

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

In the Matter of the Accusation Against:

Samuel Sungwon Kim, M.D.

Physician's and Surgeon's
Certificate No. A 114873

Respondent.

Case No. 800-2021-079824

**ORDER CORRECTING NUNC PRO TUNC
CLERICAL ERROR IN "NAME" PORTION OF DECISION**

On its own motion, the Medical Board of California (hereafter "Board") finds that there is a clerical error in the "name" contained in the Decision in the above-entitled matter and that such clerical error should be corrected so that the name will conform to the Board's issued license.

IT IS HEREBY ORDERED that the "name" contained in the Decision in the above-entitled matter be and hereby is amended and corrected nunc pro tunc as of the date of entry of the decision.

Page 4, Line 13: "SAMUEL SONGWUN KIM" is amended and corrected to read "SAMUEL SUNGWON KIM".

January 16, 2025

Michelle A. Bholat, MD

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

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

In the Matter of the Accusation Against:

Samuel Sungwon Kim, M.D.

**Physician's & Surgeon's
Certificate No. A 114873**

Case No. 800-2021-079824

Respondent.

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 December 23, 2024.

IT IS SO ORDERED: November 21, 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 JUDITH T. ALVARADO
Supervising Deputy Attorney General
3 VLADIMIR SHALKEVICH
Deputy Attorney General
4 State Bar No. 173955
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6538
6 Facsimile: (916) 731-2117
E-mail: Vladimir.Shalkevich@doj.ca.gov
7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:

Case No. 800-2021-079824

12 **SAMUEL SUNGWON KIM, M.D.**
13 **150 N. Robertson Boulevard, Ste 307**
Beverly Hills, CA 90211-2142

OAH No. 2024040328

14 **Physician's and Surgeon's Certificate**
15 **No. A 114873,**

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

16 Respondent.

17 In the interest of a prompt and speedy settlement of this matter, consistent with the public
18 interest and the responsibility of the Medical Board of California of the Department of Consumer
19 Affairs, the parties hereby agree to the following Stipulated Settlement and Disciplinary Order
20 which will be submitted to the Board for approval and adoption as the final disposition of the
21 Accusation.

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 Vladimir Shalkevich,
26 Deputy Attorney General.

1 **CULPABILITY**

2 9. Respondent understands and agrees that the charges and allegations in Accusation
3 No. 800-2021-079824, 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 2021-079824, a true and correct copy of which is attached hereto as Exhibit A. Respondent
8 hereby gives up his right to contest those charges, and does not contest that he has thereby
9 subjected his Physician's and Surgeon's Certificate, No. A 114873 to disciplinary action.

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

27 14. Respondent agrees that if he ever petitions for early termination or modification of
28 this Decision, or if an accusation and/or petition to revoke probation is filed against him before

1 the Board, all of the charges and allegations contained in Accusation No. 800-2021-079824 shall
2 be deemed true, correct and fully admitted by respondent for purposes of any such proceeding or
3 any other licensing proceeding involving Respondent in the State of California.

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

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

10 **DISCIPLINARY ORDER**

11 **A: PUBLIC REPRIMAND**

12 **IT IS HEREBY ORDERED** that Physician's and Surgeon's Certificate No. A 114873
13 issued to Respondent SAMUEL SONGWUN KIM, M.D. shall be and is hereby publicly
14 reprimanded pursuant to California Business and Professions Code section 2227, subdivision
15 (a)(4). This public reprimand is issued to Respondent because he departed from the standard of
16 care when he saw a newborn patient and parents at a hospital in 2021 and made a record entry in
17 that patient's hospital medical record at a time when Respondent did not have privileges at that
18 hospital, as more fully set forth in Accusation No. 800-2021-079824.

19 **B: REMEDIAL EDUCATION**

20 1. **MEDICAL RECORD KEEPING COURSE.** Within 60 calendar days of the effective
21 date of this Decision, Respondent shall enroll in a course in medical record keeping approved in
22 advance by the Board or its designee. Respondent shall provide the approved course provider
23 with any information and documents that the approved course provider may deem pertinent.
24 Respondent shall participate in and successfully complete the classroom component of the course
25 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully
26 complete any other component of the course within one (1) year of enrollment. The medical
27 record keeping course shall be at Respondent's expense and shall be in addition to the Continuing
28 Medical Education (CME) requirements for renewal of licensure.

