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

In the Matter of the Accusation Against: Baidyanath Prasad, M.D. Physician's and Surgeon's Certificate No. A 25552 Respondent	Case No. 800-2017-034745

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 May 28, 2021.

IT IS SO ORDERED May 24, 2021.

MEDICAL BOARD OF CALIFORNIA

William Prasifka
Executive Director

ROB BONTA
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General
CHRIS LEONG
Deputy Attorney General
State Bar No. 141079
California Department of Justice
300 South Spring Street, Suite 1702
Los Angeles, California 90013
Telephone: (213) 269-6460
Facsimile: (916) 731-2117
E-mail: chris.leong@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: BAIDYANATH PRASAD, M.D. 1508 Grandview Street Upland, California 91784 Physician's and Surgeon's Certificate A 25552, Respondent.	Case No. 800-2017-034745 OAH No. 2021010006 **STIPULATED SURRENDER OF LICENSE AND ORDER**

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

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 Rob Bonta, Attorney General of California, by Chris Leong, Deputy Attorney General.

2. Baidyanath Prasad, M.D. (Respondent) represents himself in this proceeding and has chosen not to exercise his right to be represented by counsel.

//

//

3. On August 27, 1973, the Board issued Physician's and Surgeon's Certificate No. A 25552 to Respondent. That license expired on May 31, 2019, and has not been renewed.

JURISDICTION

4. Accusation No. 800-2017-034745 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 July 10, 2020. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2017-034745 is attached as Exhibit A and is incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read and understands the charges and allegations in Accusation No. 800-2017-034745. Respondent also has carefully read 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 be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

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

CULPABILITY

8. Respondent understands that the charges and allegations in Accusation No. 800-2017-034745, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation and that those charges constitute cause for discipline.

Respondent hereby gives up his right to contest that cause for discipline exists based on those charges.

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

CONTINGENCY

11. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. 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 Surrender 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.

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

13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED THAT Physician's and Surgeon's Certificate No. A 25552, issued to Respondent Baidyanath Prasad, M.D., is surrendered and accepted by the Board.

1. Respondent shall lose all rights and privileges as a Medical Physician in California as of the effective date of the Board's Decision and Order.

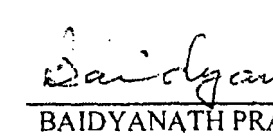
2. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

3. If he ever applies for licensure or petitions for reinstatement in the State of California, the Board shall treat it as a new application for licensure. Respondent must comply with all the laws, regulations and procedures for licensure in effect at the time the application or petition is filed, and all of the charges and allegations contained in Accusation No. 800-2017-034745 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the application or petition.

ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: May 17, 21



BAIDYANATH PRASAD, M.D.
Respondent

ENDORSEMENT

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

DATED: May 19, 2021

Respectfully submitted,

ROB BONTA
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General

Chris Leong

CHRIS LEONG
Deputy Attorney General
Attorneys for Complainant

LA2020601353
Prasad - Stipulated Surrender of License - SDAG Reviewed.docx

Exhibit A

Accusation No. 800-2017-034745

XAVIER BECERRA
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General
CHRIS LEONG
Deputy Attorney General
State Bar No. 141079
California Department of Justice
300 South Spring Street, Suite 1702
Los Angeles, California 90013
Telephone: (213) 269-6460
Facsimile: (916) 731-2117
E-mail: chris.leong@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: **BAIDYANATH PRASAD, M.D.** **1508 Grandview Street** **Upland, California 91784** Physician's and Surgeon's Certificate No. A 25552, Respondent.	Case No. 800-2017-034745 **A C C U S A T I O N**

PARTIES

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

2. On August 27, 1973, the Board issued Physician's and Surgeon's Certificate Number A 25552 to Baidyanath Prasad, M.D. (Respondent). That license expired on May 31, 2019, and has not been renewed.

JURISDICTION

3. This Accusation is brought before the Board under the authority of the following provisions of the California Business and Professions Code (Code) unless otherwise indicated.

4. Section 2227 of the Code provides that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, or such other action taken in relation to discipline as the Board deems proper.

5. Section 2234 of the Code, states:

> The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:
>
> (a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.
>
> (b) Gross negligence.
>
> (c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or omissions. An initial negligent act or omission followed by a separate and distinct departure from the applicable standard of care shall constitute repeated negligent acts.
>
> (1) An initial negligent diagnosis followed by an act or omission medically appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.
>
> (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. This subdivision shall only apply to a certificate holder who is the subject of an investigation by the board.

6. Section 2264 of the Code states:

> The employing, directly or indirectly, the aiding, or the abetting of any unlicensed person or any suspended, revoked, or unlicensed practitioner to engage in the practice of medicine or any other mode of treating the sick or afflicted which requires a license to practice constitutes unprofessional conduct.

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

PERSONS INVOLVED

8. PERSON 1[1] is the Respondent's son, who lives in Ohio. He was employed as an unlicensed pharmacy technician at CVS # 2528 in Oakwood, Ohio from approximately November 9, 2011 to August 27, 2015, reporting to a registered pharmacist referred to herein as PERSON 2. On account of the conduct hereinafter stated, PERSON 1 was charged criminally and was found culpable of multiple felony drug offenses in the State of Ohio.

9. PERSON 2 is a licensed Ohio pharmacist (R.Ph.) who supervised PERSON 1 at CVS 2528. On account of the conduct hereinafter stated, as well as drug thefts, unlawful possession of controlled substances, and self-use of prescribed substances, PERSON 2 was charged criminally and administratively and found culpable of multiple drug offenses in the State of Ohio.

10. PERSON 3 is the Respondent's wife.

FIRST CAUSE FOR DISCIPLINE

(Gross Negligence)

11. Respondent Baidyanath Prasad, M.D. is subject to disciplinary action under section 2234, subdivision (b) of the Code for gross negligence in his care and treatment of his son and his wife, patients PERSON 1 and PERSON 3. The circumstances are as follows:

12. In May 2017, the State of Ohio Board of Pharmacy (SOBP) began an investigation after receiving notification from Clark's Rx Pharmacy in Centerville, Ohio, reporting a loss of controlled substances. The investigation yielded significant issues with two individuals: PERSON 2, a registered pharmacist and PERSON 1, a pharmacy technician, and son of Respondent, a California-licensed physician. According to interviews conducted during the investigation, PERSON 2 began asking PERSON 1 for prescriptions in late 2012. The two knew each other because they worked together, and they both had severe substance abuse issues with prescribed controlled substances and street drugs, specifically, heroin and fentanyl. PERSON 2 was

[1] Name is reduced to Person 1, 2 and 3 for confidentiality

employed as a registered pharmacist at three facilities: CVS# 2528 in Oakwood, Ohio (2014-2016), Clark's Rx Pharmacy in Centerville, Ohio (2016-2017), and CVS #6143 in Fairborn, Ohio (May 2017). PERSON 1 worked at CVS# 2528 in Oakwood, Ohio with PERSON 2 in 2015. During this period, PERSON 1 obtained blank signed prescriptions from his father, Respondent, and shared them with PERSON 2. Subsequently, PERSON 1 was fired from CVS #2528 for drug thefts and other misconduct. About that time, PERSON 1 had a personal falling out with PERSON 2. PERSON 2 continued to use Respondent's California prescriptions after leaving the CVS at which he worked with PERSON 1.

13. Legal cases prosecuted by the State of Ohio both criminally and administratively against PERSON 1 and PERSON 2 established that there were significant quantities of Class II-V controlled substances stolen from the pharmacies at which PERSON 2 worked, in addition to at least 63 prescriptions written on Respondent's security scripts. The State of Ohio Board of Pharmacy investigated narcotic diversion, altering prescriptions, fraudulent filling, pharmaceutical theft, diverting, and misusing prescriptions. The number of pills involved were alleged to be in the tens of thousands. Some of the unlawfully filled prescriptions using Respondent's prescription privileges are as follows:

Rx Number	Date Rx Written	Date Rx Filed	Refill	DEA Schedule	Drug Type	Drug Name
448804	4/15/2017	5/17/2017	1	0	Other	GABAPENTIN 600 MG TABLET
448804	4/15/2017	4/19/2017	0	0	Other	GABAPENTIN 600 MG TABLET
00741760-02	8/7/2016	8/7/2016	0	2	Narcotic	OXYCODONE-ACETAMINOPHEN 10-325
00738810-02	7/21/2016	7/21/2016	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325
00734773-02	7/6/2016	7/6/2016	0	2	Narcotic	HYDROCODONE-IBUPROFEN 7.5-200
00733817-02	6/16/2016	7/1/2016	0	2	Narcotic	OXYCODONE HCL 20 MG

						TABLET
00733819-02	6/16/2016	7/1/2016	0	2	Stimulant	VYVANSE 70 MG CAPSULE
00733819-02	6/16/2016	7/1/2016	0	2	Stimulant	DEXTROAM P-AM PHET ER 30 MG CAP
00713268-02	3/26/2016	7/1/2016	3	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00728539-0	6/1/2016	6/8/2016	0	2	Narcotic	OXYCODONEH CL 10 MG TABLET
00727615-02	6/3/2016	6/3/2016	0	2	Narcotic	HYDROCO DONE-ACETAMINOP HEN 5-325
00727616-02	6/3/2016	6/3/2016	0	2	Narcotic	FENTANYL 50 MCG/HR PATCH
00727060-02	3/12/2016	6/1/2016	0	2	Narcotic	HYDROCO DONE-ACETAMINOP HEN 10-325
00713268 -02	3/26/2016	5/31/2016	2	4	Sedative	ZOLPIDEMTAR TRATE 10 MG TABLET
00713268-02	3/26/2016	4/27/2016	1	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00713268-02	3/31/2016	3/31/2016	0	2	Stimulant	DEXTROAMP-AMPHETAMIN 30 MG TAB
00714110 -02	3/26/2016	3/26/2016	0	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00713268-02	11/20/2015	1/17/2016	2	4	Sedative	DIAZEPAM 10 MG TABLET
00686081-02	1/3/2016	1/3/2016	0	2	Stimulant	DEXTROAMP-AM PHETAMIN30 MGTAB
00695149-02	11/17/2015	12/19/2015	1	4	Narcotic	TRAMADOL HCL 50 MG TABLET
00685271-02	11/20/2015	12/19/2015	1	4	Sedative	DIAZEPAM 10 MG TABLET
00691286-02	12/14/2015	12/14/2015	0	2	Stimulant	DEXTROAMP - AMPHETAMI N 30 MG TAB
00686081-02	11/20/2015	11/20/2015	0	4	Sedative	DIAZEPAM 10 MG TABLET
00685271-02	11/17/2015	11/17/2015	0	4	Narcotic	TRAMADOL HCL 50 MG TABLET
00682362-02	11/3/2015	11/3/2015	0	4	Sedative	DIAZEPAM 10 MG ABLET

00659640-02	7/19/2015	9/13/2015	2	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00659640-02	7/19/2015	8/15/2015	1	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00659640-02	7/19/2015	7/19/2015	0	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00625260-02	1/27/2015	6/21/2015	5	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00625260-02	1/27/2015	5/24/2015	4	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00625260-02	1/27/2015	4/26/2015	3	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00642441-02	4/20/2015	4/20/2015	0	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00625260-02	1/27/2015	3/28/2015	2	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00605457-02	10/20/2014	3/18/2015	5	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00635632-02	3/18/2015	3/18/2015	0	4	Stimulant	NUVIGIL 250 MG ABLET
00625260-02	1/27/2015	3/2/2015	1	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00605457-02	10/20/2014	2/19/2015	4	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00625260-02	1/27/2015	1/27/2015	0	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00605457-02	10/20/2014	1/18/2015	3	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00597754-02	9/12/2014	12/29/2014	4	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00605457-02	10/20/2014	12/19/2014	2	4	Sedative	ZOLPIDEM TARTRATE

						10 MG TABLET
1244283	12/5/2014	12/5/2014	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 7.5-325
00597754-02	9/12/2014	11/26/2014	3	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00605457-02	10/20/2014	11/22/2014	1	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00597754-02	9/12/2014	11/13/2014	2	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
1237214	11/7/2014	11/11/2014	0	2	Narcotic	OXYCODONE-ACETAMINOPHEN 5-325
00597754-02	9/12/2014	11/4/2014	1	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00605457-02	10/20/2014	10/20/2014	0	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
1228076	10/11/2014	10/12/2014	0	2	Narcotic	OXYCO-DONE-ACETAMINOPHEN 5-325
1213082	7/25/2014	10/4/2014	1	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325
00592398-02	8/8/2014	9/30/2014	1	2	Narcotic	HYDROCODONE IBUPROFEN 7.5-200
00597756-02	9/12/2014	9/13/2014	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325
00597755-02	9/12/2014	9/13/2014	0	4	Sedative	ESZOPICLONE 3 MG TABLET
00 597754-02	9/12/2014	9/13/2014	0	4	Sedative	ZOLPIDEM TARTRATE 10 MG TABLET
00 597753-02	9/12/2014	9/13/2014	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10 -325
00651905-02	7/15/2014.	9/10/2014	2	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325

00589837 -02	7/25/2014	8/30/2014	1	2	Narcotic	HYDROCODONE-IBUPROFEN 7.5-200
1213082	7/25/2014	8/24/2014	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325
00593824-02	8/11/2014	8/24/2014	0	2	Narcotic	OXYCODONE - ACETAMINOPHEN 10-325
00592398-02	8/8/2014	8/15/2014	0	2	Narcotic	HYDROCODONE-IBUPROFEN 7.5 -200
00651905 -0 2	7/15/2014	8/12/2014	1	2	Narcotic	HYDROCODON-ACETAMINOPHEN 10 -325
00589837-02	7/25/2014	8/3/2014	0	2	Narcotic	HYDROCODONE-IBUPROFEN 7.5 -200
1205132	7/25/2014	7/27/2014	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325
00651905-02	7/15/2014	7/15/2014	0	2	Narcotic	HYDROCODONE-ACETAMINOPHEN 10-325

14. Respondent resided in California. Respondent did not examine the patients who received his prescriptions nor did he maintain medical records for the patients who received the prescriptions. Respondent prescribed medications for multiple medical problems, including diabetes, neuropathy, and depression for his son, PERSON 1, who lived in Ohio, and who had extensive physical and mental health issues. Respondent provided his son with medications, including controlled substances, without rendering an evaluation. Respondent also admitted he prescribed Schedule II controlled substances for his wife, PERSON 3. Respondent made these prescriptions without rendering evaluations or exams and did not maintain records.

15. On June 21, 2017, Respondent was interviewed by Ohio Pharmacy Board Agent Kelly Monce. Respondent admitted that he willingly supplied his son, PERSON 1, with several pre-signed blank prescriptions. These were security prescriptions allowing Controlled Substances Class II-V prescribing. They contained pertinent regulatory numbers: license number, DEA, and

NPI numbers, and the California office address of Respondent. Respondent also acknowledged that giving his son the blank signed prescriptions was unlawful.

16. On May 6, 2020, Respondent was interviewed by the Health Quality Investigation Unit (HQIU), on behalf of the Board in the presence of Senior Investigator Veronica Alva and District Medical Consultant Sushil Arand, M.D. He again acknowledged wrongdoing by giving his son pre-signed blank prescriptions. He stated that he was unaware of his son's addiction issues during the time he allowed his son to use the prescriptions. Also, during the subject interview on May 6, 2020, Respondent acknowledged the lapse of his medical license and CMEs on May 31, 2019. Dr. Prasad stated that he let his license expire because he retired about three years ago due to health reasons and stated he had no intention of renewing his license.

17. By reason of the facts set forth above, Respondent's acts constituted gross negligence and specifically as follows:

A. By prescribing of medications for both his son (PERSON 1) and his wife (PERSON 3) without evaluating and maintaining accurate and complete medical records.

B. By providing pre-signed blank prescriptions directly to his son (PERSON 1.) At least 63 prescriptions, pre-signed by the Respondent, were filled in Ohio with multiple medications and refills directed on each one. They were signed by Respondent, who resided in California, and had the effect of assigning prescriptive authority to an unlicensed person.

C. By failing to have sufficient knowledge of the medications prescribed. When interviewed, Respondent admitted to having called in medications in the past for his son in Ohio, including prescriptions for Gabapentin. However, during the interview, Respondent admitted, "I don't know what that is. I hardly prescribe."

//

//

//

//

//

//

SECOND CAUSE FOR DISCIPLINE

(Repeated Negligent Acts)

18. By reason of the facts set forth in the First Cause for Discipline, Respondent is subject to disciplinary action under Code section 2234, subdivision (c), for repeated negligent acts in the care and treatment of Persons 1 and 3.

THIRD CAUSE FOR DISCIPLINE

(Incompetence)

19. By reason of the facts set forth in the First Cause for Discipline, Respondent is subject to disciplinary action under Code section 2234, subdivision (d) in that he was incompetent in the care and treatment of patients, and in his handling of prescription documents.

FOURTH CAUSE FOR DISCIPLINE

(Aiding and Abetting the Unlicensed Practice of Medicine)

20. By reason of the facts set forth in the First Cause for Discipline, Respondent is subject to disciplinary action under Code section 2264 for aiding and abetting the provision of medical services to Persons 1, 2, and 3 by an unlicensed individual.

FIFTH CAUSE FOR DISCIPLINE

(Failure to Maintain Adequate Medical Records)

21. By reason of the facts set forth in the First Cause for Discipline, Respondent is subject to disciplinary action under Code section 2266 for his failure to maintain adequate and accurate records related to the provision of medical services of Persons 1 and 3.

SIXTH CAUSE FOR DISCIPLINE

(General Unprofessional Conduct)

22. Respondent is subject to disciplinary action under Code section 2334, in that his actions represent unprofessional conduct, generally. The facts, circumstances, and allegations set forth above are incorporated herein by reference as if fully set forth.

//

//

//

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 A 25552, issued to Baidyanath Prasad, M.D.;

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

3. If placed on probation, ordering Baidyanath Prasad, M.D.'s to pay the Board the costs of probation monitoring;

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

DATED: JUL 10 2020

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

Complainant

LA2020601353
63390101.docx