

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

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

**Arvinder Singh Bir, M.D.**

**Physician's and Surgeon's  
Certificate No. A 91355**

**Case No.: 800-2023-102658**

**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 June 11, 2025.**

**IT IS SO ORDERED: May 12, 2025.**

**MEDICAL BOARD OF CALIFORNIA**

*Michelle A. Bholat, MD*  
\_\_\_\_\_  
**Michelle Anne Bholat, Chair  
Panel A**

1 ROB BONTA  
2 Attorney General of California  
3 EDWARD KIM  
4 Supervising Deputy Attorney General  
5 TRINA L. SAUNDERS  
6 Deputy Attorney General  
7 State Bar No. 207764  
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9 Los Angeles, CA 90013  
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13 *Attorneys for Complainant*

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

In the Matter of the Accusation Against:

Case No. 800-2023-102658

**ARVINDER SINGH BIR, M.D.**  
**P.O. Box 732**  
**Rancho Mirage, CA 92270-0732**

OAH No. 2024110705

**Physician's and Surgeon's Certificate No. A**  
**91355**

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

Respondent.

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

**PARTIES**

1. Reji Varghese (Complainant) is the Executive Director of the Medical Board of California (Board). He brought this action solely in his official capacity and is represented in this matter by Rob Bonta, Attorney General of the State of California, by Trina L. Saunders, Deputy Attorney General.

2. Respondent Arvinder Singh Bir, M.D. (Respondent) is represented in this proceeding by attorney Fredrick M. Ray, Esq., whose address is 4100 Newport Place, Suite 670, Newport Beach, California 92660.

3. On or about May 25, 2005, the Board issued Physician's and Surgeon's Certificate  
1  
2 No. A 91355 to Respondent. The Physician's and Surgeon's Certificate was in full force and  
3 effect at all times relevant to the charges brought in Accusation No. 800-2023-102658, and will  
4 expire on February 28, 2025, unless renewed.

## **JURISDICTION**

6       4. Accusation No. 800-2023-102658 was filed before the Board, and is currently  
7 pending against Respondent. The Accusation and all other statutorily required documents were  
8 properly served on Respondent on October 18, 2024. Respondent timely filed his Notice of  
9 Defense contesting the Accusation.

10       5. A copy of Accusation No. 800-2023-102658 is attached as exhibit A and incorporated  
11      herein by reference.

## **ADVISEMENT AND WAIVERS**

13       6.    Respondent has carefully read, fully discussed with counsel, and understands the  
14 charges and allegations in Accusation No. 800-2023-102658. Respondent has also carefully read,  
15 fully discussed with his counsel, and understands the effects of this Stipulated Settlement and  
16 Disciplinary Order.

17       7.    Respondent is fully aware of his legal rights in this matter, including the right to a  
18 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine  
19 the witnesses against him; the right to present evidence and to testify on his own behalf; the right  
20 to the issuance of subpoenas to compel the attendance of witnesses and the production of  
21 documents; the right to reconsideration and court review of an adverse decision; and all other  
22 rights accorded by the California Administrative Procedure Act and other applicable laws.

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

## CULPABILITY

26       9.    Respondent understands and agrees that the charges and allegations in Accusation  
27   No. 800-2023-102658, if proven at a hearing, constitute cause for imposing discipline upon his  
28   Physician's and Surgeon's Certificate.

10. Respondent agrees that, at a hearing, Complainant could establish a *prima facie* case for the charges in the Accusation, and that Respondent hereby gives up his right to contest those charges.

11. Respondent does not contest that, at an administrative hearing, Complainant could establish a *prima facie* case with respect to the charges and allegations in Accusation No. 800-2023-102658, a true and correct copy of which is attached hereto as Exhibit A, and that he has thereby subjected his Physician's and Surgeon's Certificate, No. A 91355 to disciplinary action.

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

## CONTINGENCY

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

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

15. Respondent agrees that if he ever petitions for early termination or modification of probation, or if an accusation and/or petition to revoke probation is filed against him before the Board, all of the charges and allegations contained in Accusation No. 800-2023-102658 shall be

deemed true, correct and fully admitted by respondent for purposes of any such proceeding or any other licensing proceeding involving Respondent in the State of California.

16. 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.

