

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

In the Matter of the Accusation Against:

Fernando Luis Villa, M.D.

Physician's and Surgeon's
Certificate No. G 52981

Respondent.

Case No. 800-2019-061927

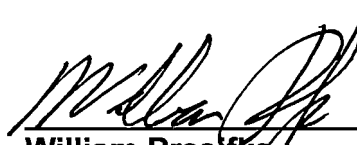
DECISION

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 March 10, 2022.

IT IS SO ORDERED March 3, 2022.

MEDICAL BOARD OF CALIFORNIA



William Prasifka
Executive Director

1 ROB BONTA
Attorney General of California
2 EDWARD K. KIM
Supervising Deputy Attorney General
3 JONATHAN NGUYEN
Deputy Attorney General
4 State Bar No. 263420
Department of Justice
5 300 So. Spring Street, Suite 1702
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6 Telephone: (213) 269-6434
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7 *Attorneys for Complainant*

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. 800-2019-061927

13 **FERNANDO LUIS VILLA, M.D.**
14 **P.O Box 1816**
San Pedro, CA 90733

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

15 **Physician's and Surgeon's Certificate No. G**
16 **52981**

17 Respondent.

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

20 **PARTIES**

21 1. William Prasifka (Complainant) is the Executive Director of the Medical Board of
22 California (Board). He brought this action solely in his official capacity and is represented in this
23 matter by Rob Bonta, Attorney General of the State of California, by Jonathan Nguyen, Deputy
24 Attorney General .

25 2. FERNANDO LUIS VILLA, M.D. (Respondent) is representing himself in this
26 proceeding and has chosen not to exercise his right to be represented by counsel.

27 3. On or about July 9, 1984, the Board issued Physician's and Surgeon's Certificate No.
28 G 52981 to FERNANDO LUIS VILLA, 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. 800-2019-061927 and will expire on May 31, 2022, unless renewed.

3 **JURISDICTION**

4 4. Accusation No. 800-2019-061927 was filed before the Board, and is currently
5 pending against Respondent. The Accusation and all other statutorily required documents were
6 properly served on Respondent on November 16, 2021. Respondent timely filed his Notice of
7 Defense contesting the Accusation. A copy of Accusation No. 800-2019-061927 is attached as
8 Exhibit A and incorporated by reference.

9 **ADVISEMENT AND WAIVERS**

10 5. Respondent has carefully read, and understands the charges and allegations in
11 Accusation No. 800-2019-061927. Respondent also has carefully read, and understands the
12 effects of this Stipulated Surrender of License and Order.

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

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

22 **CULPABILITY**

23 8. Respondent admits the truth of each and every charge and allegation in Accusation
24 No. 800-2019-061927, agrees that cause exists for discipline and hereby surrenders his
25 Physician's and Surgeon's Certificate No. G 52981 for the Board's formal acceptance.

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

1 CONTINGENCY

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

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

14 12. 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. G 52981, issued
18 to Respondent FERNANDO LUIS VILLA, M.D., is surrendered and accepted by the Board.

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

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

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

27 4. If Respondent ever files an application for licensure or a petition for reinstatement in
28 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must

1 comply with all the laws, regulations and procedures for reinstatement of a revoked or
2 surrendered license in effect at the time the petition is filed, and all of the charges and allegations
3 contained in Accusation No. 800-2019-061927 shall be deemed to be true, correct and admitted
4 by Respondent when the Board determines whether to grant or deny the petition.

5 5. If Respondent should ever apply or reapply for a new license or certification, or
6 petition for reinstatement of a license, by any other health care licensing agency in the State of
7 California, all of the charges and allegations contained in Accusation, No. 800-2019-061927 shall
8 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
9 Issues or any other proceeding seeking to deny or restrict licensure.

10 **ACCEPTANCE**

11 I have carefully read the Stipulated Surrender of License and Order. I understand the
12 stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into
13 this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and
14 agree to be bound by the Decision and Order of the Medical Board of California.

15
16 DATED: 14 FEB 2022


17 FERNANDO LUIS VILLA, M.D.
18 Respondent

19 **ENDORSEMENT**

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

22 DATED: February 17, 2022

Respectfully submitted.