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

6 Respondent shall submit a certification of successful completion to the Board or its
7 designee not later than 15 calendar days after successfully completing the course, or not later than
8 15 calendar days after the effective date of the Decision, whichever is later.

9 Failure to complete the record keeping course as ordered herein shall be considered
10 unprofessional conduct in violation of Business and Professions Code section 2234.

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

21 A professionalism program taken after the acts that gave rise to the charges in the
22 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
23 or its designee, be accepted towards the fulfillment of this condition if the program would have
24 been approved by the Board or its designee had the program been taken after the effective date of
25 this Decision.

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

1 Failure to complete the ethics course as ordered herein shall be considered unprofessional
2 conduct in violation of Business and Professions Code section 2234.

3 **C: COST RECOVERY**

4 3. Respondent is hereby ordered to reimburse the Board its costs of investigation and
5 enforcement, in the amount of \$29,322 (twenty-nine thousand, three hundred and twenty-two
6 dollars). Costs shall be payable to the Medical Board of California. Payment must be made in full
7 within 30 calendar days of the effective date of the Order, or by a payment plan approved by the
8 Medical Board of California. Any and all requests for a payment plan shall be submitted in
9 writing by Respondent to the Board. Failure to comply with a payment plan shall be considered
10 unprofessional conduct in violation of Business and Professions Code section 2234.

11 The filing of bankruptcy by Respondent shall not relieve Respondent of the responsibility to
12 repay investigation and enforcement. Failure to pay such costs shall be considered unprofessional
13 conduct in violation of Business and Professions Code section 2234.

14 **D: FUTURE ADMISSIONS.** If Respondent should ever apply or reapply for a new license
15 or certification, or petition for reinstatement of a license, by any other health care licensing action
16 agency in the State of California, all of the charges and allegations contained in Accusation No.
17 800-2021-079824 shall be deemed to be true, correct, and admitted by Respondent for the purpose
18 of any Statement of Issues or any other proceeding seeking to deny or restrict license.

19 **ACCEPTANCE**

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


25
26
27 DATED: 10/9/2024

Samuel Kim

SAMUEL SUNGWON KIM, M.D.
Respondent

1 I have read and fully discussed with Respondent Samuel Sungwon Kim, M.D. the terms
2 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
3 Order. I approve its form and content.

4
5 DATED: October 9, 2024


6 RAYMOND J. MCMAHON, ESQ.
7 *Attorney for Respondent*

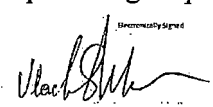
8 **ENDORSEMENT**

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

11 DATED: October 9, 2024

12 Respectfully submitted,

13 ROB BONTA
14 Attorney General of California
15 JUDITH T. ALVARADO
16 Supervising Deputy Attorney General


17 VLADIMIR SHALKEVICH
18 Deputy Attorney General
19 *Attorneys for Complainant*

20 LA2023602953
21 67138297.docx
22
23
24
25
26
27
28

Exhibit A

Accusation No. 800-2021-079824

1 ROB BONTA
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 VLADIMIR SHALKEVICH
Deputy Attorney General
4 State Bar No. 173955
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6538
6 Facsimile: (916) 731-2117
Attorneys for Complainant
7

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:

Case No. 800-2021-079824

13 **SAMUEL SUNGWON KIM, M.D.**
14 **466 Foothill Blvd. Suite 307**
La Canada, CA 91011-3518

A C C U S A T I O N

15 **Physician's and Surgeon's Certificate**
16 **No. A 114873,**

17 Respondent.

18
19 **PARTIES**

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

22 2. On November 24, 2010, the Medical Board issued Physician's and Surgeon's
23 Certificate Number A 114873 to Samuel Sungwon Kim, M.D. (Respondent). That license was in
24 full force and effect at all times relevant to the charges brought herein and will expire on August
25 31, 2024, unless renewed.

26 ///

27 ///

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 805 states, in pertinent part:

...

