

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

In the Matter of the Accusation  
Against:

Sergio B. Court, M.D.

Physician's and Surgeon's  
Certificate No. A 31130

Respondent.

Case No. 800-2023-101346

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 April 22, 2024.

IT IS SO ORDERED April 15, 2024.

MEDICAL BOARD OF CALIFORNIA

JENNA JONGI FOR  
Reji Varghese, Executive Director

1 ROB BONTA  
Attorney General of California  
2 GREG W. CHAMBERS  
Supervising Deputy Attorney General  
3 HARRIET NEWMAN  
Deputy Attorney General  
4 State Bar No. 189784  
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*Attorneys for Complainant*

7  
8 **BEFORE THE**  
9 **MEDICAL BOARD OF CALIFORNIA**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 800-2023-101346

12 **SERGIO B. COURT, M.D.**  
13 **155 N JACKSON AVE., STE. 201**  
**SAN JOSE, CA 95116-1925**

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

14 **Physician's and Surgeon's Certificate No. A**  
15 **31130**

16 Respondent.

17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-entitled  
19 proceedings that the following matters are true:

20 **PARTIES**

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

25 2. SERGIO B. COURT, M.D. (Respondent) is represented in this proceeding by  
26 attorney Scott R, Kanter, whose address is: Hinshaw, Marsh, Still & Kanter LLP, 12901 Saratoga  
27 Ave., Saratoga, CA 95070.

1 3. On or about June 13, 1977, the Board issued Physician's and Surgeon's Certificate  
2 No. A 31130 to Respondent. That license was in full force and effect at all times relevant to the  
3 charges brought in Accusation No. 800-2023-101346 and will expire on March 31, 2025, unless  
4 renewed.

5 **JURISDICTION**

6 4. Accusation No. 800-2023-101346 was filed before the Board, and is currently  
7 pending against Respondent. The Accusation and all other statutorily required documents were  
8 properly served on Respondent on January 31, 2024. Respondent timely filed his Notice of  
9 Defense contesting the Accusation. A copy of Accusation No. 800-2023-101346 is attached as  
10 Exhibit A and incorporated by reference.

11 **ADVISEMENT AND WAIVERS**

12 5. Respondent has carefully read, fully discussed with counsel, and understands the  
13 charges and allegations in Accusation No. 800-2023-101346. Respondent also has carefully read,  
14 fully discussed with counsel, and understands the effects of this Stipulated Surrender of License  
15 and Order.

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

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

24 **CULPABILITY**

25 8. Respondent understands that the charges and allegation in Accusation No. 800-2022-  
26 093304, if proven at hearing, constitute cause for imposing discipline upon his Physician's and  
27 Surgeon's Certificate.

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

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

20 17. In consideration of the foregoing admissions and stipulations, the parties agree the  
21 Executive Director of the Board may, without further notice to or opportunity to be heard by  
22 Respondent, issue and enter the following Disciplinary Order on behalf of the Board:

23 **ORDER**

24 IT IS HEREBY ORDERED that Physician and Surgeon No. A 31130, issued to  
25 Respondent SERGIO B. COURT, M.D., is surrendered and accepted by the Board.

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

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

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

7 4. Respondent shall pay the agency its costs of investigation and enforcement in the  
8 amount of \$25,940 prior to issuance of a new or reinstated license.

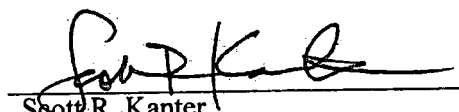
9 5. If Respondent should ever apply or reapply for a new license or certification, or  
10 petition for reinstatement of a license, by any other health care licensing agency in the State of  
11 California, all of the charges and allegations contained in Accusation No. 800-2023-101346 shall  
12 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
13 Issues or any other proceeding seeking to deny or restrict licensure.

14 **ACCEPTANCE**

15 I have carefully read the above Stipulated Surrender of License and Order and have fully  
16 discussed it with my attorney Scott R. Kanter. I understand the stipulation and the effect it will  
17 have on my Physician and Surgeon's Certificate. I enter into this Stipulated Surrender of License  
18 and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and  
19 Order of the Medical Board of California.

20 DATED: 03/27/2024  
21   
22 SERGIO B. COURT, M.D.  
*Respondent*

23 I have read and fully discussed with Respondent SERGIO B. COURT, M.D. the terms and  
24 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
25 approve its form and content.

26 DATED: 3/27/24  
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28 Scott R. Kanter  
*Attorney for Respondent*

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**ENDORSEMENT**

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

DATED: 3/21/24

Respectfully submitted,

ROB BONTA  
Attorney General of California  
GREG W. CHAMBERS  
Supervising Deputy Attorney General

*Harriet Newman*

HARRIET NEWMAN  
Deputy Attorney General  
*Attorneys for Complainant*

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

12 In the Matter of the Accusation Against:

Case No. 800-2023-101346

13 **SERGIO B. COURT, M.D.**  
14 **155 N. Jackson Ave., Suite 201**  
**San Jose, CA 95116-1925**

**A C C U S A T I O N**

15 **Physician's and Surgeon's Certificate**  
16 **No. A 31130**

17 Respondent.

18 **PARTIES**

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

22 2. On or about June 13, 1977, the Medical Board issued Physician's and Surgeon's  
23 Certificate Number A 31130 to Sergio B. Court, M.D. (Respondent). The Physician's and  
24 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought  
25 herein and will expire on March 31, 2025, unless renewed.

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1 **JURISDICTION**

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

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

9 5. Section 822 of the Code states:

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

13 (a) Revoking the licentiate's certificate or license.

14 (b) Suspending the licentiate's right to practice.

15 (c) Placing the licentiate on probation.

16 (d) Taking such other action in relation to the licentiate as the licensing agency in its  
17 discretion deems proper.

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

22 **COST RECOVERY**

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

1 **FACTUAL ALLEGATIONS**

2 7. Respondent is an internist.

3 8. On December 6, 2023, a neurological evaluation of Respondent was conducted for  
4 the Board. Following the examination, Respondent was diagnosed with Unspecified  
5 Neurocognitive Disorder, the DSM-5 term for dementia. The December 11, 2023, report for the  
6 December 6, 2023, evaluation notes that Respondent has a condition that prevents him from  
7 practicing medicine safely, regardless of monitoring, treatment, oversight, or other terms and  
8 conditions.

9 **CAUSE FOR ACTION**

10 **(Impaired Ability to Practice Medicine Safely)**

11 9. The allegations contained in Paragraphs 7 and 8 are incorporated by reference.

12 10. Respondent Sergio B. Court, M.D. is subject to action under sections 822 and 2227 of  
13 the Code.

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 Number A 31130,  
18 issued to Respondent Sergio B. Court, M.D.;

19 2. Revoking, suspending or denying approval of Respondent Sergio B. Court M.D.'s  
20 authority to supervise physician assistants and advanced practice nurses;

21 3. Ordering Respondent Sergio B. Court M.D., to pay the Board the costs of the  
22 investigation and enforcement of this case, and if placed on probation, the costs of probation  
23 monitoring; and

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

DATED: JAN 31 2024

JENNA JONES FOR  
REJI VARGHESE  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

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