinary action pursuant to this section
20 for treating intractable pain in compliance with Section 2241.5.”

21 **FIRST CAUSE FOR DISCIPLINE**

22 **(Gross Negligence)**

23 7. Respondent is subject to disciplinary action under section 2234, as defined by section
24 2234, subdivision (b), of the Code, in that respondent committed gross negligence in his care and
25 treatment of patient A¹. The circumstances are as follows:

26 ///

27 _____
28 ¹ The patient is referred to by letter in order to preserve privacy. The patient’s identity
will be disclosed in the discovery provided to the respondent.

1 Patient A

2 8. On July 18, 2012 patient A was transferred to Rock Creek Care Center. Patient A
3 was a 44 year-old male with a history of non-specific joint pain, gout, hyperuricemia, and a
4 known history of accidental opiate overdose in October 2011 and a second overdose on
5 methadone on July 3, 2012. Patient A was admitted to the hospital with acute renal failure with
6 hyperkalemia, benign prostatic hyperplasia (BPH)², and elevated liver enzymes. Patient A was
7 admitted to Rock Creek Care Center by Dr. J.V. who continued his methadone, hydromorphone
8 and hydrocodone with acetaminophen as per the discharge summary from Sutter Auburn Faith
9 Hospital.

10 9. On the next day, July 19, 2018, a nurse practitioner saw patient A because patient A
11 felt that the pain was not controlled. The nurse practitioner changed the hydromorphone from an
12 as needed basis to routine and increased the Norco from 5/325 to 10/325 1-2 tablets every 4 hours
13 as needed.

14 10. Patient A was seen and examined primarily by the nurse practitioners though
15 references were made that psychiatrist saw the patient for pain management. Patient A was seen
16 by a podiatrist as a courtesy since podiatry care was not reimbursed by his Medi-Cal insurance.
17 Patient A was also seen by an optometrist and dentist. References in the medical notes were made
18 that patient A was to be seen by a rheumatologist but it is unknown whether the patient was seen
19 by one.

20 11. On July 27, 2012, the Respondent's first signature was on Patient A's record when he
21 signed the Refill Authorization Request for hydromorphone. Patient A had been admitted to the
22 Rock Creek Care Center nine days earlier by Dr. J.V. The admission history and physical by Dr.
23 J.V. was completed by the time Respondent signed the Refill Authorization Request. There was
24 no accompanying note documenting the first episode of Respondent's refilling of hydrocodone.
25 Although the attending physician of record was Dr. J.V., the Respondent signed 16 prescriptions

26
27 ² Benign prostatic hyperplasia (BPH) — also called prostate gland enlargement — is a
28 common condition as men get older. An enlarged prostate gland can cause uncomfortable urinary
 symptoms, such as blocking the flow of urine out of the bladder. It can also cause bladder, urinary
 tract or kidney problems.

1 for the controlled substances while the patient was at Rock Creek Care Center for a total of 229
2 days.

3 12. On November 6, 2012, Patient A was seen by Respondent for treatment. This was
4 approximately 103 days after patient A's July 27, 2012, visit. Respondent co-signed the nurse
5 practitioner's note and added "See pt every 2 months for f/u." By this time, Respondent had
6 already signed 9 prescriptions. Respondent had developed and established a duty to the patient.
7 Since the Respondent indicated that the patient should now be seen every 2 months, he made a
8 clinical judgment. Respondent was aware of Patient A's indication for the admission to Rock
9 Creek Care Center and was also aware it was for "rehabilitation and continuation of care" on
10 September 25, 2012, and "Continue medication as directed from the hospital discharge summary"
11 on July 18, 2012, as indicated in patient A's medical notes. Respondent also had knowledge of
12 patient A's two episodes of overdose within the last year as indicated in his medical notes.

13 13. Between July 27, 2012, and February 27, 2013, Respondent was the only physician
14 who signed multiple prescriptions for Hydromorphone³, Methadone⁴, and Dilaudid without
15 documenting what information he relied upon to justify the continuation of the controlled
16 substances. Respondent continued the prescription of the controlled substances without
17 considering adjustments to lower the dosages. Since Respondent developed and established a duty
18 to this patient and had reasonable information available to adjust the level of physician or nurse
19 practitioner care (or frequency of visits), he also had reasonable information available to
20 proactively reduce the dose, frequency and type of narcotics prescribed in this patient with known
21 multiple narcotic overdoses.

22 14. Between July 27, 2012, and February 27, 2013, Respondent was the only physician
23 who signed multiple prescriptions for high doses of Hydromorphone, Methadone, and Dilaudid
24
25

26 ³ Hydromorphone, brand name Dilaudid, is a Schedule II controlled substance pursuant to
27 Health and Safety Code section 11055, subdivision (b), and a dangerous drug pursuant to
28 Business and Professions Code section 4022.

