

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

In the Matter of the Petition to Revoke
Probation Against:

Robert Paul Hansen, M.D.

Physician's and Surgeon's
Certificate No. G 53037

Respondent.

Case No. 800-2023-094754

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 August 18, 2023.

IT IS SO ORDERED August 11, 2023.

MEDICAL BOARD OF CALIFORNIA



Reji Varghese
Executive Director

1 ROB BONTA
Attorney General of California
2 STEVE DIEHL
Supervising Deputy Attorney General
3 JADE WOLANSKY
Deputy Attorney General
4 State Bar No. 349302
California Department of Justice
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 210-7287
7 Facsimile: (916) 327-2247
Attorneys for Complainant

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

13 In the Matter of the Petition to Revoke
Probation Against:

14 **ROBERT PAUL HANSEN, M.D.**
15 **26225 Pittman Hill Rd.**
Clovis, CA 93611

16 **Physician's and Surgeon's Certificate No. G**
53037

17 Respondent.

Case No. 800-2023-094754

OAH No. 2023040916

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

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

21 **PARTIES**

22 1. Reji Varghese (Complainant) is the Executive Director of the Medical Board of
23 California (Board). He brought this action solely in his official capacity and is represented in this
24 matter by Rob Bonta, Attorney General of the State of California, by Jade Wolansky, Deputy
25 Attorney General.

26 2. ROBERT PAUL HANSEN, M.D. (Respondent) is representing himself in this
27 proceeding and has chosen not to exercise his right to be represented by counsel.

28 ///

1 Probation No. 800-2023-094754, a true copy of which is attached hereto as **Exhibit A**, and that
2 he has thereby subjected his Physician's and Surgeon's Certificate No. G 53037 to disciplinary
3 action. Respondent hereby gives up his right to contest that cause for discipline exists based on
4 those charges.

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

8 CONTINGENCY

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

12 13. Respondent understands that, by signing this stipulation, he enables the Executive
13 Director of the Board to issue an order, on behalf of the Board, accepting the surrender of his
14 Physician's and Surgeon's Certificate No. G 53037 without further notice to, or opportunity to be
15 heard by, Respondent.

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

24 15. The parties agree that this Stipulated Surrender of License and Disciplinary Order
25 shall be null and void and not binding upon the parties unless approved and adopted by the
26 Executive Director on behalf of the Board, except for this paragraph, which shall remain in full
27 force and effect. Respondent fully understands and agrees that in deciding whether or not to
28 approve and adopt this Stipulated Surrender of License and Disciplinary Order, the Executive

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

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

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

19 **ORDER**

20 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 53037, issued
21 to Respondent ROBERT PAUL HANSEN, M.D., is surrendered and accepted by the Board.

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

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

28 ///

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 or
6 surrendered license in effect at the time the petition is filed, and all of the charges and allegations
7 contained in Petition to Revoke Probation No. 800-2023-094754 shall be deemed to be true,
8 correct and admitted by Respondent when the Board determines whether to grant or deny the
9 petition.

10 5. Respondent understands and agrees that all the information contained in Probation
11 Non-Compliance Report, Case No. 800-2021-079204, dated June 6, 2023, shall be preserved.
12 Upon a petition for reinstatement, Respondent agrees and understands that the Board shall be able
13 to use Probation Non-Compliance Report, Case No. 800-2021-079204, dated June 6, 2023, as a
14 basis for denial of a petition for reinstatement. The Probation Non-Compliance Report, Case No.
15 800-2021-079204, dated June 6, 2023, shall be deemed to be true, correct, and admitted by
16 Respondent when the Board determines whether to grant or deny the petition. Respondent
17 understands and agrees that by entering this stipulation, that he is permanently waiving any and
18 all claims of laches or statute of limitations defenses as they relate to Probation Non-Compliance
19 Report, Case No. 800-2021-079204, dated June 6, 2023.

20 6. A copy of Probation Non-Compliance Report, Case No. 800-2021-079204, dated
21 June 6, 2023, is attached as **Exhibit B** and incorporated by reference.

22 7. Respondent shall pay the agency its costs of investigation and enforcement in the
23 amount of \$21,782.50 prior to issuance of a new or reinstated license.

24 8. If Respondent should ever apply or reapply for a new license or certification, or
25 petition for reinstatement of a license, by any other health care licensing agency in the State of
26 California, all of the charges and allegations contained in Petition to Revoke Probation No. 800-
27 2023-094754 and Probation Non-Compliance Report, Case No. 800-2021-079204, dated June 6,

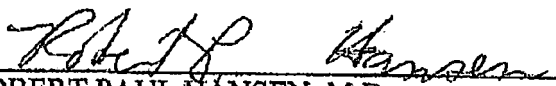
28 ///

1 2023, shall be deemed to be true, correct, and admitted by Respondent for the purpose of any
2 Statement of Issues or any other proceeding seeking to deny or restrict licensure.

3 **ACCEPTANCE**

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

8
9 DATED: August 7, 2023


10 ROBERT PAUL HANSEN, M.D.
11 Respondent

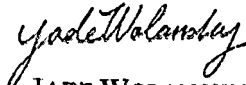
12
13 **ENDORSEMENT**

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

16 DATED: August 8, 2023

Respectfully submitted,

17 ROB BONTA
18 Attorney General of California
19 STEVE DIEHL
Supervising Deputy Attorney General



20 JADE WOLANSKY
21 Deputy Attorney General
22 Attorneys for Complainant

23
24 FR2023300385
25 37376120.docx

Exhibit A

Petition to Revoke Probation No. 800-2023-094754

1 ROB BONTA
Attorney General of California
2 STEVE DIEHL
Supervising Deputy Attorney General
3 MARIANNE PANSA
Deputy Attorney General
4 State Bar No. 270928
California Department of Justice
5 2550 Mariposa Mall, Room 5090
Fresno, CA 93721
6 Telephone: (559) 705-2329
Facsimile: (559) 445-5106
7 Email: marianne.pansa@ca.doj.gov
Attorneys for Complainant
8

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

12
13 In the Matter of the Petition to Revoke
Probation Against:

Case No. 800-2023-094754

14 **ROBERT PAUL HANSEN, M.D.**
15 **26225 Pittman Hill Rd.**
Clovis, CA 93611

PETITION TO REVOKE PROBATION

16 **Physician's and Surgeon's Certificate**
17 **No. G 53037.**

18 Respondent.

19
20 Complainant alleges:

21 **PARTIES**

22 1. Reji Varghese (Complainant) brings this Petition to Revoke Probation solely in his
23 official capacity as the Interim Executive Director of the Medical Board of California,
24 Department of Consumer Affairs (Board).

25 2. On or about July 16, 1984, the Medical Board of California issued Physician's and
26 Surgeon's Certificate Number G 53037 to ROBERT PAUL HANSEN, M.D. (Respondent). The
27 Physician's and Surgeon's Certificate was in effect at all times relevant to the charges brought
28 herein and will expire on January 31, 2024, unless renewed.

1 3. In a disciplinary action titled "*In the Matter of the Accusation and Petition to Revoke*
2 *Probation Against Robert Paul Hansen, M.D.*," Case No. 800-2021-079204, the Medical Board
3 of California issued a decision, effective October 14, 2022, in which Respondent's Physician's
4 and Surgeon's Certificate was revoked. However, the revocation was stayed and Respondent's
5 Physician's and Surgeon's Certificate was placed on probation for a period of five (5) years with
6 certain terms and conditions. The scheduled completion date of his probation is October 14,
7 2027. Respondent's probation terms included substance abusing licensee provisions as set forth
8 in Title 16 Code of California Regulations section 1361.5. Probation Condition No. 14 of the
9 Decision and Order in Case No. 800-2021-079204, specifically states, "VIOLATION OF
10 PROBATION. Failure to comply with any term or condition of probation is a violation of
11 probation." A copy of that decision is attached as Exhibit A and is incorporated by reference.

