

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

In the Matter of the Accusation
Against:

Arsinur Diana Burcoglu-Oral, M.D.

Case No. 800-2019-058091

Physician's and Surgeon's
Certificate No. C53111

Respondent.

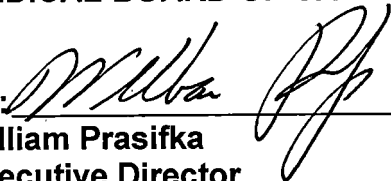
DECISION

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
SEP 25 2020.

IT IS SO ORDERED SEP 18 2020.

MEDICAL BOARD OF CALIFORNIA

By: 
William Prasifka
Executive Director

1 XAVIER BECERRA
Attorney General of California
2 ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
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8 *Attorneys for Complainant*

9

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

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In the Matter of the Accusation Against:

Case No. 8002019058091

14

Arsinur Diana Burcoglu-Oral, M.D.

15

22 Fosco St.
16 Rancho Mission Viejo, CA 92694-1577

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

17

**Physician's and Surgeon's Certificate
No. C 53111,**

18

Respondent.

19

20

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

22

PARTIES

23

1. William Prasifka (Complainant) is the Executive Director of the Medical Board of
24 California (Board). He brought this action solely in his official capacity and is represented in this
25 matter by Xavier Becerra, Attorney General of the State of California, by Keith C. Shaw, Deputy
26 Attorney General.

27

2. Respondent Arsinur Diana Burcoglu-Oral, M.D., is represented in this proceeding by
28 attorney Raymond J. McMahon, Esq., whose address is: 5440 Trabuco Road, Irvine, CA 92620.

1 9. For the purpose of resolving the Accusation without the expense and uncertainty of
2 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual
3 basis for the charges in the Accusation and that those charges constitute cause for discipline.
4 Respondent hereby gives up her right to contest that cause for discipline exists based on those
5 charges.

6 10. Respondent understands that by signing this stipulation she enables the Board to issue
7 an order accepting the surrender of her Physician's and Surgeon's Certificate without further
8 process.

9 **CONTINGENCY**

10 11. Business and Professions Code section 2224, subdivision (b), provides, in pertinent
11 part, that the Medical Board "shall delegate to its executive director the authority to adopt a . . .
12 stipulation for surrender of a license."

13 12. This Stipulated Surrender of License and Order shall be subject to approval of the
14 Executive Director on behalf of the Medical Board. The parties agree that this Stipulated
15 Surrender of License and Order shall be submitted to the Executive Director for her consideration
16 in the above-entitled matter and, further, that the Executive Director shall have a reasonable
17 period of time in which to consider and act on this Stipulated Surrender of License and Order
18 after receiving it. By signing this stipulation, respondent fully understands and agrees that she
19 may not withdraw her agreement or seek to rescind this stipulation prior to the time the Executive
20 Director, on behalf of the Medical Board, considers and acts upon it.

21 13. The parties agree that this Stipulated Surrender of License and Order shall be null and
22 void and not binding upon the parties unless approved and adopted by the Executive Director on
23 behalf of the Board, except for this paragraph, which shall remain in full force and
24 effect. Respondent fully understands and agrees that in deciding whether or not to approve and
25 adopt this Stipulated Surrender of License, the Executive Director and/or the Board may receive
26 oral and written communications from its staff and/or the Attorney General's Office.
27 Communications pursuant to this paragraph shall not disqualify the Executive Director, the Board,
28 any member thereof, and/or any other person from future participation in this or any other matter

1 affecting or involving respondent. In the event that the Executive Director on behalf of the Board
2 does not, in her discretion, approve and adopt this Stipulated Surrender of License, with the
3 exception of this paragraph, it shall not become effective, shall be of no evidentiary value
4 whatsoever, and shall not be relied upon or introduced in any disciplinary action by either party
5 hereto. Respondent further agrees that should this Stipulated Surrender of License be rejected for
6 any reason by the Executive Director on behalf of the Board, respondent will assert no claim that
7 the Executive Director, the Board, or any member thereof, was prejudiced by its/his/her review,
8 discussion and/or consideration of this Stipulated Surrender of License or of any matter or matters
9 related hereto.

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

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

16 **ORDER**

17 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. C 53111, issued
18 to Respondent Arsinur Diana Burcoglu-Oral, M.D., is surrendered and accepted by the Board.

19 1. Respondent shall lose all rights and privileges as a physician and surgeon in the State
20 of California as of the effective date of the Board's Decision and Order.

21 2. On or before the effective date of the Decision and Order, Respondent shall cause to
22 be delivered to the Board her pocket license and, if one was issued, her wall certificate.

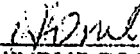
23 3. If Respondent ever files an application for licensure or a petition for reinstatement in
24 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
25 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
26 effect at the time the petition is filed, and all of the charges and allegations contained in
27 Accusation No. 8002019058091 shall be deemed to be true, correct and admitted by Respondent
28 when the Board determines whether to grant or deny the petition.

