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

In the Matter of the Accusation Against: Sammy James Hassan, M.D. Physician's & Surgeon's Certificate No. G 79071 Respondent.	Case No. 800-2020-063574

DECISION

The attached Stipulated Settlement and Disciplinary Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on April 30, 2021.

IT IS SO ORDERED: April 2, 2021.

MEDICAL BOARD OF CALIFORNIA

Ronald H. Lewis, M.D., Chair
Panel A

XAVIER BECERRA
Attorney General of California
JANE ZACK SIMON
Supervising Deputy Attorney General
ANA GONZALEZ
Deputy Attorney General
State Bar No. 190263
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Telephone: (415) 510-3608
Facsimile: (415) 703-5480
E-mail: Ana.Gonzalez@doj.ca.gov
Attorneys for Complainant

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

In the Matter of the Accusation Against:	Case No. 800-2020-063574
SAMMY JAMES HASSAN, M.D. **2337 NW Kearney Street** **Portland, OR 97210**	OAH No. 2020100275
Physician's and Surgeon's Certificate No. G 79071	**STIPULATED SETTLEMENT AND DISCIPLINARY ORDER**
Respondent.	

In the interest of a prompt and speedy settlement of this matter, consistent with the public interest and the responsibility of the Medical Board of California of the Department of Consumer Affairs, the parties hereby agree to the following Stipulated Settlement and Disciplinary Order which will be submitted to the Board for approval and adoption as the final disposition of the Accusation.

PARTIES

1. William Prasifka (Complainant) is the Executive Director of the Medical Board of California (Board). He brought this action solely in his official capacity and is represented in this

matter by Xavier Becerra, Attorney General of the State of California, by Ana Gonzalez, Deputy Attorney General.

2. Respondent Sammy James Hassan, M.D. (Respondent) is represented in this proceeding by attorney Sharon Barclay Kime Esq., whose address is: Pacific West Law Group LLP, 100 Shoreline Hwy, Bldg B Ste 1008 Mill Valley, CA 94941-3680

3. On June 8, 1994, the Board issued Physician's and Surgeon's Certificate No. G 79071 to Sammy James Hassan, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2020-063574, and will expire on January 31, 2022, unless renewed.

JURISDICTION

4. Accusation No. 800-2020-063574 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 August 5, 2020. Respondent timely filed his Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 800-2020-063574 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 800-2020-063574. Respondent has also carefully read, fully discussed with his counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. 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.

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

CULPABILITY

9. Respondent understands and agrees that the charges and allegations in Accusation No. 800-2020-063574, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

10. Respondent does not contest that, at an administrative hearing, complainant could establish a *prima facie* case with respect to the charges and allegations in Accusation No. 800-2020-063574, a true and correct copy of which is attached hereto as Exhibit A, and that he has thereby subjected his Physician's and Surgeon's Certificate, No. G 79071 to disciplinary action.

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

CONTINGENCY

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

13. Respondent agrees that if he ever petitions for early termination or modification of probation, or if an accusation and/or petition to revoke probation is filed against him before the Board, all of the charges and allegations contained in Accusation No. 800-2020-063574 shall be

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

14. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

15. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or opportunity to be heard by the Respondent, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 79071 issued to Respondent Sammy James Hassan, M.D. is revoked. However, the revocation is stayed and Respondent is placed on probation for thirty-five (35) months on the following terms and conditions:

1. CONTROLLED SUBSTANCES - PARTIAL RESTRICTION. Respondent shall not order, prescribe, dispense, administer, furnish, or possess any controlled substances as defined by the California Uniform Controlled Substances Act, to any family members or friends, or to any persons who are not bona fide patients of Respondent.

2. PRESCRIBING PRACTICES COURSE. Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in prescribing practices approved in advance by the Board or its designee. Respondent shall provide the approved course provider with any information and documents that the approved course provider may deem pertinent. Respondent shall participate in and successfully complete the classroom component of the course not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully complete any other component of the course within one (1) year of enrollment. The prescribing practices course shall be at Respondent's expense and shall be in addition to the Continuing Medical Education (CME) requirements for renewal of licensure.

A prescribing practices course taken after the acts that gave rise to the charges in the Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board

or its designee, be accepted towards the fulfillment of this condition if the course would have been approved by the Board or its designee had the course been taken after the effective date of this Decision.

