

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

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

Victor Lynn Perry, M.D.

**Physician's and Surgeon's
Certificate No. G 86263**

Respondent.

Case No. 800-2022-086412

DECISION

The attached Default Decision 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 24, 2026.

IT IS SO ORDERED February 12, 2026.

MEDICAL BOARD OF CALIFORNIA

Sharlene Smith For

**Reji Varghese
Executive Director**

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Attorney General of California
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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:

13 **VICTOR LYNN PERRY, M.D.**
14 **6177 N. Thesta St., Suite 103**
Fresno, CA 93710

15 **Physician's and Surgeon's Certificate**
16 **No. G 86263,**

17 Respondent.

Case No. 800-2022-086412

OAH No. 2025040324

DEFAULT DECISION
AND ORDER

[Gov. Code, §11520]

18
19 **FINDINGS OF FACT**

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21 1. On or about February 3, 2025, Complainant Reji Varghese, in his official capacity as
22 the Executive Director of the Medical Board of California, Department of Consumer Affairs, filed
23 Accusation No. 800-2022-086412 against VICTOR LYNN PERRY, M.D. (Respondent) before
24 the Medical Board of California.

25 2. On or about October 12, 2001, the Medical Board of California (Board) issued
26 Physician's and Surgeon's Certificate No. G86263 to Respondent. The Physician's and
27 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
28 herein and expired on June 30, 2025; Respondent failed to pay his license renewal fee, and his

1 license is now delinquent. A certificate of Respondent's licensure is attached as **Exhibit A** in the
2 separate accompanying "Default Decision Evidence Packet."¹

3 3. On or about February 3, 2025, Samuel Guardado, an employee of the Medical Board
4 of California, served by Certified and First Class Mail a copy of the Accusation No. 800-2022-
5 086412, Statement to Respondent, Notice of Defense, Request for Discovery, and Discovery
6 Statutes to Respondent's address of record with the Board, which was and is 6177 N. Thesta St.,
7 Suite 103, Fresno, CA 93710. A copy of the Accusation, the related documents, and Declaration
8 of Service are attached as **Exhibit B**, in the separate accompanying Default Decision Evidence
9 Packet.

10 4. Service of the Accusation was effective as a matter of law under the provisions of
11 Government Code section 11505, subdivision (c).

12 5. On or about February 14, 2025, Respondent's counsel signed and returned a Notice of
13 Defense, requesting a hearing in this matter. Respondent's counsel noted Respondent's mailing
14 address was P.O. Box 8354, Fresno, CA 93747.

15 6. On November 6, 2025, a Notice of Hearing was served by mail at Respondent's
16 address of record, along with his address listed on the Notice of Defense, and it informed
17 Respondent that an administrative hearing in this matter was scheduled for November 17-21,
18 2025. A copy of Respondent's Notice of Defense, the Notice of Hearing, and Declarations of
19 Service are attached hereto as **Exhibit C**, in the separate accompanying Default Decision
20 Evidence Packet.

21 7. On November 17, 2025, Respondent appeared at hearing, which was continued to the
22 following day. On November 18, 2025, Respondent failed to appear at the continued hearing.

23 8. On November 18, 2025, Administrative Law Judge Coren D. Wong made findings
24 and declared that the Respondent was in default for failing to appear at the hearing. A copy of
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27 ¹ The Exhibits referred to herein, which are true and correct copies of the originals, are
28 contained in the separate accompanying "Default Decision Evidence Packet" and are identified as
"Exhibit" followed by the specific exhibit letter. The Default Decision Evidence Packet is hereby
incorporated by reference as if fully set forth herein.

1 Judge Wong's finding of default is attached hereto as **Exhibit D**, in the separate accompanying
2 Default Decision Evidence Packet.

3 9. Government Code section 11506 states, in pertinent part:

4 (c) The respondent shall be entitled to a hearing on the merits if the respondent
5 files a notice of defense, and the notice shall be deemed a specific denial of all parts
6 of the accusation not expressly admitted. Failure to file a notice of defense shall
7 constitute a waiver of respondent's right to a hearing, but the agency in its discretion
8 may nevertheless grant a hearing.