17. 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**

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 91355 issued to Respondent Arvinder Singh Bir, is revoked. However, the revocation is stayed and Respondent is placed on probation for three (3) years on the following terms and conditions:

1. **PSYCHIATRIC EVALUATION.** Within 30 calendar days of the effective date of this Decision, and on whatever periodic basis thereafter may be required by the Board or its designee, Respondent shall undergo and complete a psychiatric evaluation (and psychological testing, if deemed necessary) by a Board-appointed board certified psychiatrist, who shall consider any information provided by the Board or designee and any other information the psychiatrist deems relevant, and shall furnish a written evaluation report to the Board or its designee. Psychiatric evaluations conducted prior to the effective date of the Decision shall not be accepted towards the fulfillment of this requirement. Respondent shall pay the cost of all psychiatric evaluations and psychological testing.

Respondent shall comply with all restrictions or conditions recommended by the evaluating psychiatrist within 15 calendar days after being notified by the Board or its designee.

2. **PSYCHIATRIC TREATMENT.** Within 60 calendar days of the effective date of this Decision, Respondent shall submit to the Board or its designee for prior approval the name and qualifications of a California-licensed board certified psychiatrist who has at least five years of postgraduate experience in the diagnosis and treatment of emotional and mental disorders. Upon approval, Respondent shall undergo and continue psychiatric treatment, until the

1 Board or its designee deems that no further psychiatric care and treatment is necessary. The  
2 psychiatrist shall consider any information provided by the Board or its designee and any other  
3 information the psychiatrist deems relevant and shall furnish a written evaluation report to the  
4 Board or its designee. Respondent shall cooperate in providing the psychiatrist any information  
5 and documents that the psychiatrist may deem pertinent. Respondent shall have the treating  
6 psychiatrist submit signed monthly status reports to the Board or its designee detailing that  
7 Respondent is compliant with visits and medications prescribed. If, prior to the completion of  
8 probation, Respondent is found to be mentally unfit to resume the practice of medicine without  
9 restrictions, the Board shall retain continuing jurisdiction over Respondent's license and the  
10 period of probation shall be extended until the Board determines that Respondent is mentally fit  
11 to resume the practice of medicine without restrictions. Respondent shall pay the cost of all  
12 psychiatric evaluations and visits.

13                   3. MONITORING - PRACTICE. Within 30 calendar days of the effective  
14 date of this Decision, Respondent shall submit to the Board or its designee for prior approval as a  
15 practice monitor(s), the name and qualifications of one or more licensed physicians and surgeons  
16 whose licenses are valid and in good standing, and who are preferably American Board of  
17 Medical Specialties (ABMS) certified. A monitor shall have no prior or current business or  
18 personal relationship with Respondent, or other relationship that could reasonably be expected to  
19 compromise the ability of the monitor to render fair and unbiased reports to the Board, including  
20 but not limited to any form of bartering, shall be in Respondent's field of practice, and must agree  
21 to serve as Respondent's monitor. Respondent shall pay all monitoring costs.

22                   The Board or its designee shall provide the approved monitor with copies of the Decision  
23 and Accusation, and a proposed monitoring plan. Within 15 calendar days of receipt of the  
24 Decision, Accusation, and proposed monitoring plan, the monitor shall submit a signed statement  
25 that the monitor has read the Decision and Accusation, fully understands the role of a monitor,  
26 and agrees or disagrees with the proposed monitoring plan. If the monitor disagrees with the  
27 proposed monitoring plan, the monitor shall submit a revised monitoring plan with the signed  
28 statement for approval by the Board or its designee.

1        Within 60 calendar days of the effective date of this Decision, and continuing throughout  
2        probation, Respondent's practice shall be monitored by the approved monitor. Respondent shall  
3        make all records available for immediate inspection and copying on the premises by the monitor  
4        at all times during business hours and shall retain the records for the entire term of probation.

5        If Respondent fails to obtain approval of a monitor within 60 calendar days of the effective  
6        date of this Decision, Respondent shall receive a notification from the Board or its designee to  
7        cease the practice of medicine within three (3) calendar days after being so notified. Respondent  
8        shall cease the practice of medicine until a monitor is approved to provide monitoring  
9        responsibility.

10       The monitor(s) shall submit a quarterly written report to the Board or its designee which  
11       includes an evaluation of Respondent's performance, indicating whether Respondent's practices  
12       are within the standards of practice of medicine, and whether Respondent is practicing medicine  
13       safely, billing appropriately or both. It shall be the sole responsibility of Respondent to ensure  
14       that the monitor submits the quarterly written reports to the Board or its designee within 10  
15       calendar days after the end of the preceding quarter.

