

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

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

**Bao Anh Patrick Dinh Tran, M.D.**

**Physician's and Surgeon's  
Certificate No. A 155355**

**Case No. 800-2023-102932**

**Respondent.**

**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 December 19, 2025.**

**IT IS SO ORDERED December 12, 2025.**

**MEDICAL BOARD OF CALIFORNIA**



**Reji Varghese  
Executive Director**

1 ROB BONTA  
Attorney General of California  
2 STEVE DIEHL  
Supervising Deputy Attorney General  
3 KALEV KASEORU  
Deputy Attorney General  
4 State Bar No. 331645  
1300 I Street, Suite 125  
5 Sacramento, CA 95814  
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7 *Attorneys for the People*

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. 800-2023-102932

13 **BAO ANH PATRICK DINH TRAN, M.D.**  
1 Littlewood Drive  
14 Piedmont, CA 94611

OAH No. 2025060814

15 **Physician's and Surgeon's Certificate**  
No. A 155355

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

16 Respondent.

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

21  
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 Kalev Kaseoru, Deputy  
26 Attorney General.

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2. BAO ANH PATRICK DINH TRAN, M.D. (Respondent) is represented in this proceeding by attorney Paul Chan, whose address is: 1851 Heritage Lane, Suite 128, Sacramento, CA 95815-4996.

3. On or about April 11, 2018, the Board issued Physician's and Surgeon's Certificate No. A 155355 to Respondent. That license was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2023-102932 and will expire on December 31, 2025, unless renewed.

## JURISDICTION

4. Accusation No. 800-2023-102932 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 June 5, 2025. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2023-102932 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. 800-2023-102932. 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.

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1 **CULPABILITY**

2 8. Respondent understands and agrees that the charges and allegations in Accusation  
3 No. 800-2023-102932, if proven at a hearing, constitute cause for imposing discipline upon his  
4 Physician's and Surgeon's Certificate.

5 9. For the purposes of resolving the Accusation without the expense and uncertainty of  
6 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a prima  
7 facie case or factual basis for the charges in the Accusation, a true and correct copy of which is  
8 attached hereto as Exhibit A, and that Respondent hereby gives up his right to contest those  
9 charges.

10 10. Respondent agrees that his Physician's and Surgeon's Certificate is subject to  
11 discipline and understands that by signing this stipulation he enables the Board to issue an order  
12 accepting the surrender of his Physician's and Surgeon's Certificate without further process.

13 **RESERVATION**

14 11. The admissions made by Respondent herein are only for the purposes of this  
15 proceeding, or any other proceedings in which the Medical Board of California or other  
16 professional licensing agency is involved, and shall not be admissible in any other criminal or  
17 civil proceeding.

18 **CONTINGENCY**

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

22 13. Respondent understands that, by signing this stipulation, he enables the Executive  
23 Director of the Board to issue an order, on behalf of the Board, accepting the surrender of his  
24 Physician's and Surgeon's Certificate No. A 155355 without further notice to, or opportunity to be  
25 heard by, Respondent.

26 14. This Stipulated Surrender of License and Disciplinary Order shall be subject to the  
27 approval of the Executive Director on behalf of the Board. The parties agree that this Stipulated  
28 Surrender of License and Disciplinary Order shall be submitted to the Executive Director for his

1 consideration in the above-entitled matter and, further, that the Executive Director shall have a  
2 reasonable period of time in which to consider and act on this Stipulated Surrender of License and  
3 Disciplinary Order after receiving it. By signing this stipulation, Respondent fully understands  
4 and agrees that he may not withdraw his agreement or seek to rescind this stipulation prior to the  
5 time the Executive Director, on behalf of the Medical Board, considers and acts upon it.

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

#### 24 **ADDITIONAL PROVISIONS**

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

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1 California, all of the charges and allegations contained in Accusation No. 800-2023-102932 shall  
2 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
3 Issues or any other proceeding seeking to deny or restrict licensure.

4 7. Respondent shall pay the agency its costs of investigation and enforcement in the  
5 amount of \$35,303.60 prior to issuance of a new or reinstated license.

6 **ACCEPTANCE**

7 I have carefully read the above Stipulated Surrender of License and Order and have fully  
8 discussed it with my attorney Paul Chan, Esq. I understand the stipulation and the effect it will  
9 have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of  
10 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
11 Decision and Order of the Medical Board of California.