9 10. California Government Code section 11520 states, in pertinent part:

10 (a) If the respondent either fails to file a notice of defense or to appear at the
11 hearing, the agency may take action based upon the respondent's express admissions
12 or upon other evidence and affidavits may be used as evidence without any notice to
13 respondent.

14 11. Business and Professions Code section 125.3 states, in pertinent part:

15 (a) Except as otherwise provided by law, in any order issued in resolution of a
16 disciplinary proceeding before any board within the department or before the
17 osteopathic Medical Board, upon request of the entity bringing the proceeding, the
18 administrative law judge may direct a licensee found to have committed a violation or
19 violations of the licensing act to pay a sum not to exceed the reasonable costs of the
20 investigation and enforcement of the case.

21 12. On or about September 21, 2021, Patient A² had a follow-up office visit with
22 Respondent after he performed her neck surgery. Patient A told Respondent about her sciatic
23 nerve pain and Respondent stated that he could check it. While Patient A was supine on the
24 examination table Respondent pushed on the front groin area and moved his hand in small, half-
25 circular motions. Respondent continued with the same motion and moved down Patient A's
26 groin, inside her thigh, and towards her pubic hair. Respondent was asking questions and
27 repeatedly saying, "It's okay. You're okay. I'm just adjusting." Respondent's hand moved inside
28 Patient A's underwear and went on top of her vagina continuing with the same motion. The
Declaration of Patient A is attached as **Exhibit E** in the separate accompanying Default Decision
Evidence Packet. A certified copy of the related police reports is attached as **Exhibit F** in the
separate accompanying Default Decision Evidence Packet.

² The patient's name is redacted to protect her privacy.

1 13. Patient A suffered from incontinence and was wearing a maxi pad in her underwear.
2 She felt the pad stick to Respondent's hand and could feel him struggling to remove it. Once he
3 removed the pad, he inserted his fingers into her vagina. He was not wearing gloves. Patient A
4 immediately sat up, ending the examination. Patient A's maxi pad was knocked out of place and
5 hanging out of her underwear to the side after the examination. At the front desk, Patient A asked
6 the receptionist for a pen and paper and then wrote, "Dr. Perry just totally violated me," and then
7 handed the note to the receptionist. Declaration of Patient A, **Exhibit E**; Certified Police Reports,
8 **Exhibit F**.

9 14. On April 8, 2024, Fresno police officers obtained cell phone ping coordinates (the
10 latitude and longitude of Respondent's cell phone) and they responded to the location of 446
11 South 2nd St., Kerman, CA, with a search warrant when they obtained Respondent's DNA.
12 Officers wrote in their report,

13 . . . based on Victor Lynn Perry's pattern of life between the years of 2021 to 2024, it
14 is this investigator's belief that Dr. Victor Lynn Perry was being elusive and
15 deceptive with the Fresno Police Department as well as the California Department of
16 Consumer Affairs / Medical Board.

16 Certified Police Reports, **Exhibit F**.

17 15. On October 15, 2024, Parham Yashar, M.D., authored an expert report in this matter
18 opining that Respondent committed sexual misconduct. Declaration and CV of Parham Yashar,
19 M.D., and attached Report dated October 15, 2024, **Exhibit G**.

20 16. Pursuant to its authority under Government Code section 11520, the Board finds
21 Respondent is in default. The Board will take action without further hearing and, based on
22 Respondent's express admissions by way of default and the evidence before it, contained in
23 Exhibits A, B, C, D, E, F, G and H finds that the allegations in Accusation No. 800-2022-086412
24 are true.

25 **DETERMINATION OF ISSUES**

26 1. Based on the foregoing findings of fact, Respondent VICTOR LYNN PERRY, M.D.
27 has subjected his Physician's and Surgeon's Certificate No. G86263 to discipline.

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1 2. A copy of the Accusation and the related documents and Declaration of Service are
2 attached here as **Exhibit B**.

3 3. The Board has jurisdiction to adjudicate this case by default.

4 4. Pursuant to Business and Professions Code section 125.3, the Board is authorized to
5 order Respondent to pay the Board the reasonable costs of investigation and enforcement of the
6 case prayed for in the Accusation total \$65,926, based on the Certification of Costs attached as
7 **Exhibit H** in the Exhibit Package.