12 4. On December 9, 2022, the Board issued a Cease Practice Order in the case entitled *In*
13 *the Matter of the Accusation against Robert Paul Hansen, M.D.*, Case No. 800-2021-079204,
14 prohibiting Respondent from engaging in the practice of medicine until notified in writing by the
15 Board or its designee that Respondent has completed a clinical diagnostic evaluation and thirty
16 (30) days of continuous negative biological fluid testing. The Cease Practice Order, which
17 became effective December 9, 2022, at 5:00 p.m. was based on Respondent's failure to obey
18 Probation Condition Nos. 1, 4, and 5 of the Board's Decision and Order in Case No. 800-2021-
19 079204, in that he failed to abstain from the use of alcohol by testing positive for metabolites of
20 alcohol in his biological fluid testing. A copy of that Cease Practice Order is attached as Exhibit
21 B and is incorporated by reference.

JURISDICTION

22
23 5. This Petition to Revoke Probation is brought before the Board, under the authority
24 of the following laws. All section references are to the Business and Professions Code unless
25 otherwise indicated.

26 6. Section 315.2 of the Code states, in pertinent part:

27 “(a) A board, as described in Section 315, shall order a licensee of the board to
28 cease practice if the licensee tests positive for any substance that is prohibited under
 the terms of the licensee's probation or diversion program.

1 (b) An order to cease practice under this section shall not be governed under the
2 provisions of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2
of the Government Code.

3 (c) A cease practice order under this section shall not constitute disciplinary action.

4 "..."

5 7. Section 2004 of the Code states, in pertinent part:

6 "The board shall have the responsibility for the following:

7 (a) The enforcement of the disciplinary and criminal provisions of the Medical
8 Practice Act.

9 (b) The administration and hearing of disciplinary actions.

10 (c) Carrying out disciplinary actions appropriate to findings made by a panel or
an administrative law judge.

11 (d) Suspending, revoking, or otherwise limiting certificates after the conclusion
12 of disciplinary actions.

13 (e) Reviewing the quality of medical practice carried out by physician and surgeon
holders under the jurisdiction of the Board.

14 "..."

15 8. Section 2227 of the Code states, in pertinent part:

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

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

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

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

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

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

28 "..."

1 9. Section 2239 of the Code states, in pertinent part:

2 “(a) The use or prescribing for or administering to himself or herself, of any
3 controlled substance; or the use of any of the dangerous drugs specified in Section 4022, or
4 of alcoholic beverages, to the extent, or in such a manner as to be dangerous or injurious to
5 the licensee, or to any other person or to the public, or to the extent that such use impairs
6 the ability of the licensee to practice medicine safely or more than one misdemeanor or any
7 felony involving the use, consumption, or self-administration of any of the substances
8 referred to in this section, or any combination thereof, constitutes unprofessional conduct.
9 The record of the conviction is conclusive evidence of such unprofessional conduct.

10 “...”

11 10. Section 820 of the Code states:

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

20 11. Section 822 of the Code states:

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

- 24 (a) Revoking the licentiate’s certificate or license.
- 25 (b) Suspending the licentiate’s right to practice.
- 26 (c) Placing the licentiate on probation.
- 27 (d) Taking such other action in relation to the licentiate as the licensing agency in its
28 discretion deems proper.

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

33 ///

34 ///

1 **FIRST CAUSE TO REVOKE PROBATION**

2 **(Failure to Abstain from Alcohol)**

3 12. At all times after the effective date of Respondent's probation, Condition No. 1
4 stated:

5 ALCOHOL - ABSTAIN FROM USE. Respondent shall abstain completely from the use of
6 products or beverages containing alcohol.

7 13. At all times after the effective date of Respondent's probation, Condition No. 4
8 stated:

9 BIOLOGICAL FLUID TESTING. Respondent shall immediately submit to biological fluid
10 testing, at Respondent's expense, upon request of the Board or its designee. "Biological
11 fluid testing" may include, but is not limited to, urine, blood, breathalyzer, hair follicle
12 testing, or similar drug screening approved by the Board or its designee. Respondent shall
13 make daily contact with the Board or its designee to determine whether biological fluid
14 testing is required. Respondent shall be tested on the date of the notification as directed by
15 the Board or its designee. The Board may order a Respondent to undergo a biological fluid
16 test on any day, at any time, including weekends and holidays. Except when testing on a
17 specific date as ordered by the Board or its designee, the scheduling of biological fluid
18 testing shall be done on a random. The cost of biological fluid testing shall be borne by the
19 Respondent.

20 During the first year of probation, Respondent shall be subject to 52 to 104 random
21 tests. During the second year of probation and for the duration of the probationary term, up
22 to five (5) years, Respondent shall be subject to 36 to 104 random tests per year. Only if
23 there has been no positive biological fluid tests in the previous five (5) consecutive years of
24 probation, may testing be reduced to one (1) time per month. Nothing precludes the Board
25 from increasing the number of random tests to the first-year level of frequency for any
26 reason.

27 Prior to practicing medicine, Respondent shall contract with a laboratory or service,
28 approved in advance by the Board or its designee, that will conduct random, unannounced,
observed, biological fluid testing and meets all of the following standards:

(a) Its specimen collectors are either certified by the Drug and Alcohol Testing Industry
Association or have completed the training required to serve as a collector for the United
States Department of Transportation.

(b) Its specimen collectors conform to the current United States Department of
Transportation Specimen Collection Guidelines.

(c) Its testing locations comply with the Urine Specimen Collection Guidelines published
by the United States Department of Transportation without regard to the type of test
administered.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

- (d) Its specimen collectors observe the collection of testing specimens.
- (e) Its laboratories are certified and accredited by the United States Department of Health and Human Services.
- (f) Its testing locations shall submit a specimen to a laboratory within one (1) business day of receipt and all specimens collected shall be handled pursuant to chain of custody procedures. The laboratory shall process and analyze the specimens and provide legally defensible test results to the Board within seven (7) business days of receipt of the specimen. The Board will be notified of non-negative results within one (1) business day and will be notified of negative test results within seven (7) business days.
- (g) Its testing locations possess all the materials, equipment, and technical expertise necessary in order to test Respondent on any day of the week.
- (h) Its testing locations are able to scientifically test for urine, blood, and hair specimens for the detection of alcohol and illegal and controlled substances.
- (i) It maintains testing sites located throughout California.
- (j) It maintains an automated 24-hour toll-free telephone system and/or a secure on-line computer database that allows the Respondent to check in daily for testing.
- (k) It maintains a secure, HIP AA-compliant website or computer system that allows staff access to drug test results and compliance reporting information that is available 24 hours a day.
- (l) It employs or contracts with toxicologists that are licensed physicians and have knowledge of substance abuse disorders and the appropriate medical training to interpret and evaluate laboratory biological fluid test results, medical histories, and any other information relevant to biomedical information.
- (m) It will not consider a toxicology screen to be negative if a positive result is obtained while practicing, even if the Respondent holds a valid prescription for the substance. Prior to changing testing locations for any reason, including during vacation or other travel, alternative testing locations must be approved by the Board and meet the requirements above.

Prior to changing testing locations for any reason, including during vacation or other travel, alternative testing locations must be approved by the Board and meet the requirements above.

The contract shall require that the laboratory directly notify the Board or its designee of non-negative results within one (1) business day and negative test results within seven (7) business days of the results becoming available. Respondent shall maintain this laboratory or service contract during the period of probation.

A certified copy of any laboratory test result may be received in evidence in any proceedings between the Board and Respondent.

If a biological fluid test result indicates Respondent has used, consumed, ingested, or administered to himself or herself a prohibited substance, the Board shall order Respondent to cease practice and instruct Respondent to leave any place of work where Respondent is practicing medicine or providing medical services. The Board shall immediately notify all of Respondent's employers, supervisors and work monitors, if any, that Respondent may not practice medicine or provide medical services while the cease-practice order is in effect.

1 A biological fluid test will not be considered negative if a positive result is obtained
2 while practicing, even if the practitioner holds a valid prescription for the substance. If no
3 prohibited substance use exists, the Board shall lift the cease-practice order within one (1)
4 business day.