16       If the monitor resigns or is no longer available, Respondent shall, within 5 calendar days of  
17       such resignation or unavailability, submit to the Board or its designee, for prior approval, the  
18       name and qualifications of a replacement monitor who will be assuming that responsibility within  
19       15 calendar days. If Respondent fails to obtain approval of a replacement monitor within 60  
20       calendar days of the resignation or unavailability of the monitor, Respondent shall receive a  
21       notification from the Board or its designee to cease the practice of medicine within three (3)  
22       calendar days after being so notified. Respondent shall cease the practice of medicine until a  
23       replacement monitor is approved and assumes monitoring responsibility.

24       In lieu of a monitor, Respondent may participate in a professional enhancement program  
25       approved in advance by the Board or its designee that includes, at minimum, quarterly chart  
26       review, semi-annual practice assessment, and semi-annual review of professional growth and  
27       education. Respondent shall participate in the professional enhancement program at Respondent's  
28       expense during the term of probation.

1                   4.        SOLO PRACTICE PROHIBITION. Respondent is prohibited from  
2       engaging in the solo practice of medicine. Prohibited solo practice includes, but is not limited to,  
3       a practice where: 1) Respondent merely shares office space with another physician but is not  
4       affiliated for purposes of providing patient care, or 2) Respondent is the sole physician  
5       practitioner at that location.

6                   If Respondent fails to establish a practice with another physician or secure employment in  
7       an appropriate practice setting within 60 calendar days of the effective date of this Decision,  
8       Respondent shall receive a notification from the Board or its designee to cease the practice of  
9       medicine within three (3) calendar days after being so notified. The Respondent shall not resume  
10      practice until an appropriate practice setting is established.

11                  If, during the course of the probation, the Respondent's practice setting changes and the  
12      Respondent is no longer practicing in a setting in compliance with this Decision, the Respondent  
13      shall notify the Board or its designee within five (5) calendar days of the practice setting change.  
14      If Respondent fails to establish a practice with another physician or secure employment in an  
15      appropriate practice setting within 60 calendar days of the practice setting change, Respondent  
16      shall receive a notification from the Board or its designee to cease the practice of medicine within  
17      three (3) calendar days after being so notified. The Respondent shall not resume practice until an  
18      appropriate practice setting is established.

19                  5.        NOTIFICATION. Within seven (7) days of the effective date of this  
20      Decision, the Respondent shall provide a true copy of this Decision and Accusation to the Chief  
21      of Staff or the Chief Executive Officer at every hospital where privileges or membership are  
22      extended to Respondent, at any other facility where Respondent engages in the practice of  
23      medicine, including all physician and locum tenens registries or other similar agencies, and to the  
24      Chief Executive Officer at every insurance carrier which extends malpractice insurance coverage  
25      to Respondent. Respondent shall submit proof of compliance to the Board or its designee within  
26      15 calendar days.

27                  This condition shall apply to any change(s) in hospitals, other facilities or insurance carrier.

28                  6.        SUPERVISION OF PHYSICIAN ASSISTANTS AND ADVANCED

1      **PRACTICE NURSES.** During probation, Respondent is prohibited from supervising physician  
2      assistants and advanced practice nurses.

3      7.      **OBEY ALL LAWS.** Respondent shall obey all federal, state and local  
4      laws, all rules governing the practice of medicine in California and remain in full compliance  
5      with any court ordered criminal probation, payments, and other orders.

6      8.      **QUARTERLY DECLARATIONS.** Respondent shall submit quarterly  
7      declarations under penalty of perjury on forms provided by the Board, stating whether there has  
8      been compliance with all the conditions of probation.

9      Respondent shall submit quarterly declarations not later than 10 calendar days after the end  
10     of the preceding quarter.

11     9.      **GENERAL PROBATION REQUIREMENTS.**

12     **Compliance with Probation Unit**

13     Respondent shall comply with the Board's probation unit.

14     **Address Changes**

15     Respondent shall, at all times, keep the Board informed of Respondent's business and  
16     residence addresses, email address (if available), and telephone number. Changes of such  
17     addresses shall be immediately communicated in writing to the Board or its designee. Under no  
18     circumstances shall a post office box serve as an address of record, except as allowed by Business  
19     and Professions Code section 2021, subdivision (b).

