

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

In the Matter of the Accusation Against:

Jeffrey Scott Thompson, M.D.

**Physician's and Surgeon's
Certificate No. G 49798**

Respondent.

Case No. 800-2021-081308

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 January 29, 2025.

IT IS SO ORDERED January 22, 2025.

MEDICAL BOARD OF CALIFORNIA



**Reji Varghese
Executive Director**

1 ROB BONTA
Attorney General of California
2 EDWARD KIM
Supervising Deputy Attorney General
3 CHRISTINA SEIN GOOT
Deputy Attorney General
4 State Bar No. 229094
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
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7 *Attorneys for Complainant*

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

12 In the Matter of the Accusation Against:

Case No. 800-2021-081308

13 **JEFFREY SCOTT THOMPSON, M.D.**
262 Cuyama Avenue
14 Shell Beach, CA 93449-1804

OAH No. 2024070305

15 **Physician's and Surgeon's**
Certificate No. G 49798,

16 **STIPULATED SURRENDER OF**
17 **LICENSE AND ORDER**

18 Respondent.

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

20 **PARTIES**

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

25 2. Jeffrey Scott Thompson, M.D. (Respondent) is represented in this proceeding by
26 attorney Mark B. Connely, whose address is: 444 Higuera Street, Third Floor, San Luis Obispo,
27 CA 93401.

28 ///

3. On or about April 18, 1983, the Board issued Physician's and Surgeon's Certificate No. G 49798 to Respondent. That license was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2021-081308 and will expire on October 31, 2026, unless renewed.

JURISDICTION

4. Accusation No. 800-2021-081308 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 December 6, 2023. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2021-081308 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 800-2021-081308. Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

6. 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.

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

CULPABILITY

8. Respondent understands and agrees that the charges and allegations in Accusation No. 800-2021-081308, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate. Respondent hereby gives up his right to contest the charges and allegations in Accusation No. 800-2021-081308.

1
2 9. Respondent does not contest that, at an administrative hearing, Complainant could
3 establish a *prima facie* case with respect to the charges and allegations contained in Accusation
4 No. 800-2021-081308, that he has thereby subjected his license to disciplinary action, and hereby
5 surrenders his Physician's and Surgeon's Certificate No. G 49798 for the Board's formal
6 acceptance.

7 10. Respondent understands that by signing this stipulation he enables the Board to issue
8 an order accepting the surrender of his Physician's and Surgeon's Certificate without further
9 process.

10 CONTINGENCY

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

14 12. Respondent understands that, by signing this stipulation, he enables the Executive
15 Director of the Board to issue an order, on behalf of the Board, accepting the surrender of his
16 Physician's and Surgeon's Certificate No. G 49798 without further notice to, or opportunity to be
17 heard by, Respondent.

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

26 14. The parties agree that this Stipulated Surrender of License and Disciplinary Order
27 shall be null and void and not binding upon the parties unless approved and adopted by the
28 Executive Director on behalf of the Board, except for this paragraph, which shall remain in full

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

16 **ADDITIONAL PROVISIONS**

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

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

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

26 **ORDER**

27 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 49798, issued
28 to Respondent JEFFREY SCOTT THOMPSON, M.D., is surrendered and accepted by the Board.

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

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

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

4. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2021-081308 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

5. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation No. 800-2021-081308 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

6. Respondent shall pay the agency its costs of investigation and enforcement in the amount of \$37,541.25 prior to issuance of a new or reinstated license.

[Signatures on following page]

1 ACCEPTANCE

2 I have carefully read the above Stipulated Surrender of License and Order and have fully
3 discussed it with my attorney Mark B. Connely. I understand the stipulation and the effect it will
4 have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of
5 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the
6 Decision and Order of the Medical Board of California.

7
8 DATED: 12.6.24 Jeffrey Scott Thompson
9 JEFFREY SCOTT THOMPSON, M.D.
Respondent

10 I have read and fully discussed with Respondent Jeffrey Scott Thompson, M.D. the terms
11 and conditions and other matters contained in this Stipulated Surrender of License and Order. I
12 approve its form and content.

13
14 DATED: December 2, 2024 Mark B Connely
15 MARK B. CONNELLY, ESQ.
16 Attorney for Respondent

17 ENDORSEMENT

18 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
19 for consideration by the Medical Board of California of the Department of Consumer Affairs.