5 After the issuance of a cease-practice order, the Board shall determine whether the
6 positive biological fluid test is in fact evidence of prohibited substance use by consulting
7 with the specimen collector and the laboratory, communicating with the licensee, his or her
8 treating physician(s), other health care provider, or group facilitator, as applicable.

9 For purposes of this condition, the terms "biological fluid testing" and "testing" mean
10 the acquisition and chemical analysis of a Respondent's urine, blood, breath, or hair.

11 For purposes of this condition, the term "prohibited substance" means an illegal drug,
12 a lawful drug not prescribed or ordered by an appropriately licensed health care provider for
13 use by Respondent and approved by the Board, alcohol, or any other substance the
14 Respondent has been instructed by the Board not to use, consume, ingest, or administer to
15 himself or herself.

16 If the Board confirms that a positive biological fluid test is evidence of use of a
17 prohibited substance, Respondent has committed a major violation, as defined in section
18 1361.52(a), and the Board shall impose any or all of the consequences set forth in section
19 1361.52(b), in addition to any other terms or conditions the Board determines are necessary
20 for public protection or to enhance Respondent's rehabilitation.

21 14. At all times after the effective date of Respondent's probation, Condition No. 5
22 stated:

23 **VIOLATION OF PROBATION CONDITION FOR SUBSTANCE ABUSING**
24 **LICENSEES.** Failure to fully comply with any term or condition of probation is a violation
25 of probation.

26 A. If Respondent commits a major violation of probation as defined by section
27 1361.52, subdivision (a), of Title 16 of the California Code of Regulations, the Board shall
28 take one or more of the following actions:

(1) Issue an immediate cease-practice order and order Respondent to undergo a
clinical diagnostic evaluation to be conducted in accordance with section 1361.5,
subdivision (c)(1), of Title 16 of the California Code of Regulations, at Respondent's
expense. The cease-practice order issued by the Board or its designee shall state that
Respondent must test negative for at least a month of continuous biological fluid testing
before being allowed to resume practice. For purposes of determining the length of time a
Respondent must test negative while undergoing continuous biological fluid testing
following issuance of a cease-practice order, a month is defined as thirty calendar (30) days.
Respondent may not resume the practice of medicine until notified in writing by the Board
or its designee that he or she may do so.

(2) Increase the frequency of biological fluid testing.

1 (3) Refer Respondent for further disciplinary action, such as suspension, revocation,
2 or other action as determined by the Board or its designee.

3 B. If Respondent commits a minor violation of probation as defined by section
4 1361.52, subdivision (c), of Title 16 of the California Code of Regulations, the Board shall
5 take one or more of the following actions:

- 6 (1) Issue a cease-practice order;
- 7 (2) Order practice limitations;
- 8 (3) Order or increase supervision of Respondent;
- 9 (4) Order increased documentation;
- 10 (5) Issue a citation and fine, or a warning letter;
- 11 (6) Order Respondent to undergo a clinical diagnostic evaluation to be conducted in
12 accordance with section 1361.5, subdivision (c)(1), of Title 16 of the California Code of
13 Regulations, at Respondent's expense;
- 14 (7) Take any other action as determined by the Board or its designee.

15 C. Nothing in this Decision shall be considered a limitation on the Board's
16 authority to revoke Respondent's probation if he or she has violated any term or condition
17 of probation. If Respondent violates probation in any respect, the Board, after giving
18 Respondent notice and the opportunity to be heard, may revoke probation and carry out the
19 disciplinary order that was stayed. If an Accusation, or Petition to Revoke Probation, or an
20 Interim Suspension Order is filed against Respondent during probation, the Board shall
21 have continuing jurisdiction until the matter is final, and the period of probation shall be
22 extended until the matter is final.

23 15. Respondent's probation is subject to revocation under section 2227, subdivision
24 (a)(1), because he failed to comply with Probation Conditions Nos. 1, 4, and 5, referenced above.
25 The facts and circumstances regarding this violation are as follows:

26 16. On or about November 19, 2022, Respondent provided a urine sample as part of the
27 biological fluid testing requirements outlined above. On or about November 29, 2022, the results
28 were positive for ethyl glucuronide (EtG) and ethyl sulfate (EtS), which are metabolites of
alcohol.¹ In particular, the sample contained a positive result of greater than 10,000 ng/mL for
EtG and a positive result of 33,231 ng/mL positive for EtS.

¹ Ethyl glucuronide is a metabolite of ethanol, which is formed in the body following exposure to ethanol, usually from drinking alcoholic beverages. Ethyl sulfate is a second specific metabolite or biomarker of ethanol. In combination, the detection of EtG and EtS offers greater sensitivity and accuracy for the determination of recent ethanol ingestion than by detection of either biomarker alone. The cutoff value for EtG is 250 ng/mL. The cutoff value for ETS is 50 ng/mL.

1 17. On or about November 21, 2022, Respondent provided a urine sample as part of the
2 biological fluid testing requirements outlined above. On or about November 28, 2022, the results
3 were positive for EtG and EtS. In particular, the sample contained a positive result of 7,288
4 ng/mL for EtG and 2,558 ng/mL for EtS.

5 18. On or about November 29, 2022, Respondent provided a urine sample as part of the
6 biological fluid testing requirements outlined above. On or about December 5, 2022, the results
7 were positive for EtG and EtS. In particular, the sample contained a positive result of 1,612
8 ng/mL for EtG and 754 ng/mL for EtS.

9 19. On or about December 2, 2022, Respondent provided a blood sample as part of the
10 biological fluid testing requirements outlined above. On or about December 7, 2022, the blood
11 sample tested positive for the alcohol metabolite phosphatidyl ethanol (PEth).² In particular, the
12 sample contained a positive result of 705 ng/mL.

13 20. On or about December 5, 2022, Respondent provided a urine sample as part of the
14 biological fluid testing requirements outlined above. On or about December 13, 2022, the results
15 were positive for EtG and EtS. In particular, the sample contained a positive result of 398 ng/mL
16 for EtG and 243 ng/mL for EtS.

17 21. Respondent's probation is subject to revocation because he consumed alcohol in
18 violation of his probation conditions.

19 **SECOND CAUSE TO REVOKE PROBATION**

20 **(Physical or Mental Impairment)**

21 22. Respondent's certificate is subject to Board action pursuant to Sections 822, 2227 and
22 2239, of the Code, in that his ability to practice medicine safely is impaired due to a physical or
23 mental illness. The circumstances are as follows:

24 23. On or about February 16, 2023, Respondent underwent a clinical diagnostic
25 evaluation at the direction of the Board. On or about February 28, 2023, the results of the
26 evaluation indicated Respondent suffers from alcohol, benzodiazepine, and opiate use disorders,

27 _____
28 ² Phosphatidyl Ethanol (PEth) is a biomarker that is created in red blood cells where it resides in
the cell membrane.

1 along with depression and anxiety. Respondent is not seeking treatment for his substance use
2 disorders. During the evaluation, Respondent lacked insight into his past and current substance
3 abuse. He displayed cognitive deficiencies that might impair his memory and judgment. As a
4 result, the evaluation concluded Respondent is a danger to himself, patients, and the public.

5 **PRAAYER**

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

8 1. Revoking the probation that was granted by the Medical Board of California in Case
9 No. 800-2021-079204 and imposing the disciplinary order that was stayed, thereby revoking
10 Physician's and Surgeon's Certificate No. G 53037 issued to ROBERT PAUL HANSEN, M.D.;

11 2. Revoking or suspending Physician's and Surgeon's Certificate No. G 53037, issued
12 to ROBERT PAUL HANSEN, M.D.;

13 3. Revoking, suspending or denying approval of Robert Paul Hansen, M.D.'s authority
14 to supervise physician assistants and advanced practice nurses; and

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

16
17
18 DATED: MAR 15 2023



19 REJI VARGHESE
20 Interim Executive Director
21 Medical Board of California
22 Department of Consumer Affairs
23 State of California
24 *Complainant*

23 FR2023300385
24 36888163.docx

Exhibit A

Decision and Order

Medical Board of California Case No. 800-2021-079204

MEDICAL BOARD OF CALIFORNIA
I do hereby certify that this document is a true
and correct copy of the original on file in this
office.