8 5. The Medical Board of California is authorized to revoke Respondent's Physician's
9 and Surgeon's Certificate based upon the following violations alleged in the Accusation:

- 10 a. Respondent engaged in unprofessional conduct and committed sexual
11 exploitation of a patient in violation of Business and Professions Code, section
12 729.
- 13 b. Respondent engaged in unprofessional conduct and committed sexual
14 misconduct with a patient in violation of Business and Professions Code,
15 section 726.
- 16 c. Respondent engaged in unprofessional conduct and gross negligence in
17 violation of Business and Professions Code, section 2234, subdivision (b).

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1 **ORDER**

2 IT IS SO ORDERED that Physician's and Surgeon's Certificate No. G86263, heretofore
3 issued to Respondent VICTOR LYNN PERRY, M.D., is revoked. Respondent VICTOR LYNN
4 PERRY, M.D. is ordered to pay the Board the costs of the investigation and enforcement of this
5 case in the amount of \$65,926.

6 **Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a**
7 **written motion requesting that the Decision be vacated and stating the grounds relied on**
8 **within seven (7) days after service of the Decision on Respondent.** The Board in its discretion
9 may vacate the Decision and grant a hearing on a showing of good cause, as defined in the
10 statute.

11 This Decision shall become effective on February 24, 2026

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13 It is so ORDERED February 12, 2026

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16 REJI VARHESE
17 EXECUTIVE DIRECTOR
18 FOR THE MEDICAL BOARD OF CALIFORNIA
19 DEPARTMENT OF CONSUMER AFFAIRS

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Exhibit B

Accusation No.800-2022-086412, Related Documents, and Declaration of Service

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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. 800-2022-086412

13 **Victor Lynn Perry, M.D.**
14 **6177 N. Thesta St., Suite 103**
15 **Fresno, CA 93710**

ACCUSATION

16 **Physician's and Surgeon's Certificate**
No. G 86263,

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 October 12, 2001, the Medical Board issued Physician's and Surgeon's
24 Certificate Number G 86263 to Victor Lynn Perry, M.D. (Respondent). The Physician's and
25 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
26 herein and will expire on June 30, 2025, unless renewed.

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

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

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

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

14 7. Section 2228.1 of the Code states:

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

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

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

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

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

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

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

9 (d) On and after July 1, 2019, the board shall provide the following
10 information, with respect to licensees on probation and licensees practicing under
probationary licenses, in plain view on the licensee's profile page on the board's
online license information internet website.

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

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

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

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

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

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

20 STATUTORY PROVISIONS

21 8. Section 726 of the Code states:

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

25 (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
26 licensee provides medical treatment, to his or her spouse or person in an equivalent
domestic relationship.

27 9. Section 729 of the Code states:

28 (a) Any physician and surgeon, psychotherapist, alcohol and drug abuse

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

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

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

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

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

27 (4) Two or more acts in violation of subdivision (a) with a single victim, when
28 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) "Psychotherapist" has the same meaning as defined in Section 728.

(2) "Alcohol and drug abuse counselor" means an individual who holds himself

1 or herself out to be an alcohol or drug abuse professional or paraprofessional.

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

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

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

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

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

19 10. Section 2234 of the Code states:

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

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

25 (b) Gross negligence.

26 (c) Repeated negligent acts. To be repeated, there must be two or more
27 negligent acts or omissions. An initial negligent act or omission followed by a
28 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.

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

(d) Incompetence.

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

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

(g) The failure by a certificate holder, in the absence of good cause, to attend and participate in an interview by the board no later than 30 calendar days after being notified by the board. This subdivision shall only apply to a certificate holder who is the subject of an investigation by the board.

(h) Any action of the licensee, or another person acting on behalf of the licensee, intended to cause their patient or their patient's authorized representative to rescind consent to release the patient's medical records to the board or the Department of Consumer Affairs, Health Quality Investigation Unit.

(i) Dissuading, intimidating, or tampering with a patient, witness, or any person in an attempt to prevent them from reporting or testifying about a licensee.

