

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

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

Franklin Perry, M.D.

**Physician's and Surgeon's
Certificate No. G 75288**

Case No. 800-2024-113040

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 February 12, 2026.

IT IS SO ORDERED February 5, 2026.

MEDICAL BOARD OF CALIFORNIA



**Reji Varghese
Executive Director**

1 ROB BONTA
Attorney General of California
2 MICHAEL C. BRUMMEL
Supervising Deputy Attorney General
3 MATTHEW W. FLEMING
Deputy Attorney General
4 State Bar No. 277992
JOHN S. GATSCHET
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9 *Attorneys for the People*

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

13 In the Matter of the Accusation Against:

Case No. 800-2024-113040

14 **FRANKLIN PERRY, M.D.**
15 **1451 B Willard Street**
SAN FRANCISCO, CA 94117-3744

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

16
17 **Physician's and Surgeon's Certificate**
No. G 75288

18 Respondent.
19

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

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 Matthew W. Fleming,
26 Deputy Attorney General and John S. Gatschet, Deputy Attorney General.

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2. Franklin Perry, M.D. (Respondent) is represented in this proceeding by attorney Adam Slote, whose address is: Slote, Links, & Boreman, PC, 50 California Street, 34th Floor, San Francisco, CA 94111.

3. On or about September 29, 1992, the Board issued Physician's and Surgeon's Certificate No. G 75288 to Respondent. That certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2024-113040 and will expire on March 31, 2026, unless renewed.

JURISDICTION

4. Accusation No. 800-2024-113040 will be filed upon the execution of the Stipulated Surrender by the parties and their respective representatives. Respondent waives the formal service of the Accusation and all other statutorily required documents and agrees that the Board has jurisdiction to discipline his license. Respondent is retired from the practice of medicine. Respondent wishes to surrender his license rather than face the expense and uncertainty of hearing. Respondent therefore waves his right to file a Notice of Defense contesting the Accusation. A copy of the filed Accusation No. 800-2024-113040 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. 800-2024-113040. 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.

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

3 **CULPABILITY**

4 8. Respondent understands that the charges and allegations in Accusation No. 800-2024-
5 113040, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and
6 Surgeon's Certificate.

7 9. For the purpose of resolving the Accusation without the expense and uncertainty of
8 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual
9 basis for the charges in the Accusation and that those charges constitute cause for discipline.
10 Respondent hereby gives up his right to contest that cause for discipline exists based on those
11 charges.

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

15 **RESERVATION**

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

20 **CONTINGENCY**

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

24 13. Respondent understands that, by signing this stipulation, he enables the Executive
25 Director of the Board to issue an order, on behalf of the Board, accepting the surrender of his
26 Physician's and Surgeon's Certificate No. G 75288 without further notice to, or opportunity to be
27 heard by, Respondent.

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

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

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1 **ADDITIONAL PROVISIONS**

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

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

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

11 **ORDER**

12 **IT IS HEREBY ORDERED** that Physician's and Surgeon's Certificate No. G 75288,
13 issued to Respondent FRANKLIN PERRY, M.D., is surrendered and accepted by the Board.

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

18 2. Respondent shall lose all rights and privileges as a Physician and Surgeon in
19 California as of the effective date of the Board's Decision and Order.

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

22 4. If Respondent ever files an application for licensure or a petition for reinstatement as
23 a physician and surgeon in the State of California, the Board shall treat it as a petition for
24 reinstatement. Respondent must comply with all the laws, regulations and procedures for
25 reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all
26 of the charges and allegations contained in Accusation No. 800-2024-113040 shall be deemed to
27 be true, correct and admitted by Respondent when the Board determines whether to grant or deny
28 the petition.

1 5. Respondent understands and agrees that all the information contained in Investigation
2 Nos. 800-2024-113040 and 800-2025-116414, shall be preserved. Upon the filing of a petition
3 for reinstatement by Respondent, Respondent agrees and understands that the Board shall be able
4 to use the facts and circumstances in Investigation Nos. 800-2024-113040 and 800-2025-116414
5 as a basis for the denial of a petition for reinstatement. Respondent understands and agrees that
6 by entering this stipulation, that he is permanently waiving any claims of laches or statute of
7 limitation defenses as they relate to Investigation Nos. 800-2024-113040 and 800-2025-116414.

8 6. The Board, upon acceptance of Respondent's surrender of his certificate to practice
9 medicine, shall close the pending following open investigations related to Respondent's in
10 Investigation Nos. 800-2024-113040 and 800-2025-116414.

11 7. Respondent shall pay the agency its costs of investigation and enforcement in the
12 amount of \$21,648.25 prior to issuance of a new or reinstated license.