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

Signature

M. J.
For Custodian of Records

Date

1-12-2023

In the Matter of the Accusation
Against:

Robert Paul Hansen, M.D.

Physician's and Surgeon's
Certificate No. G 53037

Case No.: 800-2021-079204

Respondent.

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 October 14, 2022.

IT IS SO ORDERED: September 14, 2022.

MEDICAL BOARD OF CALIFORNIA



Laurie Rose Lubiano, J.D., Chair
Panel A

1 ROB BONTA
Attorney General of California
2 STEVE DIRHL
Supervising Deputy Attorney General
3 MARIANNE A. PANSA
Deputy Attorney General
4 State Bar No. 270928
California Department of Justice
5 2550 Mariposa Mall, Room 5090
Fresno, CA 93721
6 Telephone: (559) 705-2329
Facsimile: (559) 445-5106
7 E-mail: Marianne.Pansa@doj.ca.gov
Attorneys for Complainant
8

9
10 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
11 **STATE OF CALIFORNIA**
12

13 In the Matter of the Accusation Against:

Case No. 800-2021-079204

14 **ROBERT PAUL HANSEN, M.D.**
26225 Pittman Hill Road
15 Clovis, CA 92611

OAH No. 2022020267

16 Physician's and Surgeon's Certificate
No. G 53037,

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

17 Respondent.
18

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 Rob Bonta, Attorney General of the State of California, by Marianne A. Pansa, Deputy
26 Attorney General.

27 ///

28 ///

1 CULPABILITY

2 9. Respondent does not contest that, at an administrative hearing, complainant could
3 establish a prima facie case with respect to the charges and allegations contained in Accusation
4 No. 800-2021-079204 and that he has thereby subjected his license to disciplinary action.

5 10. Respondent agrees that his Physician's and Surgeon's Certificate is subject to
6 discipline and he agrees to be bound by the Board's probationary terms as set forth in the
7 Disciplinary Order below.

8 CONTINGENCY

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

19 12. Respondent agrees that if he ever petitions for early termination or modification of
20 probation, or if an accusation and/or petition to revoke probation is filed against him before the
21 Board, all of the charges and allegations contained in Accusation No. 800-2021-079204 shall be
22 deemed true, correct and fully admitted by respondent for purposes of any such proceeding or any
23 other licensing proceeding involving Respondent in the State of California.

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

27 ///

28 ///

1 3. NOTICE OF EMPLOYER OR SUPERVISOR INFORMATION. Within seven (7)
2 days of the effective date of this Decision, Respondent shall provide to the Board the names,
3 physical addresses, mailing addresses, and telephone numbers of any and all employers and
4 supervisors. Respondent shall also provide specific, written consent for the Board, Respondent's
5 worksite monitor, and Respondent's employers and supervisors to communicate regarding
6 Respondent's work status, performance, and monitoring.

7 For purposes of this section, "supervisors" shall include the Chief of Staff and Health or
8 Well Being Committee Chair, or equivalent, if applicable, when the Respondent has medical staff
9 privileges.

10 4. BIOLOGICAL FLUID TESTING. Respondent shall immediately submit to
11 biological fluid testing, at Respondent's expense, upon request of the Board or its designee.
12 "Biological fluid testing" may include, but is not limited to, urine, blood, breathalyzer, hair
13 follicle testing, or similar drug screening approved by the Board or its designee. Respondent shall
14 make daily contact with the Board or its designee to determine whether biological fluid testing is
15 required. Respondent shall be tested on the date of the notification as directed by the Board or its
16 designee. The Board may order a Respondent to undergo a biological fluid test on any day, at
17 any time, including weekends and holidays. Except when testing on a specific date as ordered by
18 the Board or its designee, the scheduling of biological fluid testing shall be done on a random
19 basis. The cost of biological fluid testing shall be borne by the Respondent.

20 During the first year of probation, Respondent shall be subject to 52 to 104 random tests.
21 During the second year of probation and for the duration of the probationary term, up to five (5)
22 years, Respondent shall be subject to 36 to 104 random tests per year. Only if there has been no
23 positive biological fluid tests in the previous five (5) consecutive years of probation, may testing
24 be reduced to one (1) time per month. Nothing precludes the Board from increasing the number
25 of random tests to the first-year level of frequency for any reason.

26 Prior to practicing medicine, Respondent shall contract with a laboratory or service,
27 approved in advance by the Board or its designee, that will conduct random, unannounced,
28 observed, biological fluid testing and meets all of the following standards:

- 1 (a) Its specimen collectors are either certified by the Drug and Alcohol Testing Industry
2 Association or have completed the training required to serve as a collector for the United
3 States Department of Transportation.
- 4 (b) Its specimen collectors conform to the current United States Department of
5 Transportation Specimen Collection Guidelines.
- 6 (c) Its testing locations comply with the Urine Specimen Collection Guidelines published
7 by the United States Department of Transportation without regard to the type of test
8 administered.
- 9 (d) Its specimen collectors observe the collection of testing specimens.
- 10 (e) Its laboratories are certified and accredited by the United States Department of Health
11 and Human Services.
- 12 (f) Its testing locations shall submit a specimen to a laboratory within one (1) business day
13 of receipt and all specimens collected shall be handled pursuant to chain of custody
14 procedures. The laboratory shall process and analyze the specimens and provide legally
15 defensible test results to the Board within seven (7) business days of receipt of the
16 specimen. The Board will be notified of non-negative results within one (1) business day
17 and will be notified of negative test results within seven (7) business days.
- 18 (g) Its testing locations possess all the materials, equipment, and technical expertise
19 necessary in order to test Respondent on any day of the week.
- 20 (h) Its testing locations are able to scientifically test for urine, blood, and hair specimens
21 for the detection of alcohol and illegal and controlled substances.
- 22 (i) It maintains testing sites located throughout California.
- 23 (j) It maintains an automated 24-hour toll-free telephone system and/or a secure on-line
24 computer database that allows the Respondent to check in daily for testing.
- 25 (k) It maintains a secure, HIPAA-compliant website or computer system that allows staff
26 access to drug test results and compliance reporting information that is available 24 hours a
27 day.
- 28 (l) It employs or contracts with toxicologists that are licensed physicians and have

1 knowledge of substance abuse disorders and the appropriate medical training to interpret
2 and evaluate laboratory biological fluid test results, medical histories, and any other
3 information relevant to biomedical information.

4 (m) It will not consider a toxicology screen to be negative if a positive result is obtained
5 while practicing, even if the Respondent holds a valid prescription for the substance.

6 Prior to changing testing locations for any reason, including during vacation or other travel,
7 alternative testing locations must be approved by the Board and meet the requirements above.

8 The contract shall require that the laboratory directly notify the Board or its designee of
9 non-negative results within one (1) business day and negative test results within seven (7)
10 business days of the results becoming available. Respondent shall maintain this laboratory or
11 service contract during the period of probation.

12 A certified copy of any laboratory test result may be received in evidence in any
13 proceedings between the Board and Respondent.

14 If a biological fluid test result indicates Respondent has used, consumed, ingested, or
15 administered to himself or herself a prohibited substance, the Board shall order Respondent to
16 cease practice and instruct Respondent to leave any place of work where Respondent is practicing
17 medicine or providing medical services. The Board shall immediately notify all of Respondent's
18 employers, supervisors and work monitors, if any, that Respondent may not practice medicine or
19 provide medical services while the cease-practice order is in effect.

20 A biological fluid test will not be considered negative if a positive result is obtained while
21 practicing, even if the practitioner holds a valid prescription for the substance. If no prohibited
22 substance use exists, the Board shall lift the cease-practice order within one (1) business day.

23 After the issuance of a cease-practice order, the Board shall determine whether the positive
24 biological fluid test is in fact evidence of prohibited substance use by consulting with the
25 specimen collector and the laboratory, communicating with the licensee, his or her treating
26 physician(s), other health care provider, or group facilitator, as applicable.