11. Section 2021 of the Code states:

(a) If the board publishes a directory pursuant to Section 112, it may require persons licensed pursuant to this chapter [Chapter 5, the Medical Practice Act] to furnish any information as it may deem necessary to enable it to compile the directory.

(b) Each licensee shall report to the board each and every change of address, including an email address, within 30 days after each change, giving both the old and new address. If an address reported to the board at the time of application for licensure or subsequently is a post office box, the applicant shall also provide the board with a street address. If another address is the licensee's address of record, he or she may request that the second address not be disclosed to the public.

(c) Each licensee shall report to the board each and every change of name within 30 days after each change, giving both the old and new names.

(d) Each applicant and licensee shall have an electronic mail address and shall report to the board that electronic mail address no later than July 1, 2022. The electronic mail address shall be considered confidential and not subject to public disclosure.

COST RECOVERY

12. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licensee to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

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1 FACTUAL ALLEGATIONS

2 13. On or about September 21, 2021, Patient A¹ had a follow-up office visit with
3 Respondent after he performed her neck surgery. Respondent examined her neck and asked if
4 anything else was bothering her. Patient A told Respondent about her sciatic nerve pain and
5 Respondent stated that he could check it. Respondent had Patient A perform some basic
6 movements (e.g., picking up and putting down legs, moving arms back and forth).

7 14. Respondent asked Patient A to lay down on the table and she complied. Respondent
8 pushed on the front groin area from side-to-side and in a small rubbing motion. Each time he
9 pressed he moved his hand in a small, half-circular motion. Respondent continued with the same
10 motion and moved down Patient A's groin, inside her thigh, and towards her pubic hair. Patient
11 A had her eyes closed. Respondent was asking questions and repeatedly saying, "It's okay.
12 You're okay. I'm just adjusting." Respondent's hand moved inside Patient A's underwear and
13 went on top of her vagina continuing with the same motion.

14 15. Patient A suffered from incontinence and was wearing a maxi pad in her underwear.
15 She felt the pad stick to Respondent's hand and could feel him struggling to remove it. Once he
16 removed the pad, he inserted his fingers into her vagina. He was not wearing gloves.

17 16. Patient A immediately opened her eyes and sat up, ending the examination.
18 Respondent asked Patient A if she was okay and she replied, "Maybe I should see a chiropractor
19 if I need adjusting." Patient A's pad was knocked out of place and hanging out of her underwear
20 to the side after the examination.

21 17. Patient A walked out of the examination room and Respondent followed her to the
22 front desk. Patient A told Respondent that her friend was waiting for her because she did not
23 want Respondent to know that she was alone. Respondent stood watching until Patient A said
24 that she wanted to schedule another appointment, then he walked away.

25 18. Patient A asked the receptionist for a pen and paper and then wrote, "Dr. Perry just
26 assaulted me," and then handed the note to the receptionist. The receptionist stated that she
27 would report it to the office manager, who was currently out of the office.

28 ¹ The patient's name is redacted to protect her privacy.

1 19. Respondent later called Patient A that same day apologizing for making her
2 uncomfortable and stated that he was just doing his job. Patient A replied, "you sexually
3 assaulted me," and Respondent did not argue or deny the allegation.

4 20. Patient A's maxi pad was tested for DNA (deoxyribonucleic), which was positive for
5 the male, Y chromosome; however, it was inconclusive as to Respondent for lack of an adequate
6 sample within the Y chromosome located on the maxi pad.

