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7 Facsimile: (619) 645-2061

8 *Attorneys for Complainant*

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

13 In the Matter of the First Amended Accusation
14 Against:

Case No. 800-2019-060306

15 **TRAVIS H. CALVIN, JR., M.D.**
16 **1505 Ross Avenue**
17 **El Centro, CA 92243**

OAH No. 2022060383

18 **Physician's and Surgeon's**
19 **Certificate No. C 21462**

20 Respondent.

21 **ORDER REVISING NUNC PRO TUNC THE EFFECTIVE DATE OF DECISION AND**
22 **ORDER**

23 Pursuant to a stipulation, the parties in the above-entitled matter have agreed to a revised
24 effective date of the Medical Board of California (hereafter "Board")'s Decision and Order in the
25 Board's Case No. 800-2019-060306 (hereafter "Decision"), from December 31, 2023 to
26 October 1, 2023, or as soon thereafter as the Board or its designee shall order.

27 IT IS HEREBY ORDERED that the effective date of the Decision in the above-entitled
28 matter be and hereby is amended, *nunc pro tunc*, to October 2, 2023.

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MEDICAL BOARD OF CALIFORNIA

DATED: **NOV 22 2023**



REJI VARGHESE
EXECUTIVE DIRECTOR

1 ROB BONTA
Attorney General of California
2 MATTHEW M. DAVIS
Supervising Deputy Attorney General
3 JASON J. AHN
Deputy Attorney General
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11 **MEDICAL BOARD OF CALIFORNIA**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

13 In the Matter of the First Amended Accusation
Against:

14 **TRAVIS H. CALVIN, JR., M.D.**
15 **1505 Ross Avenue**
El Centro, CA 92243

16 **Physician's and Surgeon's**
17 **Certificate No. C 21462**

18 **Respondent.**

Case No. 800-2019-060306

OAH No. 2022060383

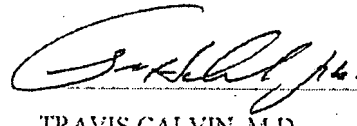
STIPULATION FOR ORDER
AMENDING NUNC PRO TUNC THE
EFFECTIVE DATE OF THE BOARD'S
DECISION AND ORDER

21 The parties to this matter stipulate as follows:

22 Currently, the effective date of Medical Board of California (MBC)'s Decision and Order in
23 MBC Case No. 800-2019-060306 is December 31, 2023 ("effective date"). However, both
24 parties hereby agree that the effective date should be amended to October 1, 2023, or as soon
25 thereafter as the Board or its designee shall order, and stipulate that MBC's Decision and Order in
26 MBC Case No. 800-2019-060306 be amended, *nunc pro tunc*, in order to reflect a new effective
27 date of October 1, 2023, or as soon thereafter as the Board or its designee shall order.

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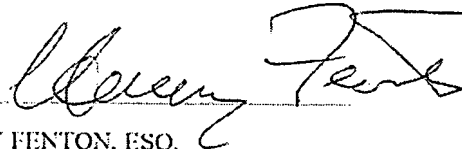
1 DATED: Oct 3, 2023



2 TRAVIS CALVIN, M.D.

3 RESPONDENT

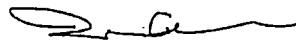
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6 DATED: October 3, 2023



7 HENRY FENTON, ESQ.

8 ATTORNEY FOR RESPONDENT

9
10
11
12 DATED: October 4, 2023



13 JASON J. AHN

14 ATTORNEY FOR COMPLAINANT

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

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

Travis H. Calvin, Jr., M.D.

**Physician's and Surgeon's
Certificate No. C 21462**

Respondent.

Case No. 800-2019-060306

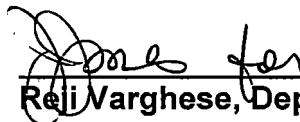
DECISION

The attached Stipulated Surrender of License 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 December 31, 2023.

IT IS SO ORDERED January 31, 2023.

MEDICAL BOARD OF CALIFORNIA



Reji Varghese, Deputy Director

1 ROB BONTA
Attorney General of California
2 MATTHEW M. DAVIS
Supervising Deputy Attorney General
3 JASON J. AHN
Deputy Attorney General
4 State Bar No. 253172
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10 **BEFORE THE**
11 **MEDICAL BOARD OF CALIFORNIA**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

13 In the Matter of the First Amended Accusation
Against:

14 **TRAVIS H. CALVIN, JR., M.D.**
15 **1505 Ross Avenue**
El Centro, CA 92243

16 **Physician's and Surgeon's**
17 **Certificate No. C 21462**

18 Respondent.

Case No. 800-2019-060306

OAH No. 2022060383

**STIPULATED SURRENDER OF
LICENSE AND DISCIPLINARY ORDER**

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. Reji Varghese (Complainant) is the Deputy Director of the Medical Board of
24 California (Board). Former Executive Director William Prasifka brought this action solely in his
25 then official capacity as Executive Director of the Board. Reji Varghese is represented in this
26 matter by Rob Bonta, Attorney General of the State of California, and by Jason J. Ahn, Deputy
27 Attorney General.