20     **Place of Practice**

21     Respondent shall not engage in the practice of medicine in Respondent's or patient's place  
22     of residence, unless the patient resides in a skilled nursing facility or other similar licensed  
23     facility.

24     **License Renewal**

25     Respondent shall maintain a current and renewed California physician's and surgeon's  
26     license.

27     **Travel or Residence Outside California**

28     Respondent shall immediately inform the Board or its designee, in writing, of travel to any

1 areas outside the jurisdiction of California which lasts, or is contemplated to last, more than thirty  
2 (30) calendar days.

3 In the event Respondent should leave the State of California to reside or to practice  
4 Respondent shall notify the Board or its designee in writing 30 calendar days prior to the dates of  
5 departure and return.

6 10. INTERVIEW WITH THE BOARD OR ITS DESIGNEE. Respondent  
7 shall be available in person upon request for interviews either at Respondent's place of business  
8 or at the probation unit office, with or without prior notice throughout the term of probation.

9 11. NON-PRACTICE WHILE ON PROBATION. Respondent shall notify the  
10 Board or its designee in writing within 15 calendar days of any periods of non-practice lasting  
11 more than 30 calendar days and within 15 calendar days of Respondent's return to practice. Non-  
12 practice is defined as any period of time Respondent is not practicing medicine as defined in  
13 Business and Professions Code sections 2051 and 2052 for at least 40 hours in a calendar month  
14 in direct patient care, clinical activity or teaching, or other activity as approved by the Board. If  
15 Respondent resides in California and is considered to be in non-practice, Respondent shall  
16 comply with all terms and conditions of probation. All time spent in an intensive training  
17 program which has been approved by the Board or its designee shall not be considered non-  
18 practice and does not relieve Respondent from complying with all the terms and conditions of  
19 probation. Practicing medicine in another state of the United States or Federal jurisdiction while  
20 on probation with the medical licensing authority of that state or jurisdiction shall not be  
21 considered non-practice. A Board-ordered suspension of practice shall not be considered as a  
22 period of non-practice.

23 In the event Respondent's period of non-practice while on probation exceeds 18 calendar  
24 months, Respondent shall successfully complete the Federation of State Medical Boards' Special  
25 Purpose Examination, or, at the Board's discretion, a clinical competence assessment program  
26 that meets the criteria of Condition 18 of the current version of the Board's "Manual of Model  
27 Disciplinary Orders and Disciplinary Guidelines" prior to resuming the practice of medicine.

28 Respondent's period of non-practice while on probation shall not exceed two (2) years.

1                   Periods of non-practice will not apply to the reduction of the probationary term.  
2                   Periods of non-practice for a Respondent residing outside of California will relieve  
3                   Respondent of the responsibility to comply with the probationary terms and conditions with the  
4                   exception of this condition and the following terms and conditions of probation: Obey All Laws;  
5                   General Probation Requirements; Quarterly Declarations; Abstain from the Use of Alcohol and/or  
6                   Controlled Substances; and Biological Fluid Testing.

7                   12.        COMPLETION OF PROBATION. Respondent shall comply with all  
8                   financial obligations (e.g., restitution, probation costs) not later than 120 calendar days prior to  
9                   the completion of probation. This term does not include cost recovery, which is due within 30  
10                   calendar days of the effective date of the Order, or by a payment plan approved by the Medical  
11                   Board and timely satisfied. Upon successful completion of probation, Respondent's certificate  
12                   shall be fully restored.

13                   13.        VIOLATION OF PROBATION. Failure to fully comply with any term or  
14                   condition of probation is a violation of probation. If Respondent violates probation in any  
15                   respect, the Board, after giving Respondent notice and the opportunity to be heard, may revoke  
16                   probation and carry out the disciplinary order that was stayed. If an Accusation, or Petition to  
17                   Revoke Probation, or an Interim Suspension Order is filed against Respondent during probation,  
18                   the Board shall have continuing jurisdiction until the matter is final, and the period of probation  
19                   shall be extended until the matter is final.

20                   14.        LICENSE SURRENDER. Following the effective date of this Decision, if  
21                   Respondent ceases practicing due to retirement or health reasons or is otherwise unable to satisfy  
22                   the terms and conditions of probation, Respondent may request to surrender his or her license.  
23                   The Board reserves the right to evaluate Respondent's request and to exercise its discretion in  
24                   determining whether or not to grant the request, or to take any other action deemed appropriate  
25                   and reasonable under the circumstances. Upon formal acceptance of the surrender, Respondent  
26                   shall within 15 calendar days deliver Respondent's wallet and wall certificate to the Board or its  
27                   designee and Respondent shall no longer practice medicine. Respondent will no longer be subject  
28                   to the terms and conditions of probation. If Respondent re-applies for a medical license, the

application shall be treated as a petition for reinstatement of a revoked certificate.