20 DATED: _____ Respectfully submitted,
21 ROB BONTA
22 Attorney General of California
23 EDWARD KIM
Supervising Deputy Attorney General

24
25 CHRISTINA SEIN GOOT
26 Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2021-081308

1 ROB BONTA
Attorney General of California
2 EDWARD KIM
Supervising Deputy Attorney General
3 CHRISTINA SEIN GOOT
Deputy Attorney General
4 State Bar No. 229094
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5 300 So. Spring Street, Suite 1702
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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. 800-2021-081308

12 **JEFFREY SCOTT THOMPSON, M.D.**
13 **262 Cuyama Avenue**
Shell Beach, CA 93449-1804

A C C U S A T I O N

14 **Physician's and Surgeon's Certificate**
15 **No. G 49798,**

16 Respondent.

17 **PARTIES**

18 1. Reji Varghese (Complainant) brings this Accusation solely in his official capacity as
19 the Executive Director of the Medical Board of California, Department of Consumer Affairs
20 (Board).

21 2. On or about April 18, 1983, the Board issued Physician's and Surgeon's Certificate
22 Number G 49798 to Jeffrey Scott Thompson, M.D. (Respondent). The Physician's and Surgeon's
23 Certificate was in full force and effect at all times relevant to the charges brought herein and will
24 expire on October 31, 2024, unless renewed.

25 **JURISDICTION**

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

COST RECOVERY

7. Business and Professions Code section 125.3 states that:

(a) Except as otherwise provided by law, in any order issued in resolution of a disciplinary proceeding before any board within the department or before the Osteopathic Medical Board upon request of the entity bringing the proceeding, the administrative law judge may 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.

(b) In the case of a disciplined licentiate that is a corporation or a partnership, the order may be made against the licensed corporate entity or licensed partnership.

(c) A certified copy of the actual costs, or a good faith estimate of costs where actual costs are not available, signed by the entity bringing the proceeding or its designated representative shall be prima facie evidence of reasonable costs of investigation and prosecution of the case. The costs shall include the amount of investigative and enforcement costs up to the date of the hearing, including, but not limited to, charges imposed by the Attorney General.

(d) The administrative law judge shall make a proposed finding of the amount of reasonable costs of investigation and prosecution of the case when requested pursuant to subdivision (a). The finding of the administrative law judge with regard to costs shall not be reviewable by the board to increase the cost award. The board may reduce or eliminate the cost award, or remand to the administrative law judge if the proposed decision fails to make a finding on costs requested pursuant to subdivision (a).

(e) If an order for recovery of costs is made and timely payment is not made as directed in the board's decision, the board may enforce the order for repayment in any appropriate court. This right of enforcement shall be in addition to any other rights the board may have as to any licensee to pay costs.

(f) In any action for recovery of costs, proof of the board's decision shall be conclusive proof of the validity of the order of payment and the terms for payment.

(g)(1) Except as provided in paragraph (2), the board shall not renew or reinstate the license of any licensee who has failed to pay all of the costs ordered under this section.

(2) Notwithstanding paragraph (1), the board may, in its discretion, conditionally renew or reinstate for a maximum of one year the license of any licensee who demonstrates financial hardship and who enters into a formal agreement with the board to reimburse the board within that one-year period for the unpaid costs.

(h) All costs recovered under this section shall be considered a reimbursement for costs incurred and shall be deposited in the fund of the board recovering the costs to be available upon appropriation by the Legislature.

(i) Nothing in this section shall preclude a board from including the recovery of the costs of investigation and enforcement of a case in any stipulated settlement.

(j) This section does not apply to any board if a specific statutory provision in

1 that board's licensing act provides for recovery of costs in an administrative
2 disciplinary proceeding.

3 **FIRST CAUSE FOR DISCIPLINE**

4 **(Gross Negligence)**

5 8. Respondent is subject to disciplinary action under section 2234, subdivision (b), of
6 the Code in that he committed gross negligence in the course of his care and treatment of Patients
7 1 through 7, inclusive. The circumstances are as follows:

8 9. At all times relevant to the allegations herein, Respondent practiced as a pediatrician
9 in a private practice setting.

10 **Patient 1¹**

11 10. On or about August 20, 2021, Respondent issued a permanent medical exemption
12 from the DTaP, HepF, Hib, IPV, MMR, Tdap, and VAR/VZV immunizations for Patient 1, an
13 11-year-old male and sibling to Patient 2. In the exemption form submitted to the California
14 Department of Public Health (CDPH), Respondent alleged a severe allergic reaction in a family
15 member of Patient 1 as the basis for the exemption. Respondent treated Patient 1 from
16 approximately 2016 through 2021. Throughout the course of care, Respondent failed to
17 document in the medical record any legitimate medical condition in Patient 1 that was a
18 contraindication to vaccines. There is also no documentation in Patient 1's medical record of a
19 discussion regarding a family member's alleged allergic reaction to a prior vaccine. There is also
20 no documentation in the medical record that Respondent was delaying the aforementioned
21 vaccines and/or his rationale for doing so.