(c) If a licentiate takes any action listed in paragraph (1), (2), or (3) after receiving notice of a pending investigation initiated for a medical disciplinary cause or reason or after receiving notice that their application for membership or staff privileges is denied or will be denied for a medical disciplinary cause or reason, the chief of staff of a medical or professional staff or other chief executive officer, medical director, or administrator of any peer review body and the chief executive officer or administrator of any licensed health care facility or clinic where the licentiate is employed or has staff privileges or membership or where the licentiate applied for staff privileges or membership, or sought the renewal thereof, shall file an 805 report with the relevant agency within 15 days after the licentiate takes the action.

(2) Withdraws or abandons their application for staff privileges or membership....

5. Section 2227 of the Code states:

(a) A licensee whose matter has been heard by an administrative law judge of the Medical Quality Hearing Panel as designated in Section 11371 of the Government Code, or whose default has been entered, and who is found guilty, or who has entered into a stipulation for disciplinary action with the board, may, in accordance with the provisions of this chapter:

(1) Have his or her license revoked upon order of the board.

(2) Have his or her right to practice suspended for a period not to exceed one year upon order of the board.

(3) Be placed on probation and be required to pay the costs of probation monitoring upon order of the board.

(4) Be publicly reprimanded by the board. The public reprimand may include a requirement that the licensee complete relevant educational courses approved by the board.

(5) Have any other action taken in relation to discipline as part of an order of probation, as the board or an administrative law judge may deem proper.

(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical review or advisory conferences, professional competency examinations, continuing education activities, and cost reimbursement associated therewith that are agreed to with the board and successfully completed by the licensee, or other matters made confidential or privileged by existing law, is deemed public, and shall be made

1 available to the public by the board pursuant to Section 803.1.

2 6. Section 2234 of the Code, states:

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

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

8 (b) Gross negligence.

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

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

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

21 (d) Incompetence.

22 (e) The commission of any act involving dishonesty or corruption that is
23 substantially related to the qualifications, functions, or duties of a physician and
24 surgeon.

25 (f) Any action or conduct that would have warranted the denial of a certificate.

26 (g) The failure by a certificate holder, in the absence of good cause, to attend
27 and participate in an interview by the board. This subdivision shall only apply to a
28 certificate holder who is the subject of an investigation by the board.

7. Section 2261 of the Code states:

Knowingly making or signing any certificate or other document directly or
indirectly related to the practice of medicine or podiatry which falsely represents the
existence or nonexistence of a state of facts, constitutes unprofessional conduct.

8. Section 2263 of the Code states: The willful, unauthorized violation of professional
confidence constitutes unprofessional conduct.

9. Section 2289 of the Code states: The impersonation of another licensed practitioner or
permitting or allowing another person to use his or her certificate to engage in the practice of
medicine or podiatric medicine constitutes unprofessional conduct.

1 **FACTUAL ALLEGATIONS**

2 10. On July 14, 2021, the Board received an "805 Report" from Cedars-Sinai Medical
3 Center (Cedars-Sinai) regarding Respondent which reported that Respondent withdrew his
4 application for staff privileges after he was informed of a pending investigation initiated by the
5 staff of Cedars-Sinai, for a medical disciplinary cause or reason. The Board's ensuing
6 investigation revealed that Respondent examined patients at Cedars Sinai and accessed electronic
7 records of Cedars-Sinai's patients using another physician's log-in credentials without
8 authorization. Respondent completed entries in the charts of Cedars-Sinai's patients using
9 another physician's log-in credentials, and thereby caused the medical entries he made to be
10 signed with the other physician's name, without authorization. At the time of these events,
11 Respondent did not have staff privileges at Cedars-Sinai. The circumstances are as follows:

12 11. Respondent is a board-certified pediatrician, who previously held staff privileges at
13 Cedars-Sinai. Those staff privileges lapsed in 2017, and Respondent was notified of that fact by
14 letter, dated September 12, 2017.

15 12. During the summer of 2020, Respondent began the process of acquiring a pediatric
16 practice, called Robertson Pediatrics, from another pediatrician who had staff privileges at
17 Cedars-Sinai Medical Center, and was planning to retire (Dr. P.W.)

18 13. Infants who are born at Cedars-Sinai are routinely referred to pediatricians who hold
19 staff privileges there, including Dr. P.W., before his retirement. Pediatricians routinely examine
20 newborns and talk with parents before infants are discharged from the hospital after birth.

