

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

In the Matter of the Accusation
Against:

Denise Wynnet Henderson, M.D.

Physician's and Surgeon's
Certificate No. A 67876

Respondent.

Case No. 800-2021-078377

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 May 28, 2024.

IT IS SO ORDERED May 21, 2024.

MEDICAL BOARD OF CALIFORNIA



Reji Varghese
Executive Director

1 ROB BONTA
Attorney General of California
2 STEVE DIEHL
Supervising Deputy Attorney General
3 State Bar No. 235250
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4 Fresno, CA 93721
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Attorneys for Complainant
6

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

10 In the Matter of the Accusation Against:

Case No. 800-2021-078377

11 **Denise Wynnet Henderson, M.D.**
12 **575 Matmor Rd Apt 175**
Woodland, CA 95776-6249

13 **Physician's and Surgeon's Certificate No. A**
14 **67876**

STIPULATED SURRENDER OF
LICENSE AND ORDER

15 Respondent.

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

19 **PARTIES**

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

24 2. Denise Wynnet Henderson, M.D. (Respondent) is representing herself in this
25 proceeding and has chosen not to exercise her right to be represented by counsel.

26 3. On or about March 26, 1999, the Board issued Physician's and Surgeon's Certificate
27 No. A 67876 to Respondent. That license was in full force and effect at all times relevant to the
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1 charges brought in Accusation No. 800-2021-078377 and will expire on February 28, 2025,
2 unless renewed.

3 **JURISDICTION**

4 4. Accusation No. 800-2021-078377 was filed before the Board, and is currently
5 pending against Respondent. The Accusation and all other statutorily required documents were
6 properly served on Respondent. This Stipulation shall serve as Respondent's Notice of Defense.
7 A copy of Accusation No. 800-2021-078377 is attached as Exhibit A and incorporated by
8 reference.

9 **ADVISEMENT AND WAIVERS**

10 5. Respondent has carefully read, and understands the charges and allegations in
11 Accusation No. 800-2021-078377. Respondent also has carefully read, and understands the
12 effects of this Stipulated Surrender of License and Order.

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

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

22 **CULPABILITY**

23 8. Respondent understands that the charges and allegations in Accusation No. 800-2021-
24 078377, if proven at a hearing, constitute cause for imposing discipline upon her Physician's and
25 Surgeon's Certificate.

26 9. For the purpose of resolving the Accusation without the expense and uncertainty of
27 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual
28 basis for the charges in the Accusation and that those charges constitute cause for discipline.

1 Respondent hereby gives up her right to contest that cause for discipline exists based on those
2 charges.

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

6 **RESERVATION**

7 11. The admissions made by Respondent herein are only for the purposes of this
8 proceeding, or any other proceedings in which the Medical Board of California or other
9 professional licensing agency is involved, and shall not be admissible in any other criminal or
10 civil proceeding.

11 **CONTINGENCY**

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

15 13. Respondent understands that, by signing this stipulation, she enables the Executive
16 Director of the Board to issue an order, on behalf of the Board, accepting the surrender of her
17 Physician's and Surgeon's Certificate No. A 67876 without further notice to, or opportunity to be
18 heard by, Respondent.

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

27 15. The parties agree that this Stipulated Surrender of License and Disciplinary Order
28 shall be null and void and not binding upon the parties unless approved and adopted by the

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

17 **ADDITIONAL PROVISIONS**

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

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

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

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ORDER

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2 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 67876, issued
3 to Respondent Denise Wynnet Henderson, M.D., is surrendered and accepted by the Board.

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

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

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

12 4. If Respondent ever files an application for licensure or a petition for reinstatement in
13 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
14 comply with all the laws, regulations and procedures for reinstatement of a revoked or
15 surrendered license in effect at the time the petition is filed, and all of the charges and allegations
16 contained in Accusation No. 800-2021-078377 shall be deemed to be true, correct and admitted
17 by Respondent when the Board determines whether to grant or deny the petition.

18 5. If Respondent should ever apply or reapply for a new license or certification, or
19 petition for reinstatement of a license, by any other health care licensing agency in the State of
20 California, all of the charges and allegations contained in Accusation No. 800-2021-078377 shall
21 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
22 Issues or any other proceeding seeking to deny or restrict licensure.

