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Case No. 800-2021-082478

STIPULATION FOR SURRENDER OF LICENSE

Respondent.

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

3. Respondent agrees that based on the action taken by the Oregon Medical Board, (Exhibit A) cause exists to discipline his California Physician's and Surgeon's certificate pursuant to Business and Professions Code sections 141(a) and 2305.

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1 5. Respondent is aware of each of his rights, including the right to a hearing, the
2 right to confront and cross-examine witnesses who would testify against Respondent, the right to
3 testify and present evidence on his own behalf, as well as to the issuance of subpoenas to compel
4 the attendance of witnesses and the production of documents, the right to contest any charges and
5 allegations, and other rights which are accorded Respondent pursuant to the California
6 Administrative Procedure Act (Gov. Code, §11500 et seq.) and other applicable laws, including
7 the right to seek reconsideration, review by the superior court, and appellate review.

8 6. In order to avoid the expense and uncertainty of a hearing, Respondent freely and
9 voluntarily waives each and every one of these rights set forth above. Respondent hereby agrees
10 to surrender Physician's and Surgeon's Certificate No. C 161735.

11 7. Respondent understands that by signing this Stipulation he is enabling the Board
12 to accept the surrender of his license without further process, as provided by section 11415.60(b)
13 of the Government Code.

14 8. Upon acceptance of the Stipulation by the Board, Respondent understands that he
15 will no longer be permitted to practice as a Physician and Surgeon in California, and also agrees
16 to surrender and cause to be delivered to the Board both his license and wallet certificate before
17 the effective date of the Decision.

18 9. Respondent hereby represents that he does not intend to seek relicensure or
19 reinstatement as a Physician and Surgeon. Respondent fully understands and agrees, however,
20 that if Respondent ever files an application for relicensure or reinstatement in the State of
21 California, the Board shall treat it as a Petition for Reinstatement, and Respondent must comply
22 with all the laws, regulations and procedures for reinstatement of a revoked license in effect at
23 the time the Petition is filed. Case Report No. 800-2021-082478, including all referenced
24 attachments and other exhibits, and any additional attachments, and other exhibits, that may be
25 generated subsequent to the filing of the surrender of license, shall be admissible as direct
26 evidence, and any time based defenses, such as laches or any applicable statute of limitations,
27 shall be waived when the Board determines whether to grant or deny the Petition.
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10. Respondent understands that this document may be disclosed to the public, and/or the National Practitioner Data Bank and/or the Federation of State Medical Boards.

ACCEPTANCE

I, Dagoberto Jesus Rodriguez, M.D., have carefully read the above Stipulation and enter into it freely and voluntarily, with the full knowledge of its force and effect, do hereby surrender Physician's and Surgeon's Certificate No. C 161735, to the Medical Board of California. By signing this Stipulation for Surrender of License, I recognize that upon its formal acceptance by the Board, I will lose all rights and privileges to practice as a Physician and Surgeon in the State of California, and I also will cause to be delivered to the Board both my license and wallet certificate before the effective date of the Decision.

Dagoberto Jesus Rodriguez, M.D.
Respondent

Date _____

~~Attorney or Witness~~

Date _____

JENNA JONES FOR
Reji Varghese
Executive Director
Medical Board of California

Date _____

OCT 09 2024

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EXHIBIT A
Oregon Medical Board
Stipulated Order

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of

DAGOBERTO JESUS RODRIGUEZ, MD) STIPULATED ORDER
APPLICANT)

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the State of Oregon. Dagoberto Jesus Rodriguez, MD (Applicant) has applied for an unlimited license to practice medicine in Oregon.

2.

On July 10, 2019, the Board opened an investigation after receiving credible information regarding Applicant's possible violation of the Medical Practice Act due to his prescribing to patients in Oregon without an Oregon medical license.

3.

On October 28, 2020, the Board issued a Notice of Intent to Deny License Application in which the Board proposed to deny Applicant's application for a license to practice medicine in the State of Oregon and imposing up to the maximum range of potential sanctions identified in Oregon Revised Statutes (ORS) 677.205(2), which may include denying the application for licensure, imposing a \$10,000 civil penalty per violation, and assessment of costs, based upon violations of the Medical Practice Act.

4.

Applicant and the Board desire to settle this matter by the entry of this Stipulated Order. Applicant understands that he has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a

1 contested case hearing and any appeal therefrom by the signing of and entry of this Order in the
2 Board's records. Applicant neither admits nor denies, but the Board finds that Applicant
3 engaged in conduct that violated the Medical Practice Act, to wit: ORS 677.080(4) the practice
4 of medicine in Oregon without a license; ORS 677.190(1)(a) unprofessional or dishonorable
5 conduct, as defined in ORS 677.188(4)(a) any conduct contrary to recognized standards of ethics
6 of the medical profession; and ORS 677.190(23) violation of the federal Controlled Substances
7 Act, to wit: 21 CFR, §1306.03. Applicant understands that this Order is a public record and is a
8 disciplinary action that is reportable to the National Practitioner Data Bank and the Federation of
9 State Medical Boards. Applicant understands the terms of this Order and signs freely, without
10 fraud or duress.

11 5.

12 Applicant and the Board agree that the Board will close this investigation and resolve this
13 matter by entry of this Stipulated Order, subject to the following conditions:

14 5.1 Applicant withdraws his application for an Oregon medical license while under
15 investigation.

16 5.2 Applicant agrees to never re-apply for a medical license in the State of Oregon.

17 5.3 Applicant must obey all federal and Oregon state laws and regulations pertaining
18 to the practice of medicine.

19 5.4 Applicant stipulates and agrees that any violation of the terms of this Order shall
20 be grounds for further disciplinary action under ORS 677.190(17).

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6.


This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 12th day of July 2021.


DAGOBERTO JESUS RODRIGUEZ, MD

IT IS SO ORDERED this 7th day of October 2021.

OREGON MEDICAL BOARD
State of Oregon



KATHLEEN M. HARDER, MD
Board Chair