22 11. Respondent committed an extreme departure from the standard of care when he
23 issued a permanent medical exemption from DTaP, HepF, Hib, IPV, MMR, Tdap, and VAR/VZV
24 immunizations for Patient 1 without an adequate justification.

25 **Patient 2**

26 12. On or about July 27, 2021, Respondent issued a permanent medical exemption from
27 the Tdap immunization for Patient 2, a 14-year-old female and sibling to Patient 1. In the
28 exemption form submitted to CDPH, Respondent alleged encephalopathy as the basis for the

¹ Patients are referred to herein by numbers to address privacy concerns.

1 exemption. Respondent treated Patient 2 from approximately 2017 through 2021. Throughout
2 the course of care, Respondent failed to document in the medical record any legitimate medical
3 condition in Patient 2 that was a contraindication to vaccines. Respondent did not document any
4 discussion of an alleged encephalopathy that was caused by a vaccine. On or about May 20,
5 2021, Respondent documented "vaccine exemption due to adverse reaction," however, there was
6 no description or discussion of the alleged adverse reaction.

7 13. Respondent committed an extreme departure from the standard of care when he
8 issued a permanent medical exemption from the Tdap immunization for Patient 2 without an
9 adequate justification.

10 **Patient 3**

11 14. On or about August 17, 2021, Respondent issued a permanent medical exemption
12 from the DTaP and MMR immunizations for Patient 3, a 10-year-old female and sibling to
13 Patients 6 and 7. In the exemption form submitted to CDPH, Respondent alleged anaphylaxis as
14 the basis for the exemption. Respondent treated Patient 3 from approximately 2015 through
15 2021. Throughout the course of care, Respondent failed to document in the medical record any
16 legitimate medical condition in Patient 3 that was a contraindication to vaccines. There is also no
17 documentation in Patient 3's medical record of an anaphylactic reaction to a prior vaccine. There
18 is also no documentation in the medical record that Respondent was delaying the aforementioned
19 vaccines and/or his rationale for doing so.

20 15. Respondent committed an extreme departure from the standard of care when he
21 issued a permanent medical exemption from the DTaP and MMR immunizations for Patient 3
22 without an adequate justification.

23 **Patient 4**

24 16. On or about July 27, 2021 and July 29, 2021, Respondent issued permanent medical
25 exemptions from the DTaP and Tdap immunizations, respectively, for Patient 4, a 14-year-old
26 female. In the exemption form submitted to CDPH, Respondent alleged encephalopathy as the
27 basis for the exemption. Respondent treated Patient 4 from approximately 2015 through 2021.
28 Throughout the course of care, Respondent failed to document in the medical record any

1 legitimate medical condition in Patient 4 that was a contraindication to vaccines. Respondent
2 failed to adequately document a discussion of the alleged encephalopathy or neurologic condition
3 that was caused by a vaccine. There is also no documentation in the medical record that
4 Respondent was delaying the aforementioned vaccines and/or his rationale for doing so.

5 17. Respondent committed an extreme departure from the standard of care when he
6 issued a permanent medical exemption from the DTaP and Tdap immunizations for Patient 4
7 without an adequate justification.

8 **Patient 5**

9 18. On or about August 10, 2021, Respondent issued a permanent medical exemption
10 from the DTaP, HepF, Hib, IPV, MMR, Tdap, and VAR/VZV immunizations for Patient 5, an
11 18-year-old male. In the exemption form submitted to CDPH, Respondent alleged paralysis as
12 the basis for the exemption. Respondent treated Patient 5 from approximately 2015 through
13 2021. Throughout the course of care, Respondent failed to document in the medical record any
14 medical condition in Patient 5 that was a contraindication to vaccines. There is also no
15 documentation in Patient 5's medical record of the alleged paralysis following a vaccine. There
16 is also no documentation in the medical record that Respondent was delaying the aforementioned
17 vaccines and/or his rationale for doing so.

18 19. Respondent committed an extreme departure from the standard of care when he
19 issued a permanent medical exemption from DTaP, HepF, Hib, IPV, MMR, Tdap, and VAR/VZV
20 immunizations for Patient 5 without an adequate justification.