27 For purposes of this condition, the terms "biological fluid testing" and "testing" mean the
28 acquisition and chemical analysis of a Respondent's urine, blood, breath, or hair.

1 For purposes of this condition, the term "prohibited substance" means an illegal drug, a
2 lawful drug not prescribed or ordered by an appropriately licensed health care provider for use by
3 Respondent and approved by the Board, alcohol, or any other substance the Respondent has been
4 instructed by the Board not to use, consume, ingest, or administer to himself or herself.

5 If the Board confirms that a positive biological fluid test is evidence of use of a prohibited
6 substance, Respondent has committed a major violation, as defined in section 1361.52(a), and the
7 Board shall impose any or all of the consequences set forth in section 1361.52(b), in addition to
8 any other terms or conditions the Board determines are necessary for public protection or to
9 enhance Respondent's rehabilitation.

10 **5. VIOLATION OF PROBATION CONDITION FOR SUBSTANCE ABUSING**
11 **LICENSEES.** Failure to fully comply with any term or condition of probation is a violation of
12 probation.

13 A. If Respondent commits a major violation of probation as defined by section
14 1361.52, subdivision (a), of Title 16 of the California Code of Regulations, the Board shall take
15 one or more of the following actions:

16 (1) Issue an immediate cease-practice order and order Respondent to undergo a clinical
17 diagnostic evaluation to be conducted in accordance with section 1361.5, subdivision (c)(1), of
18 Title 16 of the California Code of Regulations, at Respondent's expense. The cease-practice
19 order issued by the Board or its designee shall state that Respondent must test negative for at least
20 a month of continuous biological fluid testing before being allowed to resume practice. For
21 purposes of determining the length of time a Respondent must test negative while undergoing
22 continuous biological fluid testing following issuance of a cease-practice order, a month is
23 defined as thirty calendar (30) days. Respondent may not resume the practice of medicine until
24 notified in writing by the Board or its designee that he or she may do so.

25 (2) Increase the frequency of biological fluid testing.

26 (3) Refer Respondent for further disciplinary action, such as suspension, revocation, or
27 other action as determined by the Board or its designee.

28 B. If Respondent commits a minor violation of probation as defined by section

1 1361.52, subdivision (c), of Title 16 of the California Code of Regulations, the Board shall take
2 one or more of the following actions:

- 3 (1) Issue a cease-practice order;
- 4 (2) Order practice limitations;
- 5 (3) Order or increase supervision of Respondent;
- 6 (4) Order increased documentation;
- 7 (5) Issue a citation and fine, or a warning letter;
- 8 (6) Order Respondent to undergo a clinical diagnostic evaluation to be conducted in
9 accordance with section 1361.5, subdivision (o)(1), of Title 16 of the California Code of
10 Regulations, at Respondent's expense;
- 11 (7) Take any other action as determined by the Board or its designee.

12 C. Nothing in this Decision shall be considered a limitation on the Board's authority
13 to revoke Respondent's probation if he or she has violated any term or condition of probation. If
14 Respondent violates probation in any respect, the Board, after giving Respondent notice and the
15 opportunity to be heard, may revoke probation and carry out the disciplinary order that was
16 stayed. If an Accusation, or Petition to Revoke Probation, or an Interim Suspension Order is filed
17 against Respondent during probation, the Board shall have continuing jurisdiction until the matter
18 is final, and the period of probation shall be extended until the matter is final.

19 6. NOTIFICATION. Within seven (7) days of the effective date of this Decision, the
20 Respondent shall provide a true copy of this Decision and Accusation to the Chief of Staff or the
21 Chief Executive Officer at every hospital where privileges or membership are extended to
22 Respondent, at any other facility where Respondent engages in the practice of medicine,
23 including all physician and locum tenens registries or other similar agencies, and to the Chief
24 Executive Officer at every insurance carrier which extends malpractice insurance coverage to
25 Respondent. Respondent shall submit proof of compliance to the Board or its designee within 15
26 calendar days.

27 This condition shall apply to any change(s) in hospitals, other facilities or insurance carrier.

28 ///

1 7. OBEY ALL LAWS. Respondent shall obey all federal, state and local laws, all rules
2 governing the practice of medicine in California and remain in full compliance with any court
3 ordered criminal probation, payments, and other orders.

4 8. INVESTIGATION/ENFORCEMENT COST RECOVERY. Respondent is hereby
5 ordered to reimburse the Board its costs of investigation and enforcement, including, but not
6 limited to, expert review, amended accusations, legal reviews, joint investigations, and subpoena
7 enforcement, as applicable, in the amount of \$8,000.00 (eight thousand dollars). Costs shall be
8 payable to the Medical Board of California. Failure to pay such costs shall be considered a
9 violation of probation.

10 Any and all requests for a payment plan shall be submitted in writing by respondent to the
11 Board.

12 The filing of bankruptcy by respondent shall not relieve respondent of the responsibility to
13 repay investigation and enforcement costs, including expert review costs (if applicable).

14 9. QUARTERLY DECLARATIONS. Respondent shall submit quarterly declarations
15 under penalty of perjury on forms provided by the Board, stating whether there has been
16 compliance with all the conditions of probation.

17 Respondent shall submit quarterly declarations not later than 10 calendar days after the end
18 of the preceding quarter.

19 10. GENERAL PROBATION REQUIREMENTS.

20 Compliance with Probation Unit

21 Respondent shall comply with the Board's probation unit.

22 Address Changes

23 Respondent shall, at all times, keep the Board informed of Respondent's business and
24 residence addresses, email address (if available), and telephone number. Changes of such
25 addresses shall be immediately communicated in writing to the Board or its designee. Under no
26 circumstances shall a post office box serve as an address of record, except as allowed by Business
27 and Professions Code section 2021, subdivision (b).

28 ///

1 Place of Practice

2 Respondent shall not engage in the practice of medicine in Respondent's or patient's place
3 of residence, unless the patient resides in a skilled nursing facility or other similar licensed
4 facility.

5 License Renewal

6 Respondent shall maintain a current and renewed California physician's and surgeon's
7 license.

8 Travel or Residence Outside California

9 Respondent shall immediately inform the Board or its designee, in writing, of travel to any
10 areas outside the jurisdiction of California which lasts, or is contemplated to last, more than thirty
11 (30) calendar days.

12 In the event Respondent should leave the State of California to reside or to practice
13 Respondent shall notify the Board or its designee in writing 30 calendar days prior to the dates of
14 departure and return.

15 11. INTERVIEW WITH THE BOARD OR ITS DESIGNEE. Respondent shall be
16 available in person upon request for interviews either at Respondent's place of business or at the
17 probation unit office, with or without prior notice throughout the term of probation.

18 12. NON-PRACTICE WHILE ON PROBATION. Respondent shall notify the Board or
19 its designee in writing within 15 calendar days of any periods of non-practice lasting more than
20 30 calendar days and within 15 calendar days of Respondent's return to practice. Non-practice is
21 defined as any period of time Respondent is not practicing medicine as defined in Business and
22 Professions Code sections 2051 and 2052 for at least 40 hours in a calendar month in direct
23 patient care, clinical activity or teaching, or other activity as approved by the Board. If
24 Respondent resides in California and is considered to be in non-practice, Respondent shall
25 comply with all terms and conditions of probation. All time spent in an intensive training
26 program which has been approved by the Board or its designee shall not be considered non-
27 practice and does not relieve Respondent from complying with all the terms and conditions of
28 probation. Practicing medicine in another state of the United States or Federal jurisdiction while

1 on probation with the medical licensing authority of that state or jurisdiction shall not be
2 considered non-practice. A Board-ordered suspension of practice shall not be considered as a
3 period of non-practice.

4 In the event Respondent's period of non-practice while on probation exceeds 18 calendar
5 months, Respondent shall successfully complete the Federation of State Medical Boards's Special
6 Purpose Examination, or, at the Board's discretion, a clinical competence assessment program
7 that meets the criteria of Condition 18 of the current version of the Board's "Manual of Model
8 Disciplinary Orders and Disciplinary Guidelines" prior to resuming the practice of medicine.

