

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

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

**Muazzum Aman, M.D.**

**Physician's & Surgeon's  
Certificate No. A 136647**

**Respondent.**

**Case No. 800-2022-092613**

**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 18, 2024.**

**IT IS SO ORDERED: September 19, 2024.**

**MEDICAL BOARD OF CALIFORNIA**

*Michelle A. Bholat, MD*

**Michelle A. Bholat, M.D., Interim Chair  
Panel A**

1 ROB BONTA  
Attorney General of California  
2 STEVE DIEHL  
Supervising Deputy Attorney General  
3 RYAN J. YATES  
Deputy Attorney General  
4 State Bar No. 279257  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-6329  
Facsimile: (916) 327-2247  
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:

13 **MUAZZUM AMAN, M.D.**  
14 **17050 Andover Way**  
15 **Lathrop, CA 95330-8891**

16 **Physician's and Surgeon's Certificate No. A**  
**136647**

17 Respondent.

Case No. 800-2022-092613

OAH No. 2024010117

**STIPULATED SETTLEMENT AND**  
**DISCIPLINARY ORDER**

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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 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 Ryan J. Yates, Deputy  
26 Attorney General.

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2. Respondent Muazzum Aman, M.D. (Respondent) is represented in this proceeding by attorney Thomas E. Still, Esq., whose address is: 12901 Saratoga Avenue, Saratoga CA 95070.

3. On or about June 1, 2015, the Board issued Physician's and Surgeon's Certificate No. A 136647 to Muazzum Aman, M.D. The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2022-092613, and will expire on March 31, 2025, unless renewed.

## JURISDICTION

4. Accusation No. 800-2022-092613 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on October 31, 2023. Respondent timely filed his Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 800-2022-092613 is attached as exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 800-2022-092613. Respondent has also carefully read, fully discussed with his counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. 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.

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

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1 **CULPABILITY**

2 9. Respondent understands and agrees that the charges and allegations in Accusation  
3 No. 800-2022-092613, if proven at a hearing, constitute cause for imposing discipline upon his  
4 Physician's and Surgeon's Certificate.

5 10. Respondent does not contest that, at an administrative hearing, Complainant could  
6 establish a prima facie case with respect to the charges and allegations in Accusation No. 800-  
7 2022-092613, a true and correct copy of which is attached hereto as Exhibit A, and that he has  
8 thereby subjected his Physician's and Surgeon's Certificate, No. A 136647 to disciplinary action,  
9 and that Respondent hereby gives up his right to contest those charges.

10 11. Respondent agrees that his Physician's and Surgeon's Certificate is subject to  
11 discipline and he agrees to be bound by the Board's imposition of discipline as set forth in the  
12 Disciplinary Order below.

13 **CONTINGENCY**

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

24 13. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to  
25 be an integrated writing representing the complete, final and exclusive embodiment of the  
26 agreement of the parties in this above entitled matter.

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

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

## DISCIPLINARY ORDER

1. PUBLIC REPRIMAND. IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 136647 issued to Respondent MUAZZUM AMAN, M.D. shall be and is hereby Publicly Reprimanded pursuant to Business and Professions Code sections 2234 subdivision (c) and 2227, subdivision (a)(4). This Public Reprimand, which is issued in connection with Respondent's medical record-keeping, related to the treatment of a single patient, as set forth in Accusation No. 800-2022-092613, is as follows: You failed to adequately document your care and treatment of Patient A, including but not limited incorrectly documenting a prolapsed bladder/rectal wall as a prolapsed uterus; failure to document informed consent; and failure to document a pessary insertion procedure.

2. EDUCATION COURSE. Within 60 calendar days of the effective date of this Decision, and on an annual basis thereafter, Respondent shall submit to the Board or its designee for its prior approval educational program(s) or course(s) which shall not be less than 20 hours. The educational program(s) or course(s) shall be aimed at correcting any areas of deficient practice or knowledge and shall be Category I certified. The educational program(s) or course(s) shall be at Respondent's expense and shall be in addition to the Continuing Medical Education (CME) requirements for renewal of licensure. Following the completion of each course, the Board or its designee may administer an examination to test Respondent's knowledge of the course. Respondent shall provide proof of attendance for 65 hours of CME of which 20 hours were in satisfaction of this condition.

3. MEDICAL RECORD KEEPING COURSE. Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in medical record keeping approved in

1 advance by the Board or its designee. Respondent shall provide the approved course provider  
2 with any information and documents that the approved course provider may deem pertinent.  
3 Respondent shall participate in and successfully complete the classroom component of the course  
4 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully  
5 complete any other component of the course within one (1) year of enrollment. The medical  
6 record keeping course shall be at Respondent's expense and shall be in addition to the Continuing  
7 Medical Education (CME) requirements for renewal of licensure.

8 A medical record keeping course taken after the acts that gave rise to the charges in the  
9 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board  
10 or its designee, be accepted towards the fulfillment of this condition if the course would have  
11 been approved by the Board or its designee had the course been taken after the effective date of  
12 this Decision.

13 Respondent shall submit a certification of successful completion to the Board or its  
14 designee not later than 15 calendar days after successfully completing the course, or not later than  
15 15 calendar days after the effective date of the Decision, whichever is later.

16 4. PROFESSIONALISM PROGRAM (ETHICS COURSE). Within 60 calendar days of  
17 the effective date of this Decision, Respondent shall enroll in a professionalism program, that  
18 meets the requirements of Title 16, California Code of Regulations (CCR) section 1358.1.  
19 Respondent shall participate in and successfully complete that program. Respondent shall  
20 provide any information and documents that the program may deem pertinent. Respondent shall  
21 successfully complete the classroom component of the program not later than six (6) months after  
22 Respondent's initial enrollment, and the longitudinal component of the program not later than the  
23 time specified by the program, but no later than one (1) year after attending the classroom  
24 component. The professionalism program shall be at Respondent's expense and shall be in  
25 addition to the Continuing Medical Education (CME) requirements for renewal of licensure.

26 A professionalism program taken after the acts that gave rise to the charges in the  
27 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board  
28 or its designee, be accepted towards the fulfillment of this condition if the program would have

1 been approved by the Board or its designee had the program been taken after the effective date of  
2 this Decision.

3 Respondent shall submit a certification of successful completion to the Board or its  
4 designee not later than 15 calendar days after successfully completing the program or not later  
5 than 15 calendar days after the effective date of the Decision, whichever is later.

6 5. COMMUNICATION COURSE. Within 60 calendar days of the effective date of this  
7 Decision, Respondent shall enroll in a Clinician-Patient Communication course, approved in  
8 advance by the Board or its designee. Respondent shall provide the approved course provider  
9 with any information and documents that the approved course provider may deem pertinent.  
10 Respondent shall participate in and successfully complete the classroom component of the course  
11 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully  
12 complete any other component of the course within one (1) year of enrollment. The  
13 communication course shall be at Respondent's expense and shall be in addition to the  
14 Continuing Medical Education (CME) requirements for renewal of licensure.

15 6. INVESTIGATION/ENFORCEMENT COST RECOVERY. Respondent is hereby  
16 ordered to reimburse the Board its costs of investigation and enforcement, including, but not  
17 limited to, expert review, amended accusations, legal reviews, investigation(s), and subpoena  
18 enforcement, as applicable, in the amount of \$25,000.00 (twenty-five thousand dollars). Costs  
19 shall be payable to the Medical Board of California. Failure to pay such costs shall be considered  
20 a violation of probation.

21 Payment must be made in full within 30 calendar days of the effective date of the Order, or  
22 by a payment plan approved by the Medical Board of California. Any and all requests for a  
23 payment plan shall be submitted in writing by respondent to the Board.

24 The filing of bankruptcy by Respondent shall not relieve respondent of the responsibility to  
25 repay investigation and enforcement costs, including expert review costs.

26 7. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply for  
27 a new license or certification, or petition for reinstatement of a license, by any other health care  
28 licensing action agency in the State of California, all of the charges and allegations contained in

1 Accusation No. 800-2022-092613 shall be deemed to be true, correct, and admitted by  
2 Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or  
3 restrict license.

4 8. FAILURE TO COMPLY CLAUSE. If Respondent fails to enroll in, participate in, or  
5 successfully complete the agreed upon program(s) and/or course(s), and/or complete the term(s)  
6 and condition(s) as described above, within the designated time period as set forth in the Decision  
7 and Order, Respondent shall receive and comply with a notification from the Board or its  
8 designee to cease the practice of medicine within three (3) calendar days after being so notified.  
9 Respondent shall not resume the practice of medicine until enrollment or participation or  
10 fulfillment in the educational program(s) and/or course(s), and/or completion of the term(s) and  
11 condition(s) has been provided to the Board as required by the express language of the Decision  
12 and Order. In addition, failure to successfully complete the educational program(s) and/or  
13 course(s), and/or complete the term(s) and condition(s) outlined above shall also constitute  
14 separate grounds for general unprofessional conduct and will be grounds for further immediate  
15 disciplinary action against Respondent's license.

#### 16 ACCEPTANCE

17 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
18 discussed it with my attorney, Thomas E. Still, Esq.. I understand the stipulation and the effect it  
19 will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and  
20 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
21 Decision and Order of the Medical Board of California.

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1 DATED:

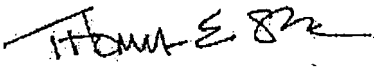
6/27/2024

  
MUAZZUM AMAN, M.D.  
Respondent

2  
3 I have read and fully discussed with Respondent Muazzum Aman, M.D. the terms and  
4 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.  
5 I approve its form and content.

6 DATED:

June 27, 2024

  
THOMAS E. STILL, ESQ.  
Attorney for Respondent

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9 **ENDORSEMENT**


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

12 DATED:

6/27/24

13 Respectfully submitted,

14 ROB BONTA  
Attorney General of California  
15 STEVE DIEHL  
Supervising Deputy Attorney General

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17 RYAN J. YATES  
18 Deputy Attorney General  
Attorneys for Complainant

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2 ALEXANDRA M. ALVAREZ  
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Facsimile: (916) 327-2247  
7 *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 Accusation Against:

Case No. 800-2022-092613

14 **Muazzum Aman, M.D.**  
17050 Andover Way  
Lathrop, CA 95330

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

15 **Physician's and Surgeon's Certificate**  
16 **No. A 136647,**

17 Respondent.

18  
19  
20 **PARTIES**

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

25 2. On or about June 1, 2015, the Medical Board issued Physician's and Surgeon's  
26 Certificate No. A 136647 to Muazzum Aman, 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 March 31, 2025, unless renewed.

## JURISDICTION

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

4. Section 2004 of the Code states:

"The board shall have the responsibility for the following:

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

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

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

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

"..."

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

6. Section 2234 of the Code states, in pertinent part:

"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.

"(b) Gross negligence.

"(c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or omissions. An initial negligent act or omission followed by a separate and distinct departure from the applicable standard of care shall constitute repeated negligent acts.

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“(1) An initial negligent diagnosis followed by an act or omission medically appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.

“(2) When the standard of care requires a change in the diagnosis, act, or omission that constitutes the negligent act described in paragraph (1), including, but not limited to, a reevaluation of the diagnosis or a change in treatment, and the licensee’s conduct departs from the applicable standard of care, each departure constitutes a separate and distinct breach of the standard of care.

“(d) Incompetence.

“ ”  
 . . . ”

7. Section 2266 of the Code states, in pertinent part:

“The failure of a physician and surgeon to maintain adequate and accurate records relating to the provision of services to their patients constitutes unprofessional conduct.”

## COST RECOVERY

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

**FIRST CAUSE FOR DISCIPLINE**

**(Repeated Negligent Acts)**

9. Respondent's license is subject to disciplinary action under section 2234, subdivision (c), of the Code, in that he committed repeated negligent acts during the care and treatment of Patient A. The circumstances are as follows:

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1           **Patient A**<sup>1</sup>

2           10. Respondent first saw Patient A on July 11, 2022, while working as an Emergency  
3 Room Physician at a trauma center in Modesto, CA. Patient A was a seventy-seven (77) year-old  
4 female, who arrived at the hospital after experiencing pelvic pain. Respondent conducted a  
5 physical examination of Patient A, which included a genitourinary (GU) examination. Despite  
6 being informed by Patient A that she had a prior hysterectomy operation, as well as  
7 documentation of the procedure in her chart, Respondent incorrectly concluded that Patient A was  
8 suffering from a prolapsed uterus.

9           11. Following the examination, Respondent performed a procedure in which he placed a  
10 pessary<sup>2</sup> in Patient A's vagina for the purpose of correcting the nonexistent "prolapsed uterus."  
11 Respondent unnecessarily performed the procedure in an emergent setting, and failed to obtain an  
12 outpatient gynecologic evaluation with appropriate examination, pessary fitting, and follow-up.  
13 Following the encounter, Respondent documented "Prolapsed uterus noted." However, the  
14 examination documentation did not indicate whether he conducted a visual examination,  
15 speculum examination, and/or bimanual examination. Further, there is no documentation of the  
16 indication for the procedure or the risks and benefits. Additionally, there are no procedure notes  
17 detailing the actual pessary placement.

18           12. Respondent committed repeated negligent acts in his care and treatment of Patient A,  
19 which included, but were not limited to, the following:

- 20           A. Misdiagnosing a uterine prolapse;  
21           B. Improper placement of a pessary in an emergency department setting; and  
22           C. Failure to document informed consent and/or the pessary insertion procedure.

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27           <sup>1</sup> The patient is referred to by letters in order to preserve her privacy. The patient's  
28 identity will be disclosed in the discovery provided to the respondent.

<sup>2</sup> A pessary is a removable device that is inserted into the vagina (birth canal) to provide  
support in the area of a prolapse.

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