12  
13 DATED: 11/24/2025 Bao Anh Patrick Tran  
14 Bao Anh Patrick Tran (Nov 24, 2025 09:43:12 PST)  
BAO ANH PATRICK DINH TRAN, M.D.  
Respondent

15 I have read and fully discussed with Respondent BAO ANH PATRICK DINH TRAN,  
16 M.D. the terms and conditions and other matters contained in this Stipulated Surrender of License  
17 and Order. I approve its form and content.

18  
19 DATED: 11/24/25   
20 PAUL CHAN, ESQ.  
Attorney for Respondent

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**ENDORSEMENT**

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

DATED: November 25, 2025

Respectfully submitted,

ROB BONTA  
Attorney General of California  
STEVE DIEHL  
Supervising Deputy Attorney General



KALEV KASEORU  
Deputy Attorney General  
*Attorneys for Complainant*

FR2025300542



**Exhibit A**

**Accusation No. 800-2023-102932**

1 ROB BONTA  
Attorney General of California  
2 STEVE DIEHL  
Supervising Deputy Attorney General  
3 KALEV KASEORU  
Deputy Attorney General  
4 State Bar No. 331645  
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*Attorneys for Complainant*  
8

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

12 In the Matter of the Accusation Against:

Case No. 800-2023-102932

13 **Bao Anh Patrick Dinh Tran, M.D.**  
14 **1 Littlewood Drive**  
**Piedmont, CA 94611-3540**

**A C C U S A T I O N**

15 **Physician's and Surgeon's Certificate**  
16 **No. A 155355,**

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, Department of Consumer Affairs  
22 (Board).

23 2. On or about April 11, 2018, the Medical Board issued Physician's and Surgeon's  
24 Certificate Number A 155355 to Bao Anh Patrick Dinh Tran, M.D. (Respondent). The  
25 Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the  
26 charges brought herein and will expire on December 31, 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 2227 of the Code states, in pertinent part:

(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.

...

5. Section 2234 of the Code states:

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

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

(b) Gross negligence.

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

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

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

6 (d) Incompetence.

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

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

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

14 6. Section 2228.1 of the Code states, in pertinent part:

15 (a) On and after July 1, 2019, except as otherwise provided in subdivision (c),  
16 the board shall require a licensee to provide a separate disclosure that includes the  
17 licensee's probation status, the length of the probation, the probation end date, all  
18 practice restrictions placed on the licensee by the board, the board's telephone  
19 number, and an explanation of how the patient can find further information on the  
20 licensee's probation on the licensee's profile page on the board's online license  
21 information Internet Web site, to a patient or the patient's guardian or health care  
22 surrogate before the patient's first visit following the probationary order while the  
23 licensee is on probation pursuant to a probationary order made on and after July 1,  
24 2019, in any of the following circumstances:

25 (1) A final adjudication by the board following an administrative hearing or  
26 admitted findings or prima facie showing in a stipulated settlement establishing any  
27 of the following:

28 (A) The commission of any act of sexual abuse, misconduct, or relations with a  
patient or client as defined in Section 726 or 729.

(B) Drug or alcohol abuse directly resulting in harm to patients or the extent  
that such use impairs the ability of the licensee to practice safely.

(C) Criminal conviction directly involving harm to patient health.

(D) Inappropriate prescribing resulting in harm to patients and a probationary  
period of five years or more.

(2) An accusation or statement of issues alleged that the licensee committed any  
of the acts described in subparagraphs (A) to (D), inclusive, of paragraph (1), and a  
stipulated settlement based upon a nolo contendere or other similar compromise that  
does not include any prima facie showing or admission of guilt or fact but does  
include an express acknowledgment that the disclosure requirements of this section  
would serve to protect the public interest.

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1 (b) A licensee required to provide a disclosure pursuant to subdivision (a) shall  
2 obtain from the patient, or the patient's guardian or health care surrogate, a separate,  
3 signed copy of that disclosure.

4 (c) A licensee shall not be required to provide a disclosure pursuant to  
5 subdivision (a) if any of the following applies:

6 (1) The patient is unconscious or otherwise unable to comprehend the  
7 disclosure and sign the copy of the disclosure pursuant to subdivision (b) and a  
8 guardian or health care surrogate is unavailable to comprehend the disclosure and  
9 sign the copy.