9 Respondent's period of non-practice while on probation shall not exceed two (2) years.

10 Periods of non-practice will not apply to the reduction of the probationary term.

11 Periods of non-practice for a Respondent residing outside of California will relieve
12 Respondent of the responsibility to comply with the probationary terms and conditions with the
13 exception of this condition and the following terms and conditions of probation: Obey All Laws;
14 General Probation Requirements; Quarterly Declarations; Abstain from the Use of Alcohol and/or
15 Controlled Substances; and Biological Fluid Testing.

16 13. COMPLETION OF PROBATION. Respondent shall comply with all financial
17 obligations (e.g., restitution, probation costs) not later than 120 calendar days prior to the
18 completion of probation. Upon successful completion of probation, Respondent's certificate shall
19 be fully restored.

20 14. VIOLATION OF PROBATION. Failure to fully comply with any term or condition
21 of probation is a violation of probation. If Respondent violates probation in any respect, the
22 Board, after giving Respondent notice and the opportunity to be heard, may revoke probation and
23 carry out the disciplinary order that was stayed. If an Accusation, or Petition to Revoke Probation,
24 or an Interim Suspension Order is filed against Respondent during probation, the Board shall have
25 continuing jurisdiction until the matter is final, and the period of probation shall be extended until
26 the matter is final.

27 15. LICENSE SURRENDER. Following the effective date of this Decision, if
28 Respondent ceases practicing due to retirement or health reasons or is otherwise unable to satisfy

1 the terms and conditions of probation, Respondent may request to surrender his or her license.
 2 The Board reserves the right to evaluate Respondent's request and to exercise its discretion in
 3 determining whether or not to grant the request, or to take any other action deemed appropriate
 4 and reasonable under the circumstances. Upon formal acceptance of the surrender, Respondent
 5 shall within 15 calendar days deliver Respondent's wallet and wall certificate to the Board or its
 6 designee and Respondent shall no longer practice medicine. Respondent will no longer be subject
 7 to the terms and conditions of probation. If Respondent re-applies for a medical license, the
 8 application shall be treated as a petition for reinstatement of a revoked certificate.

9 16. PROBATION MONITORING COSTS. Respondent shall pay the costs associated
 10 with probation monitoring each and every year of probation, as designated by the Board, which
 11 may be adjusted on an annual basis. Such costs shall be payable to the Medical Board of
 12 California and delivered to the Board or its designee no later than January 31 of each calendar
 13 year.

14 18. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply
 15 for a new license or certification, or petition for reinstatement of a license, by any other health
 16 care licensing action agency in the State of California, all of the charges and allegations contained
 17 in Accusation No. 800-2021-079204 shall be deemed to be true, correct, and admitted by
 18 Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or
 19 restrict license.

20 ACCEPTANCE

21 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
 22 discussed it with my attorney. I understand the stipulation and the effect it will have on my
 23 Physician's and Surgeon's Certificate, and Physician's and Surgeon's License, I enter into this
 24 Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree
 25 to be bound by the Decision and Order of the Medical Board of California.

26
 27 DATED: 6-28-22 
 28 ROBERT PAUL HANSEN, M.D.
 Respondent

1 I have read and fully discussed with Respondent Robert Paul Hansen, M.D. the terms and
2 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
3 I approve its form and content.

4 DATED: 6-28-22


JEFFREY HAMMERSCHMIDT
Attorney for Respondent

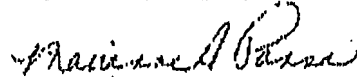
6
7 ENDORSEMENT

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

10 DATED: June 29, 2022

11 Respectfully submitted,

12 ROB BONTA
Attorney General of California
13 STEVE DIEHL
Supervising Deputy Attorney General

14 

15 MARIANNE A. PANSA
16 Deputy Attorney General
Attorneys for Complainant
17
18
19
20
21
22
23
24
25
26
27
28

Exhibit A

Accusation No. 800-2021-079204

1 ROB BONTA
Attorney General of California
2 STEVE DIEHL
Supervising Deputy Attorney General
3 MARIANNE A. PANSA
Deputy Attorney General
4 State Bar No. 270928
California Department of Justice
5 2550 Mariposa Mall, Room 5090
Fresno, CA 93721
6 Telephone: (559) 705-2329
Facsimile: (559) 445-5106
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. 800-2021-079204

13 **ROBERT PAUL HANSEN, M.D.**
26225 Pittman Hill Rd.
14 Clovis, CA 93611

A C C U S A T I O N

15 **Physician's and Surgeon's Certificate**
16 **No. G 53037.**

17 Respondent.

18
19 **PARTIES**

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

23 2. On or about July 16, 1984, the Board issued Physician's and Surgeon's Certificate
24 Number G 53037 to Robert Paul Hansen, M.D. (Respondent). The Physician's and Surgeon's
25 Certificate was in full force and effect at all times relevant to the charges brought herein and will
26 expire on January 31, 2022, unless renewed.

27 ///

28 ///

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 indloated.

5 4. Section 2227 of the Code states:

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

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

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

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

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

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

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

27 STATUTORY PROVISIONS

28 5. 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.

1 6. Section 2236 of the Code states:

2 (a) The conviction of any offense substantially related to the qualifications,
3 functions, or duties of a physician and surgeon constitutes unprofessional conduct
4 within the meaning of this chapter [Chapter 5, the Medical Practice Act]. The record
5 of conviction shall be conclusive evidence only of the fact that the conviction
6 occurred.

7 ...

8 (d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is
9 deemed to be a conviction within the meaning of this section and Section 2236.1.
10 The record of conviction shall be conclusive evidence of the fact that the conviction
11 occurred.

12 7. Section 2239 of the Code states:

13 (a) The use ... of alcoholic beverages, to the extent, or in such a manner as to
14 be dangerous or injurious to the licensee, or to any other person or to the public, or to
15 the extent that such use impairs the ability of the licensee to practice medicine safely
16 or more than one misdemeanor or any felony involving the use, consumption, or
17 self-administration of any of the substances referred to in this section, or any
18 combination thereof, constitutes unprofessional conduct. The record of the
19 conviction is conclusive evidence of such unprofessional conduct.

20 (b) A plea or verdict of guilty or a conviction following a plea of nolo
21 contendere is deemed to be a conviction within the meaning of this section. The
22 Medical Board may order discipline of the licensee in accordance with Section 2227
23 or the Medical Board may order the denial of the license when the time for appeal has
24 elapsed or the judgment of conviction has been affirmed on appeal or when an order
25 granting probation is made suspending imposition of sentence, irrespective of a
26 subsequent order under the provisions of Section 1203.4 of the Penal Code allowing
27 such person to withdraw his or her plea of guilty and to enter a plea of not guilty, or
28 setting aside the verdict of guilty, or dismissing the accusation, complaint,
information, or indictment.

REGULATORY PROVISIONS

8. California Code of Regulations, title 16, section 1360, states:

(a) For the purposes of denial, suspension or revocation of a license, certificate or
permit pursuant to Division 1.5 (commencing with Section 475) of the code, a crime
or act shall be considered to be substantially related to the qualifications, functions or
duties of a person holding a license, certificate or permit under the Medical Practice
Act if to a substantial degree it evidences present or potential unfitness of a person
holding a license, certificate or permit to perform the functions authorized by the
license, certificate or permit in a manner consistent with the public health, safety or
welfare. Such crimes or acts shall include but not be limited to the following:
Violating or attempting to violate, directly or indirectly, or assisting in or abetting the
violation of, or conspiring to violate any provision of the Medical Practice Act.

///

///

1 COST RECOVERY

2 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
3 administrative law judge to direct a licensee found to have committed a violation or violations of
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case¹, with failure of the licensee to comply subjecting the license to not being
6 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
7 included in a stipulated settlement.