15. **PROBATION MONITORING COSTS.** Respondent shall pay the costs associated with probation monitoring each and every year of probation, as designated by the Board, which may be adjusted on an annual basis. Such costs shall be payable to the Medical Board of California and delivered to the Board or its designee no later than January 31 of each calendar year.

7                   16. **FUTURE ADMISSIONS CLAUSE.** If Respondent should ever apply or  
8 reapply for a new license or certification, or petition for reinstatement of a license, by any other  
9 health care licensing action agency in the State of California, all of the charges and allegations  
10 contained in Accusation No. 800-2023-102658 shall be deemed to be true, correct, and admitted  
11 by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to  
12 deny or restrict license.

## **ACCEPTANCE**

14 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
15 discussed it with my attorney, Fredrick M. Ray. I understand the stipulation and the effect it will  
16 have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and  
17 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
18 Decision and Order of the Medical Board of California.

20 DATED: 33/2025

**ARVINDER SINGH BIR, M.D.**  
*Respondent*

23 I have read and fully discussed with Respondent Arvinder Singh Bir, M.D. the terms and  
24 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.  
25 I approve its form and content.

27 DATED: 3/3/25

FREDRICK M. RAY  
**FREDRICK M. RAY**  
Attorney for Respondent

**ENDORSEMENT**

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

DATED:

Respectfully submitted,

**ROB BONTA**  
Attorney General of California  
**EDWARD KIM**  
Supervising Deputy Attorney General

TRINA L. SAUNDERS  
Deputy Attorney General  
*Attorneys for Complainant*

LA2024604411  
Stip Settlement and Disc Order - MBC-Osteopathic.docx

**Exhibit A**

**Accusation No. 800-2023-102658**

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*Attorneys for Complainant*

*Attorneys for Complainant*

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

11 In the Matter of the Accusation Against: Case No. 800-2023-102658  
12 Arvinder Singh Bir, M.D. A C C U S A T I O N  
13 P.O. Box 732  
14 Physician's and Surgeon's Certificate  
15 Rancho Mirage, CA 92270-0732  
No. A 91355,  
15 Respondent.

## PARTIES

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

22       2. On or about May 25, 2005, the Board issued Physician's and Surgeon's Certificate  
23 Number A 91355 to Arvinder Singh Bir, M.D. (Respondent). The Physician's and Surgeon's  
24 Certificate was in full force and effect at all times relevant to the charges brought herein and will  
25 expire on February 28, 2025, unless renewed.

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## **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.

(e) Reviewing the quality of medical practice carried out by physician and surgeon certificate holders under the jurisdiction of the board.

(f) Approving undergraduate and graduate medical education programs.

(g) Approving clinical clerkship and special programs and hospitals for the programs in subdivision (f).

(h) Issuing licenses and certificates under the board's jurisdiction.

(i) Administering the board's continuing medical education program.

5. Section 2220 of the Code states:

Except as otherwise provided by law, the board may take action against all persons guilty of violating this chapter. The board shall enforce and administer this article as to physician and surgeon certificate holders, including those who hold certificates that do not permit them to practice medicine, such as, but not limited to, retired, inactive, or disabled status certificate holders, and the board shall have all the powers granted in this chapter for these purposes including, but not limited to:

(a) Investigating complaints from the public, from other licensees, from health care facilities, or from the board that a physician and surgeon may be guilty of unprofessional conduct. The board shall investigate the circumstances underlying a report received pursuant to Section 805 or 805.01 within 30 days to determine if an interim suspension order or temporary restraining order should be issued. The board shall otherwise provide timely disposition of the reports received pursuant to Section 805 and Section 805.01.

(b) Investigating the circumstances of practice of any physician and surgeon where there have been any judgments, settlements, or arbitration awards requiring the

1 physician and surgeon or his or her professional liability insurer to pay an amount in  
2 damages in excess of a cumulative total of thirty thousand dollars (\$30,000) with  
3 respect to any claim that injury or damage was proximately caused by the physician's  
4 and surgeon's error, negligence, or omission.