23 ROB BONTA
24 Attorney General of California
25 EDWARD K. KIM
26 Supervising Deputy Attorney General

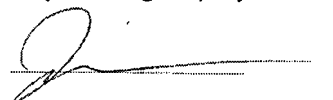

27 JONATHAN NGUYEN
28 Deputy Attorney General
Attorneys for Complainant

Exhibit A

Accusation No. 800-2019-061927

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12 In the Matter of the Accusation Against:

Case No. 800-2019-061927

13 **FERNANDO LUIS VILLA, M.D.**
P.O Box 1816
San Pedro, CA 90733

A C C U S A T I O N

14 **Physician's and Surgeon's Certificate**
15 **No. G 52981,**

Respondent.

16
17 **PARTIES**

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

21 2. On or about July 9, 1984, the Board issued Physician's and Surgeon's Certificate
22 Number G 52981 to Fernando Luis Villa, M.D. (Respondent). The Physician's and Surgeon's
23 Certificate was in full force and effect at all times relevant to the charges brought herein and will
24 expire on May 31, 2022, unless renewed.

25 **JURISDICTION**

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

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

5 5. Section 820 of the code states, in pertinent part: "Whenever it appears that any person
6 holding a license, certificate or permit under this division or under any initiative act referred to in
7 this division may be unable to practice his or her profession safely because the licentiate's ability
8 to practice is impaired due to mental illness, or physical illness affecting competency, the
9 licensing agency may order the licentiate to be examined by one or more physicians and surgeons
10 or psychologists designated by the agency."

11 6. Section 821 of the Code states: "The licentiate's failure to comply with an order
12 issued under Section 820 shall constitute grounds for the suspension or revocation of the
13 licentiate's certificate or license."

14 7. Section 2234 of the Code states:

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

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

20 ...

21 **FIRST CAUSE FOR DISCIPLINE**

22 **(Failure To Comply With An Order Issued Under Section 820)**

23 8. Respondent is subject to disciplinary action under Section 821 of the Code in that he
24 failed to comply with an order issued under Section 820 of the Code, as more particularly alleged
25 hereinafter:

26 9. On or about July 20, 2021, the Board issued an order pursuant to Code section 820
27 (Order) compelling Respondent to undergo mental and physical examinations to determine
28 whether he was impaired by a mental or physical illness affecting his competency to practice

1 medicine. The Order required that Respondent submit to a physical and a mental examination,
2 ~~each within thirty (30) days of service of the Order. The Board's Order was served on~~
3 Respondent's address of record on or about July 20, 2021.

4 10. On or about August 4, 2021, a Department of Consumer Affairs investigator
5 (Investigator), on behalf of the Board, called Respondent and left a voicemail for him to return
6 her call.

7 11. On or about August 30, 2021, the Investigator called Respondent again and left a
8 voicemail for him to return her call.

9 12. On or about September 10, 2021, the Investigator visited Respondent's residence and
10 personally served Respondent's wife, who accepted service, with the Board's Order and a letter
11 which provided the details of the mental and physical examinations which had been scheduled for
12 him on September 22, 2021 and September 24, 2021, respectively, pursuant to the Order.

13 13. Respondent failed to attend both the mental and physical examinations which had
14 been scheduled for him, and failed to comply with the Board's Order.

15 **SECOND CAUSE FOR DISCIPLINE**

16 **(General Unprofessional Conduct)**

17 14. Respondent is subject to disciplinary action under Code section 2234, in that his
18 actions and/or omissions represent unprofessional conduct, generally. The circumstances are as
19 follows:

20 15. The allegations of the First Cause for Discipline are incorporated herein by reference
21 as if fully set forth.

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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 Number G 52981, issued to Respondent Fernando Luis Villa, M.D.;
- 2. Revoking, suspending or denying approval of Respondent Fernando Luis Villa, M.D.'s authority to supervise physician assistants and advanced practice nurses;
- 3. Ordering Respondent Fernando Luis Villa, 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: NOV 16 2021



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

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