8 FACTUAL ALLEGATIONS

9 10. On or about February 21, 2020, at approximately 1:50 p.m., a witness observed
10 Respondent's vehicle (a 2014 Dodge Ram truck) driving very slowly and swerving all over the
11 roadway using both lanes, nearly driving off the left and right sides of the roadway, in the vicinity
12 of the intersection of Watts Valley Road and Maxon Road in Fresno County, California. At one
13 point, Respondent was observed pulling into a turnout facing the wrong direction.

14 11. Soon thereafter, emergency personnel were dispatched to a traffic collision involving
15 Respondent. Respondent's vehicle was found near a T-intersection, resting on a metal guardrail.
16 The vehicle sustained moderate damage, including but not limited to, dents and scratches to the
17 front bumper and a broken right tail light. Damage to the guardrail was also noted. A witness
18 observed a significant amount of smoke caused by Respondent's spinning rear tires. The witness
19 shut off Respondent's engine after realizing Respondent was unresponsive and passed out.

20 12. An officer of the California Highway Patrol (CHP-1) was dispatched and arrived at
21 the scene at approximately 2:27 p.m. The officer observed Respondent being extricated from the
22 driver's seat of his damaged vehicle by the emergency responders. Respondent was conscious
23 but in a disoriented state. CHP-1 observed objective signs of alcohol intoxication, including the
24 strong odor of an alcoholic beverage emitting from Respondent's breath and person, and that
25 Respondent's eyes appeared red and watery.

26 13. Respondent was unable to provide a statement or perform any field sobriety tests.

27 ¹ As of November 18, 2021, Section 125.3 of the Code has been amended to remove subsection (c), which
28 precluded the Board from collecting costs. The Board may collect investigation, prosecution, and other costs incurred
for a disciplinary proceeding against a licensee beginning January 1, 2022.

1 14. Emergency personnel took Respondent to Clovis Community Medical Center as a
2 precaution, although no injuries were observed. A second CHP officer (CHP-2) arrived at the
3 medical center to assist with the investigation. Respondent submitted to a blood draw at the
4 hospital at 4:07 p.m.

5 15. Respondent's blood alcohol content (BAC) was 0.207 percent.

6 16. Respondent was medically cleared for booking and taken into custody at the Fresno
7 County Jail later in the evening on February 21, 2020.

8 17. On July 10, 2020, a criminal misdemeanor complaint was filed against Respondent in
9 the Fresno County Superior Court, case number M20918678, alleging one count of a violation of
10 Vehicle Code Section 23152(b), driving with a BAC of 0.08 percent or higher, with an
11 enhancement pursuant to Vehicle Code section 23578, with a BAC of 0.15 percent or higher; and
12 a second count of a violation of Vehicle Code Section 23152(a), driving under the influence of
13 alcohol.

14 18. On or about May 26, 2021, Respondent pled nolo contendere to one count of Vehicle
15 Code Section 23152(b) with a stipulation to a 0.19 percent BAC enhancement. Count two in the
16 complaint was dismissed. Respondent was sentenced to: 180 days in jail (suspended for three
17 years) with 172 days stayed; three years of conditional probation; and fines and fees in the
18 amount of \$1,945.00. He was also ordered to attend and complete a three-month Level 1 Alcohol
19 Program within thirty days, and was referred to the Adult Offender Program. He agreed to attend
20 the optional Decisions for Life program, which reduced his fines and fees to \$997.00.

21 19. Respondent, through counsel, reported this incident to the Board on June 18, 2021.

22 **FIRST CAUSE FOR DISCIPLINE**

23 **(Conviction of a Substantially Related Crime)**

24 20. Respondent Robert Paul Hansen, M.D., is subject to disciplinary action under section
25 2227, as defined by section 2234, subdivision (a), and section 2236 of the Code, and title 16 of
26 the California Code of Regulations, section 1360, subdivision (a), in that Respondent was
27 convicted of an offense substantially related to the qualifications, functions, or duties of a
28

1 physician and surgeon. The circumstances are set forth in paragraphs 10 through 19, above, and
2 are incorporated here by reference as if fully set forth herein.

3 **SECOND CAUSE FOR DISCIPLINE**

4 **(Use of Alcohol in a Dangerous Manner)**

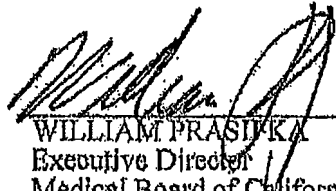
5 21. Respondent Robert Paul Hansen, M.D., is subject to disciplinary action under section
6 2227, as defined by section 2234, subdivision (a), and section 2239 of the Code, in that
7 Respondent used alcoholic beverages to the extent, or in such a manner as to be dangerous to
8 himself or to a person, or to the public, or to the extent that such use impairs the ability to practice
9 medicine safely. The circumstances are set forth in paragraphs 10 through 19, above, and are
10 incorporated here by reference as if fully set forth herein.

11 **PRAYER**

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

- 14 1. Revoking or suspending Physician's and Surgeon's Certificate Number G 53037,
15 issued to Respondent, Robert Paul Hansen, M.D.;
- 16 2. Revoking, suspending or denying approval of Respondent, Robert Paul Hansen,
17 M.D.'s authority to supervise physician assistants and advanced practice nurses;
- 18 3. Ordering Respondent, Robert Paul Hansen, M.D., to pay the Board the costs of the
19 investigation and enforcement of this case incurred on or after January 1, 2022, and if placed on
20 probation, the costs of probation monitoring; and
- 21 4. Taking such other and further action as deemed necessary and proper.

22
23 DATED: JAN 25 2022

24 
25 WILLIAM PRASIWKA
26 Executive Director
27 Medical Board of California
28 Department of Consumer Affairs
State of California
Complainant

FR2021305293

Exhibit B

Cease Practice Order

Medical Board of California Case No. 800-2021-079204

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

In the Matter of the Accusation against:

Robert Paul Hansen, M.D.

Case No. 800-2021-079204

Physician's and Surgeon's
Certificate No. G 53037

Respondent.

CEASE PRACTICE ORDER

In the Medical Board of California (Board) Case No. 800-2021-079204, the Board issued a Decision adopting a Stipulated Settlement and Disciplinary Order, which became effective October 14, 2022. In the Board's Order, Physician's and Surgeon's License No. G 53037, issued to Robert Paul Hansen, M.D., was revoked, revocation stayed, and Respondent was placed on probation for five (5) years with terms and conditions.

Probationary Condition No. 1, Alcohol - Abstain from Use, requires Respondent to abstain completely from the personal use of products or beverages containing alcohol.

Probationary Condition No. 4, Biological Fluid Testing, requires Respondent to immediately submit to biological fluid testing upon request of the Board or its designee. If a biological fluid test result indicates Respondent has used, consumed, ingested, or administered to himself a prohibited substance, the Board shall order Respondent to cease practice and instruct Respondent to leave any place of work where Respondent is practicing medicine or providing medical services.


Probationary Condition No. 5 - Violation of Probation Condition for Substance Abusing Licensees, requires that a cease practice order be issued immediately and Respondent be ordered to undergo a clinical diagnostic evaluation and test negative for at least a month of continuous biological fluid testing before being allowed to resume practice, and/or refer Respondent for further disciplinary action, such as suspension, revocation, or other action as determined by the Board or its designee, if Respondent commits a major violation of probation as defined by section 1361.52 subdivision (a), of Title 16 of the California Code of Regulations.

Respondent has failed to obey Probationary Condition No. 1 as ordered in the above Decision by failing to abstain from alcohol.

Respondent has failed to obey Probationary Condition No. 4, as ordered in the above Decision, by testing positive for the metabolites of alcohol. Accordingly, Respondent,

Robert Paul Hansen, M.D., is prohibited from engaging in the practice of medicine. Respondent shall not resume the practice of medicine until notified in writing by the Board or its designee that he has completed a clinical diagnostic evaluation and thirty (30) calendar days of continuous negative biological fluid testing.

IT IS SO ORDERED DEC 09 2022 at 5:00 p.m.