5 (c) Investigating the nature and causes of injuries from cases which shall be  
6 reported of a high number of judgments, settlements, or arbitration awards against a  
7 physician and surgeon.

8 6. Section 2227 of the Code states:

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

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

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

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

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

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

24 (b) Any matter heard pursuant to subdivision (a), except for warning letters,  
25 medical review or advisory conferences, professional competency examinations,  
26 continuing education activities, and cost reimbursement associated therewith that are  
27 agreed to with the board and successfully completed by the licensee, or other matters  
28 made confidential or privileged by existing law, is deemed public, and shall be made  
available to the public by the board pursuant to Section 803.1.

#### STATUTORY PROVISIONS

21 7. Section 820 of the Code states:

22 Whenever it appears that any person holding a license, certificate or permit under this  
23 division or under any initiative act referred to in this division may be unable to  
24 practice his or her profession safely because the licentiate's ability to practice is  
25 impaired due to mental illness, or physical illness affecting competency, the licensing  
26 agency may order the licentiate to be examined by one or more physicians and  
27 surgeons or psychologists designated by the agency. The report of the examiners  
28 shall be made available to the licentiate and may be received as direct evidence in  
proceedings conducted pursuant to Section 822.

21 8. Section 822 of the Code states:

22 If a licensing agency determines that its licentiate's ability to practice his or her

1 profession safely is impaired because the licentiate is mentally ill, or physically ill  
2 affecting competency, the licensing agency may take action by any one of the  
3 following methods:

4 (a) Revoking the licentiate's certificate or license.  
5 (b) Suspending the licentiate's right to practice.  
6 (c) Placing the licentiate on probation.  
7 (d) Taking such other action in relation to the licentiate as the licensing agency  
8 in its discretion deems proper.

9 The licensing section shall not reinstate a revoked or suspended certificate or  
10 license until it has received competent evidence of the absence or control of the  
11 condition which caused its action and until it is satisfied that with due regard for the  
12 public health and safety the person's right to practice his or her profession may be  
13 safely reinstated.

#### CAUSE FOR ACTION

##### **(Mental Impairment)**

12 9. Respondent is subject to action under section 822 of the code in that his ability to  
13 practice medicine is impaired due to mental illness. The circumstances are as follows:

14 10. On or about October 25, 2023, the Board received an online complaint from  
15 Eisenhower Health of Rancho Mirage, alerting them to the mental impairment of Respondent.  
16 The complaint detailed that on three occasions between July and October 2023, Respondent  
17 exhibited irrational behavior that led to him being placed on involuntary holds and hospitalized.  
18 This included Respondent exhibiting irrational behavior in his interactions with employees and  
19 management of the facility on one of the described occasions. During that incident Respondent  
20 displayed extreme agitation, and spoke loudly and nonsensically. The Board opened an  
21 investigation into the matter.

22 11. During the course of the Board's investigation into the facts and circumstances  
23 surrounding the facility's report, Respondent voluntarily agreed to undergo a mental evaluation  
24 by a Board-approved evaluator and signed a release for his medical records.

25 12. On or about April 16, 2024, the Board received a report from the independent medical  
26 examiner (Expert) retained in this matter. Following the Expert's review of Respondent's mental  
27 health records, the facts and circumstances uncovered during the Board's investigation,  
28 Respondent's day-to-day functioning, and the Expert's examination of Respondent, the Expert

1 evaluator opined that Respondent has Bipolar Disorder I, which is currently stabilized and in  
2 remission. He ultimately opined that Respondent is unable to safely practice medicine due to the  
3 potential effects of his Bipolar Disorder I, when symptomatic. Therefore, for Respondent to  
4 practice medicine safely requires that Respondent receive therapy, medical management, and be  
5 monitored, for the foreseeable future.

6 **PRAYER**

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

- 9 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 91355,  
10 issued to Respondent Arvinder Singh Bir, M.D.;
- 11 2. Revoking, suspending or denying approval of Respondent Arvinder Singh Bir, M.D.'s  
12 authority to supervise physician assistants and advanced practice nurses;
- 13 3. Ordering Respondent Arvinder Singh Bir, M.D., to pay the Board the costs of  
14 probation monitoring; and
- 15 4. Taking such other and further action as deemed necessary and proper.

16  
17 DATED: OCT 17 2024

*Jenna Jontz for*

18 REJI VARGHESE  
19 Executive Director  
20 Medical Board of California  
21 Department of Consumer Affairs  
22 State of California  
23 *Complainant*

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