1 4. If Respondent should ever apply or reapply for a new license or certification, or
2 petition for reinstatement of a license, by any other health care licensing agency in the State of
3 California, all of the charges and allegations contained in Accusation No. 8002019058091 shall
4 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
5 Issues or any other proceeding seeking to deny or restrict licensure.

6 ACCEPTANCE


7 I have carefully read the above Stipulated Surrender of License and Order and have fully
8 discussed it with my attorney. I understand the stipulation and the effect it will have on my
9 Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License and Order
10 voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the
11 Medical Board of California.

12
13 DATED: 8/24/20


ARSINUR BURCOGLU-ORAL, M.D.
Respondent

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15
16 I have read and fully discussed with Respondent Arsinur Diana Burcoglu-Oral, M.D., the
17 terms and conditions and other matters contained in this Stipulated Surrender of License and
18 Order. I approve its form and content.

19
20 DATED: August 27, 2020


RAYMOND J. MCMAHON, ESQ.
Attorney for Respondent

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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: Aug. 28, 2020

Respectfully submitted,

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



KEITH C. SHAW
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 8002019058091

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8 *Attorneys for Complainant*

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

14 In the Matter of the Accusation Against:

Case No. 8002019058091

15 **Arsinur Diana Burcoglu-Oral, M.D.**

ACCUSATION

16 22 Fosco St.
17 Rancho Mission Viejo, CA 92694-1577

18 **Physician's and Surgeon' Certificate**
19 **No. C 53111,**

Respondent.

20
21 **PARTIES**

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

25 2. On or about January 4, 2008, the Medical Board issued Physician's and Surgeon's
26 Certificate No. C 53111 to Arsinur Diana Burcoglu-Oral, M.D. (Respondent). The Physician's
27 and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
28 herein and will expire on June 30, 2021, unless renewed.

1 JURISDICTION

2 3. This Accusation is brought before the Board, under the authority of the following
3 laws. All section references are to the Business and Professions Code (Code) unless otherwise
4 indicated.

5 4. Section 2227 of the Business and Professions Code authorizes the Board to take
6 action against a licensee by revoking, suspending for a period not to exceed one year, placing the
7 license on probation and requiring payment of costs of probation monitoring, or taking such other
8 action taken as the Board deems proper.

9 5. Section 822 provides that if a licensing agency determines that a licensee's ability to
10 practice his or her profession safely is impaired because of mental or physical illness affecting
11 competency, the licensing agency may take action by revoking the licensee's certificate or
12 license, suspending the licensee's right to practice, placing the licensee on probation or taking
13 such other action in relation to the licensee as the licensing agency in its discretion deems proper.

14 SECTION 822 CAUSE FOR ACTION

15 (Mental Illness Affecting Competency)

16 6. Respondent's Physician's and Surgeon's Certificate No. C 53111 is subject to action
17 under section 822 of the Code in that her ability to practice medicine safely is impaired because
18 she suffers from mental illness affecting competency, as more particularly alleged hereinafter.

19 7. On or about May 26, 2020, Respondent underwent an evaluation by a Board
20 appointed psychiatrist. The psychiatrist concluded that Respondent suffers from a mental
21 disorder that impairs her ability to safely practice medicine.¹ It was determined that Respondent's
22 mental disorder and cognitive impairment are severe enough to render her unsafe to practice
23 medicine, and her continued practice poses a danger to the public health, welfare or safety. The
24 evaluator further concluded that Respondent's mental condition requires ongoing monitoring,
25 treatment, and oversight by a psychiatrist, however, even at optimal level, may not be sufficient
26 for Respondent to safely practice medicine.

27 _____
28 ¹ Respondent's mental disorder will be kept private. Respondent is aware of her
diagnosed mental disorder.

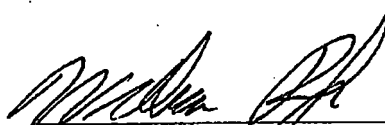
1 8. Respondent's license is subject to Board action pursuant to section 822 of the Code in
2 that Respondent is impaired in her ability to safely practice medicine by virtue of mental illness.

3 PRAYER

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

- 6 1. Taking action as authorized by section 822 of the Code as the Medical Board, in its
7 discretion, deems necessary and proper;
- 8 2. Revoking or suspending Physician's and Surgeon's Certificate No. C 53111, issued to
9 Arsinur Diana Burcoglu-Oral, M.D.;
- 10 3. Revoking, suspending or denying approval of Arsinur Diana Burcoglu-Oral, M.D.'s
11 authority to supervise physician assistants and advanced practice nurses;
- 12 4. Ordering Arsinur Diana Burcoglu-Oral, M.D., if placed on probation, to pay the
13 Board the costs of probation monitoring; and
- 14 5. Taking such other and further action as deemed necessary and proper.

15
16 DATED: JUL 29 2020



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

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