10 (2) The visit occurs in an emergency room or an urgent care facility or the visit  
11 is unscheduled, including consultations in inpatient facilities.

12 (3) The licensee who will be treating the patient during the visit is not known to  
13 the patient until immediately prior to the start of the visit.

14 (4) The licensee does not have a direct treatment relationship with the patient.

15 (d) On and after July 1, 2019, the board shall provide the following  
16 information, with respect to licensees on probation and licensees practicing under  
17 probationary licenses, in plain view on the licensee's profile page on the board's  
18 online license information Internet Web site.

19 (1) For probation imposed pursuant to a stipulated settlement, the causes  
20 alleged in the operative accusation along with a designation identifying those causes  
21 by which the licensee has expressly admitted guilt and a statement that acceptance of  
22 the settlement is not an admission of guilt.

23 (2) For probation imposed by an adjudicated decision of the board, the causes  
24 for probation stated in the final probationary order.

25 (3) For a licensee granted a probationary license, the causes by which the  
26 probationary license was imposed.

27 (4) The length of the probation and end date.

28 (5) All practice restrictions placed on the license by the board.

(e) Section 2314 shall not apply to this section.

7. Section 726 of the Code states, in pertinent part:

(a) The commission of any act of sexual abuse, misconduct, or relations with a  
patient, client, or customer constitutes unprofessional conduct and grounds for  
disciplinary action for any person licensed under this or under any initiative act  
referred to in this division.

(b) This section shall not apply to consensual sexual contact between a licensee  
and his or her spouse or person in an equivalent domestic relationship when that  
licensee provides medical treatment, to his or her spouse or person in an equivalent  
domestic relationship.

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1           8.     Section 729 of the Code states:

2           (a) Any physician and surgeon, psychotherapist, alcohol and drug abuse  
3           counselor or any person holding himself or herself out to be a physician and surgeon,  
4           psychotherapist, or alcohol and drug abuse counselor, who engages in an act of sexual  
5           intercourse, sodomy, oral copulation, or sexual contact with a patient or client, or  
6           with a former patient or client when the relationship was terminated primarily for the  
7           purpose of engaging in those acts, unless the physician and surgeon, psychotherapist,  
8           or alcohol and drug abuse counselor has referred the patient or client to an  
9           independent and objective physician and surgeon, psychotherapist, or alcohol and  
10          drug abuse counselor recommended by a third-party physician and surgeon,  
11          psychotherapist, or alcohol and drug abuse counselor for treatment, is guilty of sexual  
12          exploitation by a physician and surgeon, psychotherapist, or alcohol and drug abuse  
13          counselor.

14          (b) Sexual exploitation by a physician and surgeon, psychotherapist, or alcohol  
15          and drug abuse counselor is a public offense:

16           (1) An act in violation of subdivision (a) shall be punishable by imprisonment  
17           in a county jail for a period of not more than six months, or a fine not exceeding one  
18           thousand dollars (\$1,000), or by both that imprisonment and fine.

19           (2) Multiple acts in violation of subdivision (a) with a single victim, when the  
20           offender has no prior conviction for sexual exploitation, shall be punishable by  
21           imprisonment in a county jail for a period of not more than six months, or a fine not  
22           exceeding one thousand dollars (\$1,000), or by both that imprisonment and fine.

23           (3) An act or acts in violation of subdivision (a) with two or more victims shall  
24           be punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the  
25           Penal Code for a period of 16 months, two years, or three years, and a fine not  
26           exceeding ten thousand dollars (\$10,000); or the act or acts shall be punishable by  
27           imprisonment in a county jail for a period of not more than one year, or a fine not  
28           exceeding one thousand dollars (\$1,000), or by both that imprisonment and fine.

          (4) Two or more acts in violation of subdivision (a) with a single victim, when  
the offender has at least one prior conviction for sexual exploitation, shall be  
punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal  
Code for a period of 16 months, two years, or three years, and a fine not exceeding  
ten thousand dollars (\$10,000); or the act or acts shall be punishable by imprisonment  
in a county jail for a period of not more than one year, or a fine not exceeding one  
thousand dollars (\$1,000), or by both that imprisonment and fine.