21 **Patient 6**

22 20. On or about August 17, 2021, Respondent issued a permanent medical exemption
23 from the MMR immunization for Patient 6, a 16-year-old female and sibling to Patients 3 and 7.
24 In the exemption form submitted to CDPH, Respondent alleged anaphylaxis as the basis for the
25 exemption. Respondent treated Patient 6 from approximately 2017 through 2021. Throughout
26 the course of care, Respondent failed to document in the medical record any medical condition in
27 Patient 6 that was a contraindication to vaccines. There is also no documentation in Patient 6's
28 medical record of an anaphylactic reaction to a prior vaccine. In his interview with Board

1 representatives, Respondent acknowledged that the reason for the exemption was parental
2 concerns about vaccines and that he "didn't mean" to write anaphylaxis as the reason for the
3 exemption. There is also no documentation in the medical record that Respondent was delaying
4 the MMR vaccine and/or his rationale for doing so.

5 21. Respondent committed an extreme departure from the standard of care when he
6 issued a permanent medical exemption from the MMR immunization for Patient 6 without an
7 adequate justification.

8 **Patient 7**

9 22. On or about August 17, 2021, Respondent issued a permanent medical exemption
10 from the MMR and Tdap immunizations for Patient 7, an 8-year-old male and sibling to Patients
11 3 and 6. In the exemption form submitted to CDPH, Respondent alleged anaphylaxis as the basis
12 for the exemption. Respondent treated Patient 7 from approximately 2015 through 2021.
13 Throughout the course of care, Respondent failed to document in the medical record any medical
14 condition in Patient 7 that was a contraindication to vaccines. There is also no documentation in
15 Patient 7's medical record of an anaphylactic reaction to a prior vaccine. There is also no
16 documentation in the medical record that Respondent was delaying the MMR and Tdap vaccines
17 and/or his rationale for doing so.

18 23. Respondent committed an extreme departure from the standard of care when he
19 issued a permanent medical exemption from the MMR and Tdap immunizations for Patient 7
20 without an adequate justification.

21 **SECOND CAUSE FOR DISCIPLINE**

22 **(Repeated Negligent Acts)**

23 24. Respondent is subject to disciplinary action under section 2234, subdivision (c), of
24 the Code in that he committed repeated negligent acts in the course of his care and treatment of
25 Patients 1 through 7, inclusive. The circumstances are as follows:

26 25. Complainant refers to and, by this reference, incorporates paragraphs 8 through 23,
27 above, as though set forth fully herein.

28 26. Respondent's treatment of Patients 1 through 7, inclusive, includes the following acts

1 and/or omissions which constitute repeated negligent acts:

2 a. The allegations of the First Cause for Discipline are incorporated by reference
3 as if fully set forth herein, and the acts and/or omissions as set forth in the First Cause for
4 Discipline, either collectively or in any combination thereof, constitute repeated negligent acts;
5 and

6 b. Respondent's failure to adequately document that he was delaying certain
7 vaccines, and his rationale for doing so, for each of Patients 1 through 7, inclusive.

8 **THIRD CAUSE FOR DISCIPLINE**

9 **(Misrepresentations)**

10 27. Respondent is subject to disciplinary action under section 2261 of the Code in that he
11 falsely represented facts in the exemption forms submitted to CDPH. The circumstances are as
12 follows:

13 28. The First Cause for Discipline is incorporated by reference as though set forth fully
14 herein.

15 **FOURTH CAUSE FOR DISCIPLINE**

16 **(Failure to Maintain Adequate and Accurate Records)**

17 29. Respondent is subject to disciplinary action under section 2266 of the Code in that he
18 failed to maintain adequate and accurate records concerning the care and treatment of Patients 1
19 through 7, inclusive. The circumstances are as follows:

20 30. The First and Second Causes for Discipline are incorporated by reference as though
21 set forth fully herein.

22 **PRAYER**

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

25 1. Revoking or suspending Physician's and Surgeon's Certificate Number G 49798,
26 issued to Respondent Jeffrey Scott Thompson, M.D.;

27 2. Revoking, suspending or denying approval of Respondent Jeffrey Scott Thompson,
28 M.D.'s authority to supervise physician assistants and advanced practice nurses;

1 3. Ordering Respondent Jeffrey Scott Thompson, M.D., to pay the Board the costs of the
2 investigation and enforcement of this case, and if placed on probation, the costs of probation
3 monitoring; and

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

5
6 DATED: **DEC 0 6 2023**



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

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