⁴ Methadone is a Schedule II controlled substance pursuant to Health and Safety Code
section 11055, subdivision (c), and a dangerous drug pursuant to Business and Professions Code
section 4022.

1 without documenting what information he relied upon to justify the continuation of the controlled
2 substances.

3 15. In February 2013, a month prior to patient A's discharge from Rock Creek Care
4 Center, he was referred to a pain specialist at UC Davis Pain Service, but they could not
5 accommodate the referral.

6 16. On March 4, 2013, patient A was discharged from Rock Creek Care Center. Patient A
7 was supposed to follow up with his primary care physician Dr. P.C. after he was discharged.
8 There are no copies of medical records available reflecting patient A's care after he was
9 discharged. However, according to available CURES reports, patient A was prescribed lower
10 doses of Norco and had 2 prescriptions of Percocet 5/325 by a variety of prescribers. Patient A's
11 first prescription by Dr. P.C. was September 2013. There were no prescriptions for methadone in
12 patient A's CURES report after he was discharged from Rock Creek Care Center. On March 2,
13 2013, the last methadone listed as filled was prescribed by Respondent for 90 pills.

14 17. On November 25, 2013, patient A died due to acute methadone toxicity. The patient
15 died 8 months after he was discharged from Rock Creek Care Center. This was his third and last
16 overdose.

17 18. There were multiple instances when Respondent's signature was on "Continuation of
18 Schedule II Medication Therapy" forms with the prescription either not entered (i.e., left blank) or
19 incompletely filled out. The handwriting of these forms varied considerably and did not appear to
20 have been written by one person or by Respondent consistently. It is not the standard of care for
21 physicians to allow pre-signed prescriptions in the prescribing of controlled substances. It is also
22 not the standard of care for physicians to sign prior to the prescriptions for controlled substances
23 to be filled out appropriately.

24 19. Respondent committed gross negligence in his care and treatment of patient A, which
25 includes, but is not limited to, the following:

26 Respondent departed from the standard of care by failing to minimize or avoid the
27 prescribing of opiates in a patient who was at high risk for or had multiple risk factors for opioid-
28 associated overdose. The patient had two recent opioid overdoses with complications, and was on

1 multiple opioids and methadone. Respondent understood the significance of this patient's high
2 Morphine Equivalent Daily Dosage yet continued to repeatedly prescribe controlled substances to
3 the patient without attempting to reduce it. There were multiple missed opportunities during the
4 7.5 months that Respondent treated the patient, and multiple visits under his supervision or his
5 face-to-face visit, to collaboratively minimize or avoid prescribing opiates.

6 20. Respondent's conduct, as described above, constitutes gross negligence in the
7 practice of medicine in violation of section 2234(b) of the Code and thereby provides cause to
8 discipline Respondent's license.

9 **SECOND CAUSE FOR DISCIPLINE**

10 **(Repeated Acts of Negligence)**

11 21. Respondent is subject to disciplinary action under section 2234, as defined by section
12 2234, subdivision (c), of the Code, in that respondent committed repeated negligent acts in his
13 care and treatment of patient A. The circumstances are as follows:

14 **Patient A**

15 22. Paragraphs 9 through 21 as more particularly alleged above, are hereby incorporated
16 by reference and realleged as if fully set forth herein.

17 23. Respondent committed acts of repeated negligence in his care and treatment of patient
18 A, which included, but are not limited to, the following:

19 Respondent departed from the standard of care by failing to write and sign prescriptions for
20 controlled substances in a safe manner by multiple occurrences with multiple missed
21 opportunities to correct the practice of pre-signing.

22 24. Respondent's conduct, as described above, constitutes repeated acts of negligence in
23 the practice of medicine in violation of section 2234(c) of the Code and thereby provides cause to
24 discipline Respondent's license.

25 ///

26 ///

27 ///

28 ///

1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Excessive Prescribing)**

3 25. Respondent is subject to disciplinary action under section 725 of the Code, in that
4 respondent excessively prescribed controlled substances in his care and treatment of patient A, as
5 more particularly alleged in paragraphs 9 through 19 above, which are hereby incorporated by
6 reference and realleged as if fully set forth herein.

7 **PRAYER**

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

- 10 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 47747,
11 issued to Chandan Deep Singh Cheema, M.D.;
- 12 2. Revoking, suspending or denying approval of Chandan Deep Singh Cheema, M.D.'s
13 authority to supervise physician assistants and advanced practice nurses;
- 14 3. Ordering Chandan Deep Singh Cheema, M.D., if placed on probation, to pay the
15 Board the costs of probation monitoring; and
- 16 4. Taking such other and further action as deemed necessary and proper.

17 DATED:

18 January 3, 2019

19 
KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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