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ACCEPTANCE

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

DATED: 4/30/24 
DENISE WYNNET HENDERSON, ~~MD~~
Respondent

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: 5/7/2024

Respectfully submitted,
ROB BONTA
Attorney General of California


STEVE DIEHL
Supervising Deputy Attorney General
Attorneys for Complainant

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Stipulated Surrender of License and Order - MBC - x.docx

Exhibit A

Accusation No. 800-2021-078377

1 ROB BONTA
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3 State Bar No. 235250
2550 Mariposa Mall, Room 5090
4 Fresno, CA 93721
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5 Facsimile: (559) 445-5106
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7 **BEFORE THE**
8 **MEDICAL BOARD OF CALIFORNIA**
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11 In the Matter of the Accusation Against:

Case No. 800-2021-078377

12 **Denise Wynnet Henderson, M.D.**
13 **575 Matmor Rd Apt 175**
Woodland, CA 95776-6249

A C C U S A T I O N

14 **Physician's and Surgeon's Certificate**
15 **No. A 67876,**

Respondent.

16
17
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 March 26, 1999, the Medical Board issued Physician's and Surgeon's
23 Certificate Number A 67876 to Denise Wynnet Henderson, M.D. (Respondent). The Physician's
24 and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
25 herein and will expire on February 28, 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 2220 of the Code states:

6 Except as otherwise provided by law, the board may take action against all
7 persons guilty of violating this chapter. The board shall enforce and administer this
8 article as to physician and surgeon certificate holders, including those who hold
9 certificates that do not permit them to practice medicine, such as, but not limited to,
10 retired, inactive, or disabled status certificate holders, and the board shall have all the
11 powers granted in this chapter for these purposes including, but not limited to:

12 (a) Investigating complaints from the public, from other licensees, from health
13 care facilities, or from the board that a physician and surgeon may be guilty of
14 unprofessional conduct. The board shall investigate the circumstances underlying a
15 report received pursuant to Section 805 or 805.01 within 30 days to determine if an
16 interim suspension order or temporary restraining order should be issued. The board
17 shall otherwise provide timely disposition of the reports received pursuant to Section
18 805 and Section 805.01.

19 (b) Investigating the circumstances of practice of any physician and surgeon
20 where there have been any judgments, settlements, or arbitration awards requiring the
21 physician and surgeon or his or her professional liability insurer to pay an amount in
22 damages in excess of a cumulative total of thirty thousand dollars (\$30,000) with
23 respect to any claim that injury or damage was proximately caused by the physician's
24 and surgeon's error, negligence, or omission.

25 (c) Investigating the nature and causes of injuries from cases which shall be
26 reported of a high number of judgments, settlements, or arbitration awards against a
27 physician and surgeon.

28 5. Section 822 of the Code states:

If a licensing agency determines that its licentiate's ability to practice his or her
profession safely is impaired because the licentiate 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
in its 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

1 public health and safety the person's right to practice his or her profession may be
2 safely reinstated.

3 **CAUSE FOR ACTION**

4 **(Impairment)**

5 6. Respondent Denise Wynnet Henderson, M.D. is subject to action under section 822
6 of the Code, in that she has a mental illness that, if untreated, would impair her ability to practice
7 safely. The circumstances are as follows:

8 7. On or about October 31, 2022, Respondent voluntarily submitted to a mental health
9 examination. The examiner opined that Respondent has a mental illness that is currently in
10 remission, but which requires monitoring to ensure that she can practice medicine safely.

11 **DISCIPLINARY CONSIDERATIONS**

12 8. To determine the degree of discipline, if any, to be imposed on Respondent Denise
13 Wynnet Henderson, M.D., Complainant alleges that on or about October 8, 2014, in a prior
14 disciplinary action titled In the Matter of the Accusation Against Denise Wynnet Henderson,
15 M.D. before the Medical Board of California, in Case Number 02-2012-221697, Respondent's
16 license was revoked, with said revocation stayed, and placed on probation for a period of five
17 years related to a 2012 conviction for driving under the influence. Respondent subsequently
18 petitioned successfully for early termination of probation in 2019. That decision is now final and
19 is incorporated by reference as if fully set forth herein.

20 **PRAYER**

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

23 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 67876,
24 issued to Respondent Denise Wynnet Henderson, M.D.;

25 2. Revoking, suspending or denying approval of Respondent Denise Wynnet
26 Henderson, M.D.'s authority to supervise physician assistants and advanced practice nurses;

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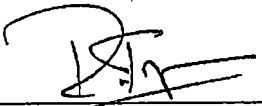
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3. Ordering Respondent Denise Wynnet Henderson, M.D., if placed on probation, to pay the Board the costs of probation monitoring; and

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

DATED: MAY 15 2024



REJ VARGHESE
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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