          (5) An act or acts in violation of subdivision (a) with two or more victims, and  
the offender has at least one prior conviction for sexual exploitation, shall be  
punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal  
Code for a period of 16 months, two years, or three years, and a fine not exceeding  
ten thousand dollars (\$10,000).

          For purposes of subdivision (a), in no instance shall consent of the patient or  
client be a defense. However, physicians and surgeons shall not be guilty of sexual  
exploitation for touching any intimate part of a patient or client unless the touching is  
outside the scope of medical examination and treatment, or the touching is done for  
sexual gratification.

          (c) For purposes of this section:

1 (1) "Psychotherapist" has the same meaning as defined in Section 728.

2 (2) "Alcohol and drug abuse counselor" means an individual who holds himself  
3 or herself out to be an alcohol or drug abuse professional or paraprofessional.

4 (3) "Sexual contact" means sexual intercourse or the touching of an intimate  
5 part of a patient for the purpose of sexual arousal, gratification, or abuse.

6 (4) "Intimate part" and "touching" have the same meanings as defined in  
7 Section 243.4 of the Penal Code.

8 (d) In the investigation and prosecution of a violation of this section, no person  
9 shall seek to obtain disclosure of any confidential files of other patients, clients, or  
10 former patients or clients of the physician and surgeon, psychotherapist, or alcohol  
11 and drug abuse counselor.

12 (e) This section does not apply to sexual contact between a physician and  
13 surgeon and his or her spouse or person in an equivalent domestic relationship when  
14 that physician and surgeon provides medical treatment, other than psychotherapeutic  
15 treatment, to his or her spouse or person in an equivalent domestic relationship.

16 (f) If a physician and surgeon, psychotherapist, or alcohol and drug abuse  
17 counselor in a professional partnership or similar group has sexual contact with a  
18 patient in violation of this section, another physician and surgeon, psychotherapist, or  
19 alcohol and drug abuse counselor in the partnership or group shall not be subject to  
20 action under this section solely because of the occurrence of that sexual contact.

21 9. Unprofessional conduct under Business and Professions Code section 2234 is conduct  
22 which breaches the rules or ethical conduct of the medical profession, or conduct which is  
23 unbecoming to a member in good standing of the medical profession, and which demonstrates an  
24 unfitness to practice medicine. (*Shea v. Board of Medical Examiners* (1978) 81 Cal.App.3d 564,  
25 575.)

26 10. Section 2242 of the Code states:

27 (a) Prescribing, dispensing, or furnishing dangerous drugs as defined in Section  
28 4022 without an appropriate prior examination and a medical indication, constitutes  
unprofessional conduct. An appropriate prior examination does not require a  
synchronous interaction between the patient and the licensee and can be achieved  
through the use of telehealth, including, but not limited to a self-screening tool or a  
questionnaire, provided that the licensee complies with the appropriate standard of  
care.

(b) No licensee shall be found to have committed unprofessional conduct within  
the meaning of this section, if, at the time the drugs were prescribed, dispensed, or  
furnished, and of the following applies:

(1) The licensee was a designated physician and surgeon or podiatrist  
serving in the absences of the patient's physician and surgeon or podiatrist, as the  
case may be, and if the drugs were prescribed, dispensed, or furnished only as

necessary to maintain the patient until the return of the patient's practitioner, but in any case no longer than 72 hours.

(2) The licensee transmitted the order for the drugs to a registered nurse or to a licensed vocational nurse in an inpatient facility, and if both of the following conditions exist:

(A) The practitioner had consulted with the registered nurse or licensed vocational nurse who had reviewed the patient's records.

(B) The practitioner was designated as the practitioner to serve in the absence of the patient's physician and surgeon or podiatrist, as the case may be.

(3) The licensee was a designated practitioner serving in the absence of the patient's physician and surgeon or podiatrist, as the case may be, and was in possession of or had utilized the patient's records and ordered the renewal of a medically indicated prescription for an amount not exceeding the original prescription in strength or amount or for more than one refill.

(4) The licensee was acting in accordance with Section 120582 of the Health and Safety Code.

11. Section 4022 of the Code states:

"Dangerous drug" or "dangerous device" means any drug or device unsafe for self-use in humans or animals, and includes the following:

(a) Any drug that bears the legend: "Caution: federal law prohibits dispensing without prescription." "Rx only," or words of similar import...

(b) Any device that bears the statement: "Caution: federal law restricts this device to sale by or on the order of a \_\_\_\_\_," "Rx only," or words of similar import, the blank to be filled in with the designation of the practitioner licensed to use or order use of the device.

(c) Any other drug or device that by federal or state law can be lawfully dispensed only on prescription or furnished pursuant to Section 4006.

12. Section 2266 of the Code states: "The failure of a physician and surgeon to maintain adequate and accurate records relating to the provision of services to their patients constitutes unprofessional conduct."

13. Section 2052 of the Code states:

(a) Notwithstanding Section 146, any person who practices or attempts to practice, or who advertises or holds himself or herself out as practicing, any system or mode of treating the sick or afflicted in this state, or who diagnoses, treats, operates for, or prescribes for any ailment, blemish, deformity, disease, disfigurement, disorder, injury, or other physical or mental condition of any person, without having at the time of so doing a valid, unrevoked, or unsuspended certificate as provided in this chapter, or without being authorized to perform the act pursuant to a certificate obtained in accordance with some other provision of law is guilty of a public offense, punishable by a fine not exceeding ten thousand dollars (\$10,000), by imprisonment



1 pursuant to subdivision (h) of section 1170 of the Penal Code, by imprisonment in a  
2 county jail not exceeding one year, or by both the fine and either imprisonment.

3 (b) Any person who conspires with or aids or abets another to commit any act  
4 described in subdivision (a) is guilty of a public offense, subject to the punishment  
5 described in that subdivision.

6 (c) The remedy provided in this section shall not preclude any other remedy  
7 provided by law.

8 14. Section 820 of the Code states:

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

17 15. Section 822 of the Code states:

18 If a licensing agency determines that its licentiate's ability to practice his or her  
19 profession safely is impaired because the licentiate is mentally ill, or physically ill  
20 affecting competency, the licensing agency may take action by any one of the  
21 following methods:

22 (a) Revoking the licentiate's certificate or license.

23 (b) Suspending the licentiate's right to practice.

24 (c) Placing the licentiate on probation.

25 (d) Taking such other action in relation to the licentiate as the licensing agency  
26 in its discretion deems proper.

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

### 29 COST RECOVERY

30 16. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
31 administrative law judge to direct a licensee found to have committed a violation or violations of  
32 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
33 enforcement of the case, with failure of the licensee to comply subjecting the license to not being

1 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
2 included in a stipulated settlement.

### 3 DEFINITIONS

4 17. Ketoconazole 2% shampoo: an azole antifungal medication that is used to prevent the  
5 growth of fungus. The 2% shampoo is used to treat tinea versicolor<sup>1</sup> and/or pityriasis versicolor<sup>2</sup>  
6 and is only available by prescription.

7 18. Fluocinonide .05% ointment: is a cortisone-like medicine or steroid used to relieve  
8 discomfort caused by skin conditions. This concentration is only available by prescription.

9 19. Desonide .05% ointment: is a cortisone-like medicine or steroid used to relieve  
10 discomfort caused by skin conditions. This concentration is only available by prescription.

### 11 FACTUAL ALLEGATIONS

12 20. On or about August 27, 2018, Respondent began his employment with the California  
13 Skin Institute (CSI) Medical Group in Modesto, California.

14 21. Patient A<sup>3</sup> was a twenty-two year old female patient to whom Respondent first  
15 provided injectable skin treatments on or about April 26, 2019, at CSI. Patient A was also  
16 Respondent's co-worker.

17 22. Respondent provided further injectable treatments to Patient A on or about June 14,  
18 2019; October 24, 2019; August 21, 2020; September 18, 2020; October 29, 2020; and January  
19 15, 2021.

20 23. On or about January 28, 2020, Respondent wrote a prescription for Patient A for 30g  
21 Fluocinonide .05% ointment. There is no record that Respondent completed a medical  
22 examination of Patient A prior to writing the prescription, nor are there any patient records that  
23 document a medical basis for the prescription, or the prescription itself.

24 24. On or about January 28, 2020, Respondent wrote a prescription for Patient A for 15g  
25 Desonide .05% ointment. There is no record that Respondent completed a medical examination of  
26

27 <sup>1</sup> A common fungal skin infection that causes discolored patches.

<sup>2</sup> A common fungal skin infection that causes discolored patches.

28 <sup>3</sup> Patient names have been omitted for privacy protection. They are known to Respondent  
and will be made available in discovery.

1 Patient A prior to writing the prescription, nor are there any patient records that document a  
2 medical basis for the prescription, or the prescription itself.

3 25. On or about February 16, 2020, Respondent engaged in sexual intercourse with  
4 Patient A at a private residence.

5 26. On or about November 4, 2020, Respondent wrote a prescription for Patient A for  
6 120ml Ketoconazole 2% shampoo. There is no record that Respondent completed a medical  
7 examination of Patient A prior to writing the prescription, nor are there any patient records that  
8 document a medical basis for the prescription, or the prescription itself.

9 27. On or about July of 2023, multiple co-workers of Respondent started noticing  
10 changes in Respondent's behavior at work. They observed the following behaviors by  
11 Respondent:

12 a. Asking staff to perform duties outside of the scope of their employment,  
13 including non-clinical employees;

14 b. Being late for work and patient appointments resulting in cancellations or  
15 rescheduling of patient visits and/or surgery;

16 c. Falling asleep in his office and being difficult to awaken to the point of staff  
17 having to shake him awake;

18 d. Being rude to staff;

19 e. Making statements of a sexual nature to staff and patients;

20 f. Engaging in sexually explicit conversations with patients and staff;

21 g. Playing music with crude and sexual lyrics during surgeries where the patient  
22 was awake;

23 h. Making statements to co-workers that he used illegal narcotics, sold illegal  
24 narcotics, or was seeking to purchase illegal narcotics; and

25 i. Being aggressive and angry in his interactions with staff and patients.

26 28. On or about September 5, 2023, CSI began an internal investigation into  
27 Respondent's behavior.  
28

1       29. On or about October 2, 2023, CSI suspended Respondent based on reports of  
2 misconduct.

3       30. On or about October 9, 2023, CSI concluded their investigation and compiled a report  
4 on what the investigation uncovered regarding Respondent's behavior, finding numerous  
5 violations of employee conduct and potential violations of the California Business and  
6 Professions Code.

7       31. On or about October 11, 2023, Respondent resigned from CSI.

8       32. On or about September 23, 2024, in an interview with the Board, Respondent  
9 admitted to having sexual intercourse with Patient A, but denied that she was a patient.

10       33. In the same interview, Respondent admitted to poor work attendance and being late to  
11 work and for patient appointments; falling asleep at work and relying on co-workers to wake him;  
12 asking employees to perform duties outside of the scope of their work; and making statements of  
13 a sexual nature to a co-worker.

14       34. On or about March 31, 2025, pursuant to an order issued by the Board, Respondent  
15 underwent a mental examination by a Board selected psychiatrist.

16       35. On or about April 15, 2025, the Board expert issued a report regarding his  
17 examination of Respondent, wherein he found Respondent to be suffering from a mental illness or  
18 condition that impairs his ability to safely engage in the practice of medicine.

19                   **CAUSE FOR ACTION**

20                   **(Impairment – Mental illness/condition)**

21       36. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to action under section 820  
22 of the Code, in that Respondent suffers from a mental illness or condition which impairs his  
23 ability to safely practice medicine as more particularly alleged in paragraphs 20 through 35,  
24 above, and those paragraphs are incorporated by reference as if fully set forth herein.

25                   **FIRST CAUSE FOR DISCIPLINE**

26                   **(Sexual Exploitation)**

27       37. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
28 section 729 of the Code, in that Respondent committed sexual exploitation in his care and

1 treatment of Patient A as more particularly alleged in paragraphs 20 through 35 above, and those  
2 paragraphs are incorporated by reference as if fully set forth herein.

3 **SECOND CAUSE FOR DISCIPLINE**

4 **(Sexual Misconduct)**

5 38. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
6 section 726 of the Code, in that Respondent committed sexual misconduct in his care and  
7 treatment of Patient A as more particularly alleged in paragraphs 20 through 35, above, and those  
8 paragraphs are incorporated by reference as if fully set forth herein.

9 **THIRD CAUSE FOR DISCIPLINE**

10 **(Gross Negligence)**

11 39. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
12 section 2234, subdivision (b), of the Code, in that Respondent committed gross negligence in his  
13 care and treatment of Patient A, and other patients, as more particularly alleged in paragraphs 20  
14 through 35, above, and those paragraphs are incorporated by reference as if fully set forth herein.

15 The specific circumstances are as follows:

- 16 a. When, due to his tardiness, sexual remarks, hostility and other noted behaviors  
17 beginning in July of 2023, Respondent consistently acted counter to his ethical  
18 obligations of beneficence and maleficence over a period of months;
- 19 b. Asking employees to perform work outside their scope in situations that could  
20 result in direct patient harm;
- 21 c. Engaging non-clinical staff in a clinical procedure with the potential for direct  
22 patient harm and without a significant exigent circumstance;
- 23 d. Fostering an environment that included sexual banter, profane and sexual music in  
24 the presence of staff and patients, explicit discussions of sexual conduct with a  
25 patient and conversations that objectified women;
- 26 e. Having sexual relations with a current patient; and
- 27 f. Providing inaccurate information in a California Medical Board investigation.

28 ///

1 **FOURTH CAUSE FOR DISCIPLINE**

2 **(Repeated Negligent Acts)**

3 40. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
4 section 2227, as defined by section 2234, subdivision (c), of the Code, in that he committed  
5 multiple acts and/or omissions constituting negligence as more particularly alleged in paragraphs  
6 20 through 35, above, which are incorporated here by reference as if fully set forth herein.

7 **FIFTH CAUSE FOR DISCIPLINE**

8 **(Dishonest or Corrupt Act)**

9 41. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
10 section 2234, subdivision (c), of the Code, in that Respondent committed a dishonest or corrupt  
11 act as more particularly alleged in paragraphs 20 through 35, above, and those paragraphs are  
12 incorporated by reference as if fully set forth herein.

13 **SIXTH CAUSE FOR DISCIPLINE**

14 **(Aiding or Abetting in the Unlicensed Practice of Medicine)**

15 42. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
16 section 2052, subdivision (b), of the Code, in that Respondent aided and/or abetted in the  
17 unlicensed practice of medicine as more particularly alleged in paragraphs 20 through 35, above,  
18 and those paragraphs are incorporated by reference as if fully set forth herein.

19 **SEVENTH CAUSE FOR DISCIPLINE**

20 **(Prescribing Dangerous Drug without Medical Examination)**

21 43. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
22 section 2242 of the Code, in that Respondent prescribed a dangerous drug(s) to Patient A without  
23 completing a medical examination as more particularly alleged in paragraphs 20 through 35,  
24 above, and those paragraphs are incorporated by reference as if fully set forth herein.

25 **EIGHTH CAUSE FOR DISCIPLINE**

26 **(Failure to Maintain Records)**

27 44. Respondent Bao Anh Patrick Dinh Tran, M.D. is subject to disciplinary action under  
28 section 2266 of the Code, in that Respondent failed to maintain records in his care and treatment

1 of Patient A as more particularly alleged in paragraphs 20 through 35, above, and those  
2 paragraphs are incorporated by reference as if fully set forth herein.

3 PRAYER

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

6 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 155355,  
7 issued to Respondent Bao Anh Patrick Dinh Tran, M.D.;

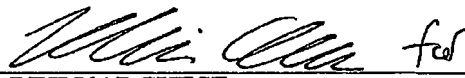
8 2. Revoking, suspending or denying approval of Respondent Bao Anh Patrick Dinh  
9 Tran, M.D.'s authority to supervise physician assistants and advanced practice nurses;

10 3. Ordering Respondent Bao Anh Patrick Dinh Tran, M.D., to pay the Board the costs of  
11 the investigation and enforcement of this case, and if placed on probation, the costs of probation  
12 monitoring;

13 4. Ordering Respondent Bao Anh Patrick Dinh Tran, M.D., if placed on probation, to  
14 provide patient notification in accordance with Business and Professions Code section 2228.1;  
15 and

16 5. Taking such other and further action as deemed necessary and proper.

17  
18 DATED: JUN 05 2025

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

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