21 14. Respondent re-applied for privileges at Cedars-Sinai on about August 19, 2020.
22 While his application for privileges was pending, Respondent shadowed or accompanied Dr.
23 P.W. on rounds to examine newborns who were being referred to Robertson Pediatrics.

24 15. In approximately October, 2020, Dr. P.W. had a surgery, which required him to be
25 absent for a short period of time. Dr. P.W. gave his Cedars-Sinai log-in credentials to
26 Respondent, without informing Cedars-Sinai. Respondent used Dr. P.W.'s credentials to access
27 patient charts, but he could not recall during his interview with the Board's investigators when he
28

1 started doing that. When Dr. P.W. returned to work on November 1, 2020, he told Respondent to
2 stop using his access credentials.

3 16. On or about December 29, 2020, Dr. P.W. moved out of the Los Angeles area and no
4 longer rounded at Cedars-Sinai. Respondent assumed the sole responsibility for Robertson
5 Pediatrics' patients at the beginning of 2021. Dr. P.W. did not enter Cedars-Sinai at all in 2021
6 or subsequently. Respondent still did not have staff privileges at Cedars-Sinai at the time. While
7 Respondent's staff privileges application was still pending, Dr. P.W. arranged for infants born at
8 Cedars-Sinai being referred to Robertson Pediatrics, to be seen by pediatric hospitalists on service
9 at Cedars-Sinai. Respondent attempted to countermand these instructions, but since he did not
10 have privileges at Cedars-Sinai, he was unable to countermand Dr. P.W.'s instructions.

11 17. Respondent retained his hospital access badge from the time when he held Cedars-
12 Sinai staff privileges previously. He discovered that his old access badge was still functional.
13 According to hospital security documentation, Respondent used his old access badge to enter
14 Cedars-Sinai's locked nursery area several times in January and February, 2021. Respondent
15 used Dr. P.W.'s credentials to access the medical records of at least two of the infant patients at
16 Cedars-Sinai, on or about January 9, 2021 and on or about January 16, 2021, and completed a
17 History and Physical and/or Discharge Summary for these patients, which he caused to be signed
18 with Dr. P.W.'s name on those dates. Dr. P.W. denied accessing patient charts and making the
19 chart entries that were signed with his name.

20 18. On February 1, 2021, Respondent was warned that he was not authorized to examine
21 or round on patients at Cedars-Sinai because he had no privileges. He was told not to round with
22 or without Dr. P.W. – which Respondent acknowledged.

23 19. On or about February 17, 2021, a registered nurse working at Cedars-Sinai observed
24 Respondent in a patient's room, holding an otoscope/ophthalmoscope and examining a new-born
25 infant who was unwrapped. She confronted Respondent, informed him that he could not examine
26 patients without privileges and asked him to leave. Respondent denied that he was examining the
27 patient. After Respondent left that patient's room, the nurse told him he cannot round on patients
28 without privileges. She asked to see his badge, and he admitted that he did not have one.

1 Respondent then proceeded to enter a second patient room and continue seeing patients at Cedars-
2 Sinai. He left his cell phone number with one of the primary nurses and asked to be contacted
3 directly.

4 20. On or about June 4, 2021, Cedars-Sinai's Chief Medical Officer wrote a letter to
5 Respondent, listing a number of medical records and asking Respondent the following questions:

6 "1. Did you document these H&Ps and discharge summaries and sign them using [Dr.

7 P.W.]'s name?

8 2. If you did not document these H&Ps and discharge summaries, who do you believe is
9 responsible for these entries?

10 3. Do you have a computer that may be referred to as "sams macbook pro"?

11 4. Despite asking you questions previously about your access of medical records at the
12 Medical Center, you did not disclose that you actually made entries in the medical
13 record. If you are responsible for the entries referenced above, why did you fail to
14 disclose this information in response to our inquiry?

15 5. Are you aware that accessing medical records without authorization is a violation of
16 applicable federal and state privacy laws?

17 6. Are you aware that accessing medical records without authorization is grounds for a
18 recommendation for denial of Medical Staff membership and privileges?