28 ///

2. Travis H. Calvin, Jr., M.D. (Respondent) is represented in this proceeding by attorney Henry R. Fenton, Esq., whose address is: 1990 South Bundy Drive, Suite 777, Los Angeles, CA 90025.

3. On or about February 11, 1960, the Board issued Physician's and Surgeon's Certificate No. C 21462 to Travis H. Calvin, Jr., M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in First Amended Accusation No. 800-2019-060306 and will expire on July 31, 2022, unless renewed.

JURISDICTION

4. On April 21, 2022, Accusation No. 800-2019-060306 was filed before the Board. The Accusation and all other statutorily required documents were properly served on Respondent on or about April 21, 2022. Respondent timely filed his Notice of Defense contesting the Accusation. On August 2, 2022, First Amended Accusation No. 800-2019-060306 was filed before the Board and is currently pending against Respondent. The First Amended Accusation and all other statutorily required documents were properly served on Respondent on or about August 2, 2022. A copy of First Amended Accusation No. 800-2019-060306 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and fully understands the charges and allegations in First Amended Accusation No. 800-2019-060306. Respondent also has carefully read, fully discussed with counsel, and fully understands the effects of this Stipulated Surrender of License and Disciplinary Order.

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

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

CULPABILITY

8. Respondent does not contest that, at an administrative hearing, Complainant could establish a *prima facie* case with respect to the charges and allegations contained in First Amended Accusation No. 800-20-019-060306, a copy of which is attached hereto as Exhibit A, and that he has thereby subjected his Physician's and Surgeon's Certificate No. C 21462 to disciplinary action.

9. Respondent agrees that if an accusation is ever filed against him before the Medical Board of California, all of the charges and allegations contained in First Amended Accusation No. 800-2019-060306 shall be deemed true, correct, and fully admitted by Respondent for purposes of that proceeding or any other licensing proceeding involving Respondent in the State of California.

10. Respondent agrees that his Physician's and Surgeon's Certificate No. C 21462 is subject to discipline and he agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

CONTINGENCY

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

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

13. The parties agree that this Stipulated Surrender of License and Disciplinary Order shall be null and void and not binding upon the parties unless approved and adopted by the Executive Director on behalf of the Board, except for this paragraph, which shall remain in full force and effect. Respondent fully understands and agrees that in deciding whether or not to approve and adopt this Stipulated Surrender of License and Disciplinary Order, the Executive Director and/or the Board may receive oral and written communications from its staff and/or the Attorney General's Office. Communications pursuant to this paragraph shall not disqualify the Executive Director, the Board, any member thereof, and/or any other person from future participation in this or any other matter affecting or involving Respondent. In the event that the Executive Director on behalf of the Board does not, in his discretion, approve and adopt this Stipulated Surrender of License and Disciplinary Order, with the exception of this paragraph, it shall not become effective, shall be of no evidentiary value whatsoever, and shall not be relied upon or introduced in any disciplinary action by either party hereto. Respondent further agrees that should this Stipulated Surrender of License and Disciplinary Order be rejected for any reason by the Executive Director on behalf of the Board, Respondent will assert no claim that the Executive Director, the Board, or any member thereof, was prejudiced by its/his/her review, discussion and/or consideration of this Stipulated Surrender of License and Disciplinary Order or of any matter or matters related hereto.

ADDITIONAL PROVISIONS

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

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

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

ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. C 21462, issued to Respondent Travis H. Calvin, Jr., M.D., is surrendered and accepted by the Board.

1. The effective date of this Decision and Order shall be December 31, 2023.

2. The Interim Suspension Order issued by Abraham M. Levy, Administrative Law Judge, on April 13, 2022, MBC Case No. 800-2019-060306, OAH Case No. 2022030274, prohibiting Respondent from performing surgeries or surgical procedures, remains in full effect until December 31, 2023.

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

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

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

6. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in First Amended Accusation No. 800-2019-060306 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

7. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of

1 California, all of the charges and allegations contained in First Amended Accusation, No. 800-
2 2019-060306 shall be deemed to be true, correct, and admitted by Respondent for the purpose of
3 any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

4 ACCEPTANCE

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

10
11 DATED:

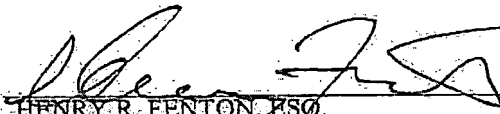
Jan 4, 2023


TRAVIS H. CALVIN, JR., M.D.
Respondent

13
14 I have read and fully discussed with Respondent Travis H. Calvin, Jr., M.D. the terms and
15 conditions and other matters contained in this Stipulated Surrender of License and Disciplinary
16 Order. I approve its form and content.