Respondent shall submit a certification of successful completion to the Board or its designee not later than 15 calendar days after successfully completing the course, or not later than 15 calendar days after the effective date of the Decision, whichever is later.

3. MEDICAL RECORD KEEPING COURSE. Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in medical record keeping approved in advance by the Board or its designee. Respondent shall provide the approved course provider with any information and documents that the approved course provider may deem pertinent. Respondent shall participate in and successfully complete the classroom component of the course not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully complete any other component of the course within one (1) year of enrollment. The medical record keeping course shall be at Respondent's expense and shall be in addition to the Continuing Medical Education (CME) requirements for renewal of licensure.

A medical record keeping course taken after the acts that gave rise to the charges in the Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board or its designee, be accepted towards the fulfillment of this condition if the course would have been approved by the Board or its designee had the course been taken after the effective date of this Decision.

Respondent shall submit a certification of successful completion to the Board or its designee not later than 15 calendar days after successfully completing the course, or not later than 15 calendar days after the effective date of the Decision, whichever is later.

4. PROFESSIONALISM PROGRAM (ETHICS COURSE). Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a professionalism program, that meets the requirements of Title 16, California Code of Regulations (CCR) section 1358.1. Respondent shall participate in and successfully complete that program. Respondent shall provide any information and documents that the program may deem pertinent. Respondent shall

successfully complete the classroom component of the program not later than six (6) months after Respondent's initial enrollment, and the longitudinal component of the program not later than the time specified by the program, but no later than one (1) year after attending the classroom component. The professionalism program shall be at Respondent's expense and shall be in addition to the Continuing Medical Education (CME) requirements for renewal of licensure.

A professionalism program taken after the acts that gave rise to the charges in the Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board or its designee, be accepted towards the fulfillment of this condition if the program would have been approved by the Board or its designee had the program been taken after the effective date of this Decision.

Respondent shall submit a certification of successful completion to the Board or its designee not later than 15 calendar days after successfully completing the program or not later than 15 calendar days after the effective date of the Decision, whichever is later.

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

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

6. SUPERVISION OF PHYSICIAN ASSISTANTS AND ADVANCED PRACTICE NURSES. During probation, Respondent is prohibited from supervising physician assistants and advanced practice nurses.

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

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

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

9. GENERAL PROBATION REQUIREMENTS.

Compliance with Probation Unit

Respondent shall comply with the Board's probation unit.

Address Changes

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

Place of Practice

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

License Renewal

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

Travel or Residence Outside California

Respondent shall immediately inform the Board or its designee, in writing, of travel to any areas outside the jurisdiction of California which lasts, or is contemplated to last, more than thirty (30) calendar days.

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

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

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

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

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

Periods of non-practice will not apply to the reduction of the probationary term.

Periods of non-practice for a Respondent residing outside of California will relieve Respondent of the responsibility to comply with the probationary terms and conditions with the exception of this condition and the following terms and conditions of probation: Obey All Laws; General Probation Requirements; Quarterly Declarations; Abstain from the Use of Alcohol and/or

Controlled Substances; and Biological Fluid Testing.

12. COMPLETION OF PROBATION. Respondent shall comply with all financial obligations (e.g., restitution, probation costs) not later than 120 calendar days prior to the completion of probation. Upon successful completion of probation, Respondent's certificate shall be fully restored.

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

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

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

16. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply for

a new license or certification, or petition for reinstatement of a license, by any other health care licensing action agency in the State of California, all of the charges and allegations contained in Accusation No. 800-2020-063574 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict license.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Sharon Barclay Kime Esq.. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: March 5, 2021

SAMMY JAMES HASSAN, M.D.
Respondent

I have read and fully discussed with Respondent Sammy James Hassan, M.D. the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 3.8.21

SHARON BARCLAY KIME ESQ.
Attorney for Respondent

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ENDORSEMENT

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

DATED: 3/9/2021

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
JANE ZACK SIMON
Supervising Deputy Attorney General

Ana Gonzalez

ANA GONZALEZ
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2020-063574

XAVIER BECERRA
Attorney General of California
JANE ZACK SIMON
Supervising Deputy Attorney General
ANA GONZALEZ
Deputy Attorney General
State Bar No. 190263
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San Francisco, CA 94102-7004
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E-mail: Ana.Gonzalez@doj.ca.gov
Attorneys for Complainant

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

In the Matter of the Accusation Against: **Sammy James Hassan, M.D.** 2337 NW Kearney Street Portland, OR 97210 Physician's and Surgeon's Certificate No. G 79071, Respondent.	Case No. 800-2020-063574 **ACCUSATION**

PARTIES

1. William Prasifka (Complainant) brings this Accusation solely in his official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs (Board).