William Prasifka
Executive Director

Exhibit B

June 6, 2023 Probation Non-Compliance Report, Case No. 800-2021-079204



**MEDICAL BOARD OF CALIFORNIA
PROBATION NORTH
PROBATION NON-COMPLIANCE REPORT**

PROBATIONER: Robert Paul Hansen, M.D.		AGPA: Elena Contreras	
REPORT DATE: June 6, 2023		CASE NUMBER: 800-2021-079204	
EFFECTIVE DATE: October 14, 2022	TERM OF PROBATION: 5 Years	ESTIMATED COMPLETION DATE: October 14, 2027	TOLLED/PENDEED DAYS:

VIOLATIONS OF PROBATION

CONDITION NUMBER	CONDITION
4.	Biological Fluid Testing
5.	Violation of Probation Condition for Substance Abusing Licensees

NARRATIVE

On March 17, 2023, March 29, 2023, and March 30, 2023, Dr. Hansen failed to check in daily with Vault Health. Dr. Hansen was sent a non-compliance letter on April 21, 2023, for the violation (Attachment 1).

On May 11, 2023, Dr. Hansen failed to check in daily with Vault Health. Dr. Hansen was sent a non-compliance letter on May 18, 2023, for the violation (Attachment 1).

On May 30, 2023, Dr. Hansen failed to check in with Vault Health. On this day, Dr. Hansen was selected to provide a biological fluid sample. Due to not checking in, Dr. Hansen did not receive his testing notification (Attachment 2).

On May 31, 2023, Dr. Hansen was sent a letter, via email and U.S. mail, requesting an explanation for his failure to check in and test on May 30, 2023 (Attachment 3). At the time of this report, Dr. Hansen has not provided an explanation.

Since the non-compliance letter sent on May 18, 2023, to the time of this report, Dr. Hansen has failed to check in 10 times, and failed to provide biological fluid samples when selected on May 30, 2023, June 2, 2023, and June 5, 2023 (Attachment 2). Dr. Hansen has stopped accessing his Vault Health everyday as of June 1, 2023.

RECOMMENDATIONS:

Add to PTR



MEDICAL BOARD OF CALIFORNIA
PROBATION NORTH
PROBATION NON-COMPLIANCE REPORT

VIOLATIONS OF PROBATION

ATTACHMENTS:

1. Letters from Elena Contreras to Dr. Hansen dated April 21, 2023 and May 18, 2023
2. Chart export from Dr. Hansen's Vault Health account
3. Letter from Elena Contreras to Dr. Hansen dated May 31, 2023

SUBMITTED BY:

Elena Contreras

DATE:

6/6/2023

APPROVED BY:

Promew

DATE:

6/6/2023

ATTACHMENT 1

**Robert Hansen, M.D.
800-2021-079204**



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

Enforcement Program
2005 Evergreen Street, Suite 2200
Sacramento, CA 95815-5401
Phone: (916) 263-2125
Fax: (916) 263-1692
www.mbc.ca.gov

Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

NON-COMPLIANCE LETTER

April 21, 2023

Robert Paul Hansen, M.D.
26225 Pittman Hill Rd.
Clovis, CA 93611

RE: Case Number 800-2021-079204

Dear Dr. Hansen:

This letter is to bring to your attention my concerns regarding your compliance with conditions ordered pursuant to your probation with the Medical Board of California (Board). As you are aware, you are required to comply with the biological fluid testing condition of your probation.

Upon enrollment with Vault Health, you were provided information on how to "check in" with the Vault Health system daily, via website, to determine if you are selected for testing. You must check-in daily during the program hours of 12:00 a.m. and 5:00 p.m. to avoid receiving a missed check-in violation and being unable to receive your testing notification.

You failed to check in with Vault Health during program hours on the following dates:
March 17, 2023, March 29, 2023, and March 30, 2023.

Failure to comply with the biological fluid testing condition is considered a violation of probation. This letter serves as notice that you are in violation of the biological fluid testing condition of your probation order and continued failure to cooperate with the biological fluid testing condition could constitute grounds for further action against your license.

Please contact me if you have any questions or concerns at 916-576-3218 or Elena.Contreras@mbc.ca.gov.

Sincerely,

Elena Contreras
Probation Analyst



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

Enforcement Program
2005 Evergreen Street, Suite 2200
Sacramento, CA 95815-5401
Phone: (916) 263-2125
Fax: (916) 263-1692
www.mbc.ca.gov

Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

NON-COMPLIANCE LETTER

May 18, 2023

Robert Paul Hansen, M.D.
26225 Pittman Hill Rd.
Clovis, CA 93611

RE: Case Number 800-2021-079204

Dear Dr. Hansen:

This letter is to bring to your attention my concerns regarding your compliance with conditions ordered pursuant to your probation with the Medical Board of California (Board). As you are aware, you are required to comply with the biological fluid testing condition of your probation.

Upon enrollment with Vault Health, you were provided information on how to "check in" with the Vault Health system daily, via website, to determine if you are selected for testing. You must check-in daily during the program hours of 12:00 a.m. and 5:00 p.m. to avoid receiving a missed check-in violation and being unable to receive your testing notification.

You failed to check in with Vault Health during program hours on the following date:
May 11, 2023.

Failure to comply with the biological fluid testing condition is considered a violation of probation. This letter serves as notice that you are in violation of the biological fluid testing condition of your probation order and continued failure to cooperate with the biological fluid testing condition could constitute grounds for further action against your license.

Please contact me if you have any questions or concerns at 916-576-3218 or Elena.Contreras@mbc.ca.gov.

Sincerely,


Elena Contreras
Probation Analyst

ATTACHMENT 2

**Robert Hansen, M.D.
800-2021-079204**

Chart Export



Run by EContreras - CA State Medical Board (CA SMB) on 6/6/2023 at 4:22 PM

Report Period: 12/06/2022 - 06/06/2023

Organization(s): CA State Medical Board (CA SMB)

Participant Information

Name	DOB	Assigned ID	Program	Suspended?
robert hansen	[REDACTED]	106847	PROB North.(11/02/2022)	No

Missed Tests: Individual

Start Date	Test Name	Panel	Specimen Type	Check In Status
5/30/2023	Option 1 Test	FL01	Urine	No Check In

Missed Check In History (b)

Start Date	Appointment Name	Client Attendance
3/17/2023	Check In	N/A
3/29/2023	Check In	N/A
3/30/2023	Check In	N/A
5/11/2023	Check In	N/A
5/18/2023	Check In	N/A
5/23/2023	Check In	N/A
5/25/2023	Check In	N/A
5/27/2023	Check In	N/A
5/30/2023	Check In	N/A
5/30/2023	Option 1 Test	N/A
6/1/2023	Check In	N/A
6/2/2023	Check In	N/A
6/2/2023	Option 1 Test	N/A
6/3/2023	Check In	N/A
6/4/2023	Check In	N/A
6/5/2023	Option 1 Test	N/A

ATTACHMENT 3

**Robert Hansen, M.D.
800-2021-079204**



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

Enforcement Program

2005 Evergreen Street, Suite 1200

Sacramento, CA 95815-5401

Phone: (916) 263-2125

Fax: (916) 263-1692

www.mbc.ca.gov

Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

May 31, 2023

Robert Hansen, MD
26225 Pittman Hill Rd.
Clovis, CA 93611

RE: Case Number 800-2021-079204

Dear Dr. Hansen:

According to our records, you failed to check in with Vault Health during program hours on May 30, 2023. Additionally, you were selected to provide a urine sample on this day. Since you did not check in, you were unable to receive your testing notification. Please send me a written statement explaining why you failed to check in during program hours and why you failed to provide a sample. Also, include in your statement an explanation of your plans to ensure you do not again miss a test or check in. Please scan and email me, or fax me a copy of the statement by **June 2, 2023**.

If you submitted a sample on this day, please provide either a copy of your chain of custody form or the Specimen ID number.

Sign the statement that you are declaring it to be true and correct under the penalty of perjury under the Laws of the State of California.

If you have any questions, please contact me at Elena.Contreras@mbc.ca.gov or (916) 576-3218.

Sincerely,

Elena Contreras
Probation Analyst