13 8. If Respondent should ever apply or reapply for a new license or certification, or
14 petition for reinstatement of a license, by any other health care licensing agency in the State of
15 California, all of the charges and allegations contained in Accusation No. 800-2024-113040 shall
16 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
17 Issues or any other proceeding seeking to deny or restrict licensure.

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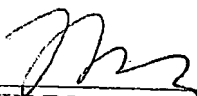
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1 ACCEPTANCE

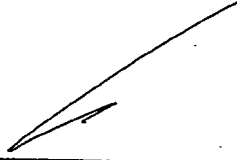
2 I have carefully read the above Stipulated Surrender of License and Order and have fully
3 discussed it with my attorney Adam Slote. I understand the stipulation and the effect it will have
4 on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License
5 and Order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

7
8 DATED: 1/28/26


9 FRANKLIN PERRY, M.D.
Respondent

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

13
14 DATED: 1/28/26


15 Adam Slote
16 Attorney for Respondent

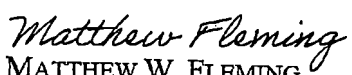
17 ENDORSEMENT

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: 1/29/2026

Respectfully submitted,

21 ROB BONTA
22 Attorney General of California
23 MICHAEL C. BRUMMEL
Supervising Deputy Attorney General

24 
25 MATTHEW W. FLEMING
26 Deputy Attorney General
27 Attorneys for Complainant

28 SA2026300475
39601826

Exhibit A

Accusation No. 800-2024-113040

1 ROB BONTA
Attorney General of California
2 MICHAEL C. BRUMMEL
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
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9 *Attorneys for Complainant*

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

13 In the Matter of the Accusation Against:

Case No. 800-2024-113040

14 **Franklin Perry, M.D.**
15 **1451 B Willard Street**
San Francisco CA 94117-3744

A C C U S A T I O N

16 **Physician's and Surgeon's Certificate**
17 **No. G 75288,**

18 Respondent.

19
20
21 **PARTIES**

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

25 2. On or about September 29, 1992, the Medical Board issued Physician's and
26 Surgeon's Certificate No. G 75288 to Franklin Perry, M.D. (Respondent). That Certificate was
27 in full force and effect at all times relevant to the charges brought herein and will expire on
28 March 31, 2026, unless renewed.

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:

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

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

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

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

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

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

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

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.

...

6. Section 820 of the Code states:

Whenever it appears that any person holding a license, certificate or permit under this division or under any initiative act referred to in this division may be unable to practice his or her profession safely because the licensee's ability to

1 practice is impaired due to mental illness, or physical illness affecting competency,
2 the licensing agency may order the licentiate to be examined by one or more
3 physicians and surgeons or psychologists designated by the agency. The report of the
4 examiners shall be made available to the licentiate and may be received as direct
5 evidence in proceedings conducted pursuant to Section 822.

6
7 7. Section 822 of the Code states:

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

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

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

14 (c) Placing the licentiate on probation.

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

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

22 COST RECOVERY

23 8. Section 125.3 of the Code states:

24 (a) Except as otherwise provided by law, in any order issued in resolution of a
25 disciplinary proceeding before any board within the department or before the
26 Osteopathic Medical Board, upon request of the entity bringing the proceeding, the
27 administrative law judge may direct a licensee found to have committed a violation or
28 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 licensee 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

1 (a).

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

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

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

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

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

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

21 (j) This section does not apply to any board if a specific statutory provision in
22 that board's licensing act provides for recovery of costs in an administrative
23 disciplinary proceeding.

24 CAUSE FOR DISCIPLINE

25 (Mental/Physical Impairment)

26 9. Respondent Franklin Perry, M.D.'s license is subject to disciplinary action under
27 sections 2234(a), 820, and 822 of the Code, in that he is unable to practice medicine safely due to
28 a persistent and ongoing mental or physical condition. The circumstances are as follows:

10 10. On or about November 6, 2024, the Board received a complaint from a person a
11 familiar with Respondent and his treatment and care of patients. As a result of the complaint, the
12 Board opened an investigation into Respondent. The investigation revealed that Respondent is
13 suffering from an ongoing, progressive, and persistent mental or physical impairment that makes
14 him unable to safely practice medicine.

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1 PRAYER

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

4 1. Revoking or suspending Respondent's Physician and Surgeon's Certificate No.
5 G 75288, issued to Franklin Perry, M.D.;

6 2. Revoking, suspending or denying approval of Respondent Franklin Perry, M.D.'s
7 authority to supervise physician assistants and advanced practice nurses;

8 3. Ordering Respondent Franklin Perry, M.D., to pay the Board the costs of the
9 investigation and enforcement of this case, and if placed on probation, the costs of probation
10 monitoring;

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

12
13 DATED: FEB 05 2026

Sharlene Smith For

14 REJI VARGHESE
15 Executive Director
16 Medical Board of California
17 Department of Consumer Affairs
18 State of California
19 Complainant

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