2. On June 8, 1994, the Medical Board issued Physician's and Surgeon's Certificate Number G 79071 to Sammy James Hassan, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on January 31, 2022, unless renewed.

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JURISDICTION

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.

3. Section 2227 of the Code provides in part that the Board may revoke, suspend for a period not to exceed one year, or place on probation, the license of any licensee who has been found guilty under the Medical Practice Act, and may recover the costs of probation monitoring.

4. Section 2305 of the Code provides, in part, that the revocation, suspension, or other discipline, restriction or limitation imposed by another state upon a license to practice medicine issued by that state, or the revocation, suspension, or restriction of the authority to practice medicine by any agency of the federal government, that would have been grounds for discipline in California under the Medical Practice Act, constitutes grounds for discipline for unprofessional conduct.

5. Section 141 of the Code states:

> (a) For any licensee holding a license issued by a board under the jurisdiction of the department, a disciplinary action taken by another state, by any agency of the federal government, or by another country for any act substantially related to the practice regulated by the California license, may be a ground for disciplinary action by the respective state licensing board. A certified copy of the record of the disciplinary action taken against the licensee by another state, an agency of the federal government, or another country shall be conclusive evidence of the events related therein.
>
> (b) Nothing in this section shall preclude a board from applying a specific statutory provision in the licensing act administered by that board that provides for discipline based upon a disciplinary action taken against the licensee by another state, an agency of the federal government, or another country.

FIRST CAUSE FOR DISCIPLINE

(Discipline, Restriction, or Limitation Imposed by Another State)

6. On January 9, 2020, the Oregon Medical Board entered a Stipulated Order with Respondent that included a public reprimand, civil penalty, a minimum probation period of five years and other terms of probation. Respondent's Oregon Medical Board sanction was based on unprofessional conduct. Respondent breached standards of care by prescribing medications to five different individuals (family and friends) without doing chart reviews, examining the

patients, or properly charting the prescriptions. A copy of the Stipulated Order issued by the Oregon Medical Board is attached as Exhibit A.

5. Respondent's conduct and the action of the Oregon Medical Board as set forth in paragraph 4, above, constitute cause for discipline pursuant to sections 2305 and/or 141 of the Code.

PRAYER

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

1. Revoking or suspending Physician's and Surgeon's Certificate Number G 79071, issued to Sammy James Hassan, M.D.;

2. Revoking, suspending or denying approval of Sammy James Hassan, M.D.'s authority to supervise physician assistants and advanced practice nurses;

3. Ordering Sammy James Hassan, M.D., if placed on probation, to pay the Board the costs of probation monitoring; and

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

DATED: AUG 05 2020

WILLIAM PRASIFKA
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

SF2020400524
Final Proposed Accusation_ Hassan.docx

EXHIBIT A
Oregon Medical Board Stipulated Order

Oregon
Kate Brown, Governor

Medical Board
1500 SW 1st Avenue, Suite 620
Portland, OR 97201
(971) 673-2700
FAX (971) 673-2670
www.oregon.gov/omb

Certification of True Copy

I certify that the enclosed documents are true and correct copies of the originals on file with the Oregon Medical Board.

Signature

1-23-2020
Date

Joshua Paul
Public Information Specialist

MEDICAL BOARD
ORGANIZED
MAY 28, 1889
STATE OF OREGON

Oregon

Kate Brown, Governor

Medical Board
1500 SW 1st Avenue, Ste 620
Portland, OR 97201-5847
(971) 673-2700
FAX (971) 673-2670
www.oregon.gov/OMB

January 23, 2020

Medical Board of California
Attn: Sharee Woods
2005 Evergreen St. Ste. 1200
Sacramento, CA 95815

Fax

REPORT NAME:	**LICENSE VERIFICATION**
REPORT SUBJECT:	**Sammy Hassan, MD**
LICENSE #:	**MD20117**

The Oregon Medical Board is responding to your inquiry regarding verification of licensure for the above-referenced Licensee. Enclosed is a License Verification Report for this Licensee.

There are public Board orders on file for this Licensee. Copies of the following Board Orders are also enclosed:

- Stipulated Order; Dated 01/09/2020
- Complaint and Notice; Dated 09/12/2019

If you have any questions regarding this License Verification Report, please contact the Board at (971) 673-2700, or toll free in Oregon at (877) 254-6263.

Sincerely,

Josh Paul
Public Information Specialist

Enclosures

BEFORE THE

OREGON MEDICAL BOARD

STATE OF OREGON

In the Matter of SAMMY HASSAN, MD LICENSE NO. MD20117	)))))	STIPULATED ORDER

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the State of Oregon. Sammy Hassan, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On September 12, 2019, the Board issued a Complaint and Notice of Proposed Disciplinary Action in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), that may include the revocation of license, a $10,000 civil penalty per violation, and assessment of costs, against Licensee for violations of the Medical Practice Act, to wit: ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) any conduct or practice contrary to recognized standards of ethics of the medical profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; ORS 677.190(13) repeated acts of negligence; ORS 677.190(17) willful violation of any rule adopted by the board, specifically OAR 847-015-0010(2)(a) thorough review of prior treatment records before initiating treatment utilizing a Schedule III or IV controlled substance for purposes of weight reduction OAR 847-015-0010(2)(b) obtain a thorough history, perform a thorough physical examination of the patient, and rule out the existence of any recognized contraindications to the use of the controlled substance to be utilized before initiating treatment utilizing a Schedule III or IV controlled substance; and ORS 677.190(24) prescribing controlled substances without

following accepted procedures for examination of patients, or prescribing controlled substances without following accepted procedures for record keeping.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged in the conduct described in the September 12, 2019, Complaint and Notice of Proposed Disciplinary Action and that this conduct violated ORS 677.190(1)(a), as defined in ORS 677.188(4)(a); and ORS 677.190(13); ORS 677.190(17), specifically OAR 847-015-0010(2)(a), and OAR 847-015-0010(2)(b); and ORS 677.190(24). Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank and the Federation of State Medical Boards.

4.

Licensee and the Board agree that the Board will close this investigation and resolve this matter by entry of this Stipulated Order, subject to the following conditions:

4.1 Licensee is reprimanded.

4.2 Licensee must pay a civil penalty of $5,000. The first $2,500 is due within 90 days from the effective date of this Order. The remaining $2,500 is held in abeyance as long as Licensee submits $2,500 in full within 90 days of the effective date of this Order. If Licensee fails to submit the $2,500 within 90 days, the final $2,500 is due within 60 additional days.

4.3 Licensee is placed on probation for a minimum period of five years and shall report in person to the Board at each of its quarterly meetings at the scheduled times for a probation interview, unless otherwise directed by the Board's Compliance Officer or its Investigative Committee. Additionally, at the Board's discretion, interviews may be held electronically between Licensee and the Board's Compliance Officer (or its designee) using

1 Board established protocols for the location and electronic transmission of the meeting. Licensee
2 is responsible for maintenance of the equipment and technology necessary for the electronic
3 meetings to occur. Licensee will be notified if and when such meetings are scheduled in lieu of
4 an in-person appearance. This term will be held in abeyance as long as Licensee's Oregon
5 medical license is at a non-practicing status.
6 4.4 Licensee must not prescribe any medications for any family member, friends, or
7 himself.
8 4.5 Licensee must complete a course in professional boundaries that has been pre-
9 approved by the Board's Medical Director.
10 4.6 Licensee must inform the Compliance Section of the Board of any and all practice
11 sites in Oregon, as well as any changes in practice address(es), employment, or practice status
12 within 10 business days. Additionally, Licensee must notify the Compliance Section of any
13 changes in contact information within 10 business days.
14 4.7 Licensee must obey all federal and Oregon state laws and regulations pertaining
15 to the practice of medicine.
16 4.8 Licensee stipulates and agrees that any violation of the terms of this Order shall
17 be grounds for further disciplinary action under ORS 677.190(17).
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5.

This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 31 day of December 2019

[redacted]

SAMMY HASSAN, MD

IT IS SO ORDERED this 9th day of January 2020.

OREGON MEDICAL BOARD
State of Oregon

[redacted]

K. DEAN GUBLER, DO
Board Chair

BEFORE THE

OREGON MEDICAL BOARD

STATE OF OREGON

In the Matter of:	)	
	)	
SAMMY HASSAN, MD LICENSE NO. MD20117	)	COMPLAINT & NOTICE OF PROPOSED DISCIPLINARY ACTION
	)	

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the State of Oregon. Sammy Hassan, MD (Licensee) is a licensed physician in the State of Oregon.

2.

The Board proposes to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a $10,000 civil penalty per violation, and assessment of costs, against Licensee for violations of the Medical Practice Act, to wit: ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) any conduct or practice contrary to recognized standards of ethics of the medical profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; ORS 677.190(13) repeated acts of negligence; ORS 677.190(17) willful violation of any rule adopted by the board, specifically OAR 847-015-0010(2)(a) thorough review of prior treatment records before initiating treatment utilizing a Schedule III or IV controlled substance for purposes of weight reduction, and OAR 847-015-0010(2)(b) obtain a thorough history, perform a thorough physical examination of the patient, and rule out the existence of any recognized contraindications to the use of the controlled substance to be utilized before initiating treatment utilizing a Schedule III or IV controlled substance; and ORS 677.190(24) prescribing controlled substances without following accepted procedures for examination of patients, or prescribing controlled substances without following accepted procedures for record keeping.

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3.

Licensee is a Board-certified anesthesiologist and practices medicine in Portland, Oregon. Licensee has engaged in a pattern of providing close family members with medical care without an appreciation of the ethical challenges this involves, to include the loss of objectivity, the challenge associated with obtaining informed consent from a family member, the importance of maintaining a contemporaneous medical chart (as would be done for any patient of the Licensee), and the need to coordinate care with licensed health care providers currently treating the patients. This conduct is in violation of recognized standards of ethics for the medical profession and did or might constitute a danger to the health and safety of the patient, and also breaches the standard of care.

The American Medical Association has published a Code of Medical Ethics. Chapter 1 of this Code addresses patient-physician relationships, and Opinion 1.2.1 Treating Self or Family, states in part:

> Treating oneself or a member of one's own family poses several challenges for physicians, including concerns about professional objectivity, patient autonomy, and informed consent.
>
> When the patient is an immediate family member, the physician's personal feelings may unduly influence his or her professional medical judgment. Or the physician may fail to probe sensitive areas when taking the medical history or to perform intimate parts of the physical examination. Physicians may feel obligated to provide care for family members despite feeling uncomfortable doing so. They may also be inclined to treat problems that are beyond their expertise or training. Similarly, patients may feel uncomfortable receiving care from a family member. A patient may be reluctant to disclose sensitive information or undergo an intimate examination when the physician is an immediate family member. This discomfort may particularly be the case when the patient is a minor child, who may not feel free to refuse care from a parent.
>
> In general, physicians should not treat themselves or members of their own families.

Licensee's specific acts and conduct alleged to violate the Medical Practice Act follow:

3.1 On August 17, 2015, Licensee created a chart for Patient A, a family member with a complex health history, to include a body mass index (BMI) at that time of 38.8. Beginning on March 5, 2018, Licensee prescribed phentermine/topiramate (Qsymia, Schedule IV) 7.5/46 mg, #30 to treat Patient A for weight loss. Qsymia is a medication with side effects that can include

1 mood changes and insomnia. Patient A experienced a 40-pound weight loss over the course of the
2 next two months. Licensee subsequently discontinued prescribing Qsymia, but restarted it on
3 September 26, 2018, after Patient A regained 12 pounds. Licensee failed to record any
4 examination other than for a "clinical" encounter on April 14, 2018. Licensee failed to coordinate
5 care with Patient A's treating physician, despite the potential of an adverse interaction between
6 Qsymia and a medication prescribed by the treating physician. Licensee failed to address the risk
7 of drug interactions in his chart notes. Licensee's conduct breached the standard of care, posed a
8 risk to Patient A, and was in conflict with the AMA Code of Ethics. Licensee's conduct is in
9 violation of ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS
10 677.188(4)(a) any conduct or practice contrary to recognized standards of ethics of the medical
11 profession or any conduct or practice which does or might constitute a danger to the health or
12 safety of a patient or the public; ORS 677.190(13) repeated acts of negligence; ORS 677.190(17)
13 willful violation of any rule adopted by the board, specifically OAR 847-015-0010(2)(a) thorough
14 review of prior treatment records before initiating treatment utilizing a Schedule III or IV
15 controlled substance for purposes of weight reduction, and OAR 847-015-0010(2)(b) obtain a
16 thorough history, perform a thorough physical examination of the patient, and rule out the
17 existence of any recognized contraindications to the use of the controlled substance to be utilized
18 before initiating treatment utilizing a Schedule III or IV controlled substance; and ORS
19 677.190(24) prescribing controlled substances without following accepted procedures for
20 examination of patients, or prescribing controlled substances without following accepted
21 procedures for record keeping.
22 3.2 Licensee called in prescription orders on September 26, 2018, for Patient B, an
23 adult family member, for esomeprazole (Nexium) 40 mg, and sertraline (Zoloft) 100 mg. Licensee
24 did not examine the patient prior to ordering the prescriptions and failed to maintain a patient chart
25 for Patient B. Licensee's conduct breached the standard of care, posed a risk to Patient B, and was
26 in conflict with the AMA Code of Ethics. Licensee's conduct is in violation of ORS 677.190(1)(a)
27 unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) any conduct or practice
28 contrary to recognized standards of ethics of the medical profession or any conduct or practice

which does or might constitute a danger to the health or safety of a patient or the public; and ORS 677.190(13) repeated acts of negligence.

3.3 Licensee prescribed an antibiotic for Patient C, another family member, for an acute condition in 2017, as well as calling in a prescription (a refill) for Armour Thyroid on Patient C's behalf, without conducting a focused examination, testing their thyroid level, or creating a patient chart. Licensee's conduct breached the standard of care, posed a risk to Patient C, and was in conflict with the AMA Code of Ethics. Licensee's conduct is in violation of ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) any conduct or practice contrary to recognized standards of ethics of the medical profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; and ORS 677.190(13) repeated acts of negligence.

3.4 When asked by a Board investigator about other family or friends he had prescribed for, Licensee identified two friends for whom he had written prescriptions. In 2017 and 2018, Licensee prescribed refills for atorvastatin, amoxicillin, and sertraline for Patient D, who did not have time to see his primary care physician for the refills. Licensee did not conduct any exams or chart these prescriptions. Licensee also prescribed antibiotics for Patient E but could not provide dates as no exam was conducted and the prescription was not charted. Licensee's failure to conduct physical exams or chart these prescriptions breached the standard of care, posed a risk to Patient D and Patient E and is in violation of ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) any conduct or practice contrary to recognized standards of ethics of the medical profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; and ORS 677.190(13) repeated acts of negligence.

4.

Licensee is entitled to a hearing as provided by the Administrative Procedures Act (chapter 183), Oregon Revised Statutes. Licensee may be represented by counsel at the hearing. If Licensee desires a hearing, the Board must receive Licensee's written request for hearing within

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twenty-one (21) days of the mailing of this Notice to Licensee. Upon receipt of a request for a hearing, the Board will notify Licensee of the time and place of the hearing.

5.

5.1 If Licensee requests a hearing, Licensee will be given information on the procedures, right of representation, and other rights of parties relating to the conduct of the hearing as required under ORS 183.413(2) before commencement of the hearing.

5.2 In the event of a hearing, the Board proposes to assess against Licensee the Board's costs of this disciplinary process and action, including but not limited to all legal costs from the Oregon Department of Justice, all hearing costs from the Office of Administrative hearings, all costs associated with any expert or witness, all costs related to security and transcriptionist services for the hearing and administrative costs specific to this proceeding in an amount not to exceed $20,000, pursuant to ORS 677.205(2)(f).

6.

NOTICE TO ACTIVE DUTY SERVICEMEMBERS: Active Duty Servicemembers have a right to stay these proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571 or the nearest United States Armed Forces Legal Assistance Office through http://legalassistance.law.af.mil. The Oregon Military Department does not have a toll-free telephone number.

7.

Failure by Licensee to timely request a hearing or failure to appear at any hearing scheduled by the Board will constitute waiver of the right to a contested case hearing and will result in a default order by the Board, including the revocation of his medical license and assessment of such penalty and costs as the Board deems appropriate under ORS 677.205. If a default order is issued, the record of proceeding to date, including Licensee's file with the Board

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and any information on the subject of the contested case automatically becomes a part of the contested case record for the purpose of proving a prima facie case per ORS 183.417(4).

DATED this 12 day of September, 2019.

OREGON MEDICAL BOARD
State of Oregon

[redacted]

NICOLE KRISHNASWAMI, JD
EXECUTIVE DIRECTOR

License Verification Details

Subject to **Terms and Conditions**. This site is a primary source for verification of license credentials consistent with Joint Commission and NCQA standards.

Oregon Medical Board
1500 SW 1st Ave
Suite 620
Portland, OR 97201
Phone: (971) 673-2700

Information current as of 01/23/2020 03:06:18 PM

Hassan, Sammy, MD

MD License: MD20117

Originally Issued: 10/18/1996 **Basis:** Combination

Current Status: Lapsed **Expedited Endorsement:** No

Status Effective: 1/1/2020 **Dispensing:** Yes

Other Licenses

License Number	Effective Date	Expiration Date	License Type
LL06963	07/26/1996	10/14/1996	MD Special License

Licensee Information

Gender: Male

Specialty : Anesthesiology

Specialty is self-reported by the licensee. It does not necessarily indicate specialty board certification.

Supervising Physician Status : Not Approved

Languages : English

Mailing Location

Street	City, State Zip	County	Phone
2221 sw 1st ave #2125	Portland, OR 97201	Multnomah	N/A

Education

School Name	Location	Degree Date	Degree Earned
Univ of Washington MEDEX NW	Seattle, WA United States	06/12/1992	MD

Post-Graduate Training	School Name	Location	From	To	Specialty
Internship	Oakwood Hsp	Dearborn, MI United States	07/1992	06/1993	
Residency	Stanford Univ Hsp	Stanford, CA United States	07/1993	06/1995	Anesthesiology
Residency	Cleveland Clin Fndatn	Cleveland, OH United States	07/1995	12/1995	Anesthesiology
Residency	Stanford Univ Hsp	Stanford, CA United States	01/1996	07/1996	Anesthesiology

The licensee may have completed additional education or training programs. Only those that have been verified with the primary source are shown.

Board Orders

Please note that Corrective Action Orders, Corrective Action Agreements, and Consent Agreements are public records, however they are not disciplinary and are removed from this website upon completion. Copies of any *public Orders or Agreements are available through a license verification request*

Effective Date	End Date	Order Type
01/09/2020	Open	Stipulated Order
	On January 9, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; repeated acts of negligence; willful violation of any rule adopted by the Board; and prescribing controlled substances without following accepted procedures for examination of patients or for record keeping. This Order reprimands Licensee; assesses a $5,000 civil penalty; places Licensee on probation for 5 years; restricts Licensee from prescribing for family, friends, or himself; and requires Licensee to complete a pre-approved course on professional boundaries.	
09/12/2019	01/09/2020	Complaint and Notice
	On September 12, 2019, the Board issued a Complaint and Notice of Proposed Disciplinary Action alleging violations of the Medical Practice Act (state law) regarding unprofessional or dishonorable conduct; repeated acts of negligence; willful violation of any rule adopted by the board; and prescribing controlled substances without following accepted procedures for examination of patients, or prescribing controlled substances without following accepted procedures for record keeping.	

Malpractice

Malpractice claim information is compiled by the Oregon Medical Board from claim reports it receives from primary insurers; public bodies required to defend, save harmless and indemnify an officer, employee or agent of the public; a self-insured entity; or a health maintenance organization. Claim reporting and disclosure requirements are governed by ORS 742.400.

The settlement of a medical malpractice claim may occur for a variety of reasons that do not necessarily reflect negatively on the professional competence or conduct of the provider. Therefore, there may be no disciplinary action appearing for a licensee, even though there is a closed malpractice claim on file. A payment in the settlement of a medical malpractice action does not create a presumption that medical malpractice occurred. This database represents information from reporters to date. Please note: Not all reporters may have submitted claim information to the Board.

For malpractice claim information, click here.