7 21. On July 6, 2023, Respondent updated his address of record to 6177 N. Thesta Ave.,
8 Suite 103, Fresno, CA 93710. On August 15, 2023, Board investigators received returned
9 certified and regular mail that requested medical records, which stated, "Return to Sender. No
10 mail receptable." On September 21, 2023, Respondent told Board investigators that the Thesta
11 address was the best place to send mail and that he was working on getting a mail receptacle. On
12 March 15, 2024, Fresno police officers discovered that Respondent's address of record on Thesta
13 was vacant. On May 2, 2024, Board investigators were informed by Fresno Police that
14 Respondent's address was 21030 Redwood Rd., Castro Valley, CA 94546. Board investigators
15 called the Redwood address medical office and staff informed investigators that Respondent no
16 longer worked there but they would try to get a forwarding address for investigators. On May 23,
17 2024, staff called to inform investigators that Respondent was staying in a hotel and could not
18 provide a forwarding address. On July 1, 2024, investigators sent an interview request letter via
19 certified and regular mail to Respondent's address of record on Thesta, which was returned
20 stating "Return to sender. Not deliverable as addressed. Unable to Forward." On August 29,
21 2024, Board investigators determined that Respondent's address of record with the Board on
22 Thesta was vacant. On September 6, 2024, at a hotel located on McKinley Ave. in Fresno, CA,
23 police served Respondent with a subpoena to appear for an interview. On September 26, 2024,
24 Respondent spoke to Board investigators, and he was unable to provide an address of record. On
25 October 2, 2024, Board investigators emailed Respondent requesting a new address of record. On
26 October 21, 2024, Board investigators sent a notice to appear for an interview to Respondent's
27 address of record on Thesta; it was returned on October 28, 2024, as "Return to Sender.
28 Attempted - Not Known. Unable to Forward." When Board investigators finalized and signed

1 their investigation report on November 13, 2024, Respondent had still not updated his address of
2 record.

3 22. On April 8, 2024, Fresno police officers obtained cell phone ping coordinates (the
4 latitude and longitude of Respondent's cell phone) and they responded to the location of 446
5 South 2nd St., Kerman, CA, with a search warrant and obtained Respondent's DNA. Officers
6 wrote in their report,

7 ... based on Victor Lynn Perry's pattern of life between the years of 2021 to 2024, it
8 is this investigator's belief that Dr. Victor Lynn Perry was being elusive and
9 deceptive with the Fresno Police Department as well as the California Department of
Consumer Affairs / Medical Board.

10 **FIRST CAUSE FOR DISCIPLINE**

11 **(Sexual Exploitation of a Patient)**

12 23. Respondent Victor Lynn Perry, M.D. is subject to disciplinary action under section
13 729 of the Code, in that Respondent committed sexual contact with a patient. The circumstances
14 are set forth in paragraphs 13 through 22 above, which are incorporated here by reference.

15 **SECOND CAUSE FOR DISCIPLINE**

16 **(Sexual Misconduct with a Patient)**

17 24. Respondent Victor Lynn Perry, M.D. is subject to disciplinary action under section
18 726 of the Code, in that Respondent committed an act or acts of sexual misconduct with a patient.
19 The circumstances are set forth in paragraphs 13 through 22 above, which are incorporated here
20 by reference.

21 **THIRD CAUSE FOR DISCIPLINE**

22 **(Gross Negligence)**

23 25. Respondent Victor Lynn Perry, M.D. is subject to disciplinary action under section
24 2234, subdivision (b), of the Code, in that Respondent engaged in an act or acts exhibiting gross
25 negligence. The circumstances are set forth in paragraphs 13 through 22 above, which are
26 incorporated here by reference.

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1 **FOURTH CAUSE FOR DISCIPLINE**

2 **(Failure to Update Address)**

3 26. Respondent Victor Lynn Perry, M.D. is subject to disciplinary action under section
4 2021 of the Code, in that he failed to report to the Board his change of address within 30 days
5 after each change. The circumstances are set forth in paragraphs 21 through 22 above, which are
6 incorporated here by reference.

7 **PRAYER**

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

- 10 1. Revoking or suspending Physician's and Surgeon's Certificate Number G 86263,
11 issued to Respondent Victor Lynn Perry, M.D.;
- 12 2. Revoking, suspending or denying approval of Respondent Victor Lynn Perry, M.D.'s
13 authority to supervise physician assistants and advanced practice nurses;
- 14 3. Ordering Respondent Victor Lynn Perry, M.D., to pay the Board the costs of the
15 investigation and enforcement of this case, and if placed on probation, the costs of probation
16 monitoring;
- 17 4. Ordering Respondent Victor Lynn Perry, M.D., if placed on probation, to provide
18 patient notification in accordance with Business and Professions Code section 2228.1; and
- 19 5. Taking such other and further action as deemed necessary and proper.

20
21 DATED: **FEB 03 2025**


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

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