17
18 DATED:

January 4, 2023


HENRY R. FENTON, ESQ.
Attorney for Respondent

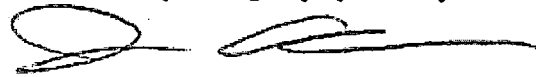
ENDORSEMENT

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

DATED: JAN 09 2023

Respectfully submitted,

ROB BONTA
Attorney General of California
MATTHEW M. DAVIS
Supervising Deputy Attorney General



JASON J. AHN
Deputy Attorney General
Attorneys for Complainant

SD2022800295
Stipulated Surrender of License and Order.docx

Exhibit A

First Amended Accusation No. 800-2019-060306

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Attorney General of California
2 MATTHEW M. DAVIS
Supervising Deputy Attorney General
3 JASON J. AHN
Deputy Attorney General
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8 *Attorneys for Complainant*

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STATE OF CALIFORNIA

13 In the Matter of the First Amended Accusation
14 Against:

15 **Travis H. Calvin, Jr., M.D.**
16 **1505 W Ross Avenue**
17 **El Centro, CA 92243**

18 **Physician's and Surgeon's**
19 **Certificate No. C 21462,**

20 **Respondent.**

CASE NO. 800-2019-060306

OAH NO. 2022060383

FIRST AMENDED ACCUSATION

21 **PARTIES**

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

25 2. On or about February 11, 1960, the Medical Board issued Physician's and Surgeon's
26 Certificate No. C 21462 to Travis H. Calvin, Jr., M.D. (Respondent). The Physician's and
27 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
28 herein and will expire on July 31, 2024, unless renewed.

///

JURISDICTION

3. This First Amended Accusation, which supersedes Accusation No. 800-2019-060306, filed on April 21, 2022, in the above-entitled matter, is brought before the Board, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2227 of the Code states:

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

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

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

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

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

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

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

5. Section 820 of the Code states:

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

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///

6. Section 822 of the Code states:

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

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

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

SECTION 822 CAUSE FOR ACTION

(Physical or Mental Illness Affecting Competency)

7. Respondent's Physician's and Surgeon's Certificate No. C 21462 is subject to action under section 822 of the Code in that he suffers from a mental and/or physical illness affecting competency.

8. On or about September 9, 2021, Respondent voluntarily underwent a mental evaluation by W.S., M.D., pursuant to section 820 of the Code. On or about September 19, 2021, Dr. W.S. issued his expert report and concluded, among other things, that Respondent has a mild neurocognitive disorder that causes him to have cognitive problems, including word finding difficulty, verbal memory impairment, and difficulty on a test measuring visual attention, sequencing, visual scanning, hand eye coordination, and mental flexibility. Dr. W.S. also opined that the above impairments more likely than not impact Respondent's ability to safely practice medicine, particularly the performance of surgical procedures.

9. On or about December 20, 2021, Respondent voluntarily underwent a neuropsychological evaluation by C.B., Ph.D., pursuant to section 820 of the Code. On or about December 20, 2021, Dr. C.B. issued her expert report and concluded, among other things, that, a diagnosis of mild neurocognitive disorder is warranted, Respondent's cognitive limitations would

1 increase the probability of adverse consequences and pose an increased risk of error,
2 Respondent's independent practice of medicine is not recommended, an improvement in
3 Respondent's neurocognitive disorder is not expected, and there are no recommended treatments.


4 10. On or about April 4, 2022, Dr. W.S. issued an addendum report, after having
5 reviewed the physical evaluation report of L.D., M.D., dated November 7, 2021, and the
6 neuropsychological evaluation report of Dr. C.B., described in paragraph 9, above. Dr. W.S.
7 concluded, among other things, that Respondent's mild neurocognitive disorder more likely than
8 not adversely impacts his ability to safely practice medicine, particularly the performance of
9 surgical procedures, which require memory, sensory acuity, visual-spatial perceptiveness, fine
10 motor dexterity, clinical decisiveness, and the ability to direct the surgical team in real time. Dr.
11 W.S. also concluded, among other things, that Respondent's impairment in the domain of
12 memory and learning and his mild word finding impairment would more likely than not interfere
13 with his ability to supervise and direct a team in the operating room.

14 **PRAYER**

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

- 17 1. Revoking or suspending Physician's and Surgeon's Certificate No. C 21462, issued to
18 Respondent Travis H. Calvin, Jr., M.D.;
- 19 2. Revoking, suspending or denying approval of Respondent Travis H. Calvin, Jr.,
20 M.D.'s authority to supervise physician assistants and advanced practice nurses;
- 21 3. Ordering Respondent Travis H. Calvin, Jr., M.D., to pay, if placed on probation, the
22 costs of probation monitoring; and
- 23 4. Taking such other and further action as deemed necessary and proper.

24
25 DATED: JUL 15 2022

26 
27 WILLIAM PRASIFKA
28 Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant