

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
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5 P.O. Box 944255
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6 Telephone: (916) 210-6329
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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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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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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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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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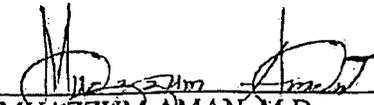
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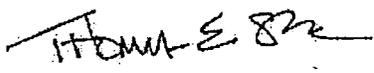
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DATED: 06/27/2024 
MUAZZUM AMAN, M.D.
Respondent

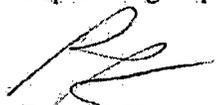
I have read and fully discussed with Respondent Muazzum Aman, M.D. the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: June 27, 2024 
THOMAS E. STILL, ESQ.
Attorney for Respondent

ENDORSEMENT

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

DATED: 6/27/24

Respectfully submitted,
ROB BONTA
Attorney General of California
STEVE DIEHL
Supervising Deputy Attorney General

RYAN J. YATES
Deputy Attorney General
Attorneys for Complainant

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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

ACCUSATION

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

17 Respondent.

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21 **PARTIES**

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

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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 2004 of the Code states:

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
12 conclusion of disciplinary actions.

13 “...”

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

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

19 “The board shall take action against any licensee who is charged with unprofessional
20 conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not
21 limited to, the following:

22 “(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the
23 violation of, or conspiring to violate any provision of this chapter.

24 “(b) Gross negligence.

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

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1 Patient A¹

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 pessary² 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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26 _____
27 ¹ 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.

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