19 7. Are you aware that fraudulent documentation in medical records may expose you to
20 serious consequences, including insurance issues and potential discipline by the
21 Medical Board of California and issues with payors?

22 8. Are you aware that fraudulent documentation in the medical records is grounds for a
23 recommendation for denial of Medical Staff membership and privileges?"

24 The letter advised Respondent that if he did not respond to these questions within 30 days,
25 Respondent's application for privileges would be recommended for denial.

26 21. On June 30, 2021, Respondent withdrew his application for privileges at Cedars-
27 Sinai.

28 //

1 **FIRST CAUSE FOR DISCIPLINE**

2 (Unprofessional Conduct)

3 22. Respondent Samuel Sungwon Kim, M.D. is subject to disciplinary action under
4 section 2234 of the Code, in that he exhibited conduct unbecoming a physician and surgeon in
5 good standing, by violating a hospital's prohibition on examining patients without at the time
6 holding staff privileges at that hospital, and continuing that conduct even after having been
7 warned to refrain from it. The circumstances are as follows:

8 23. The allegations of paragraphs 10 through 21 are incorporated herein by reference.

9 **SECOND CAUSE FOR DISCIPLINE**

10 (Impersonation of Another Licensee)

11 24. Respondent Samuel Sungwon Kim, M.D. is subject to disciplinary action under
12 section 2289 of the Code by using another physician's log-in credentials to make unauthorized
13 entries into patients' electronic medical record and causing those entries to be signed with the
14 name of a physician other than Respondent. The circumstances are as follows:

15 25. The allegations of paragraphs 10 through 21 are incorporated herein by reference.

16 **THIRD CAUSE FOR DISCIPLINE**

17 (Gross Negligence)

18 26. Respondent Samuel Sungwon Kim, M.D. is subject to disciplinary action under
19 section 2234, subdivision (b), of the Code, in that he committed extreme departures from the
20 standard of care in the care and treatment of at least two patients. The circumstances are as
21 follows:

22 27. The allegations of Paragraphs 10 through 21 are incorporated herein by reference.

23 **FOURTH CAUSE FOR DISCIPLINE**

24 (Repeated Negligent Acts)

25 28. Respondent Samuel Sungwon Kim, M.D. is subject to disciplinary action under
26 section 2234, subdivision (c), of the Code, in that he repeatedly departed from the standard of
27 care. The circumstances are as follows:

28 29. The allegations of paragraphs 10 through 21 are incorporated herein by reference.

1 **FIFTH CAUSE FOR DISCIPLINE**

2 (False Information in Medical Records)

3 30. Respondent Samuel Sungwon Kim, M.D. is subject to disciplinary action under
4 section 2261 of the Code, in that he knowingly made or signed documents related to the practice
5 of medicine which falsely represented the existence or nonexistence of a state of facts.
6 Specifically, Respondent's creation of medical record entries in the name of Dr. P.W. without
7 authorization to do so at the time, constituted unprofessional conduct. The circumstances are as
8 follows:

9 31. The allegations of paragraphs 10 through 21 are incorporated herein by reference.

10 **SIXTH CAUSE FOR DISCIPLINE**

11 (Inaccurate and/or Inadequate Records)

12 32. Respondent Samuel Sungwon Kim, M.D. is subject to disciplinary action under
13 section 2266 of the Code, in that he kept inadequate and/or inaccurate medical records. The
14 circumstances are as follows:

15 33. The allegations of paragraphs 10 through 21 are incorporated herein by reference.

16 **PRAYER**

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

19 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 114873,
20 issued to Respondent Samuel Sungwon Kim, M.D.;

21 2. Revoking, suspending or denying approval of Respondent Samuel Sungwon Kim,
22 M.D.'s authority to supervise physician assistants and advanced practice nurses;

23 3. Ordering Respondent Samuel Sungwon Kim, M.D., to pay the Board the costs of the
24 investigation and enforcement of this case, and if placed on probation, the costs of probation
25 monitoring;

26 //

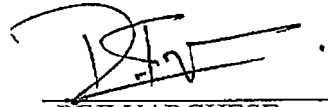
27 //

28 //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: **FEB 12 2024**



REJI VARGHESE
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California

Complainant

LA2023602953
66411101.docx