

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

In the Matter of the Accusation Against:

Richard Eugene Hiltner, M.D.

Physician's & Surgeon's  
Certificate No. G 23982

Case No. 800-2019-052569

Respondent.

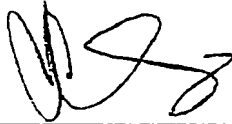
DECISION

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 September 17, 2021.

IT IS SO ORDERED: August 18, 2021.

MEDICAL BOARD OF CALIFORNIA



\_\_\_\_\_  
Laurie Rose Lubiano, J.D., Vice Chair  
Panel A

1 MATTHEW RODRIQUEZ  
Acting Attorney General of California  
2 E. A. JONES III  
Supervising Deputy Attorney General  
3 TRINA L. SAUNDERS  
Deputy Attorney General  
4 State Bar No. 207764  
California Department of Justice  
5 300 So. Spring Street, Suite 1702  
Los Angeles, CA 90013  
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7 *Attorneys for Complainant*

8  
9 **BEFORE THE**  
**MEDICAL BOARD OF CALIFORNIA**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 RICHARD EUGENE HILTNER, M.D.  
14 169 East El Roblar  
Ojai, CA 93023  
15 Physician's and Surgeon's Certificate No. G  
16 23982,

17 Respondent.

Case No. 800-2019-052569

OAH No. 2021030348

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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

22 **PARTIES**

23 1. William Prasifka (Complainant) is the Executive Director of the Medical Board of  
24 California (Board). He brought this action solely in his official capacity and is represented in this  
25 matter by Matthew Rodriquez, Acting Attorney General of the State of California, by Trina L.  
26 Saunders, Deputy Attorney General.

27 2. Respondent Richard Eugene Hiltner, M.D. (Respondent) is representing himself in  
28 this proceeding and has chosen not to exercise his right to be represented by counsel.



1       10. Respondent agrees that, at a hearing, Complainant could establish a prima facie case  
2 for the charges in Accusation No. 800-2019-052569, and that Respondent hereby gives up his  
3 right to contest those charges.

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

7                                   CONTINGENCY

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

18       13. Respondent agrees that if he ever petitions for early termination or modification of  
19 probation, or if an accusation and/or petition to revoke probation is filed against him before the  
20 Board, all of the charges and allegations contained in Accusation No. 800-2019-052569, shall be  
21 deemed true, correct and fully admitted by respondent for purposes of any such proceeding or any  
22 other licensing proceeding involving Respondent in the State of California.

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

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

1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 23982 issued  
3 to Respondent Richard Eugene Hiltner, M.D., is revoked. However, the revocation is stayed and  
4 Respondent is placed on probation for four (4) years on the following terms and conditions:

5 1. **EDUCATION COURSE.** Within 60 calendar days of the effective date of this  
6 Decision, and on an annual basis thereafter, Respondent shall submit to the Board or its designee  
7 for its prior approval educational program(s) or course(s) which shall not be less than 40 hours  
8 per year, for each year of probation. The educational program(s) or course(s) shall be aimed at  
9 correcting any areas of deficient practice or knowledge, specifically including pediatrics and  
10 childhood vaccinations, and shall be Category I certified. The educational program(s) or  
11 course(s) shall be at Respondent's expense and shall be in addition to the Continuing Medical  
12 Education (CME) requirements for renewal of licensure. Following the completion of each  
13 course, the Board or its designee may administer an examination to test Respondent's knowledge  
14 of the course. Respondent shall provide proof of attendance for 65 hours of CME of which 40  
15 hours were in satisfaction of this condition.

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

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

1 this Decision.

2 Respondent shall submit a certification of successful completion to the Board or its  
3 designee not later than 15 calendar days after successfully completing the course, or not later than  
4 15 calendar days after the effective date of the Decision, whichever is later.

5 3. PROFESSIONALISM PROGRAM (ETHICS COURSE). Within 60 calendar days of  
6 the effective date of this Decision, Respondent shall enroll in a professionalism program, that  
7 meets the requirements of Title 16, California Code of Regulations (CCR) section 1358.1.  
8 Respondent shall participate in and successfully complete that program. Respondent shall  
9 provide any information and documents that the program may deem pertinent. Respondent shall  
10 successfully complete the classroom component of the program not later than six (6) months after  
11 Respondent's initial enrollment, and the longitudinal component of the program not later than the  
12 time specified by the program, but no later than one (1) year after attending the classroom  
13 component. The professionalism program shall be at Respondent's expense and shall be in  
14 addition to the Continuing Medical Education (CME) requirements for renewal of licensure.

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

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

23 4. PROHIBITED PRACTICE. During probation, Respondent is prohibited from  
24 writing vaccine exemptions for any individual. After the effective date of this Decision, all  
25 patients of Respondent to whom he has issued a vaccine exemption, shall be notified that the  
26 Respondent is prohibited from writing vaccine exemptions. Any new patients seeking pediatric  
27 care, and any patient seeking a vaccination exemption of any type must be provided this  
28 notification at the time of their initial appointment.

1 Respondent shall maintain a log of all patients to whom the required oral notification was  
2 made. The log shall contain the: 1) patient's name, address and phone number; 2) patient's  
3 medical record number, if available; 3) the full name of the person making the notification; 4) the  
4 date the notification was made; and 5) a description of the notification given. Respondent shall  
5 keep this log in a separate file or ledger, in chronological order, shall make the log available for  
6 immediate inspection and copying on the premises at all times during business hours by the Board  
7 or its designee, and shall retain the log for the entire term of probation.

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

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

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

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

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

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

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1           9.    GENERAL PROBATION REQUIREMENTS.

2           Compliance with Probation Unit

3           Respondent shall comply with the Board's probation unit.

4           Address Changes

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

10          Place of Practice

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

14          License Renewal

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

17          Travel or Residence Outside California

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

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

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

27          11.   NON-PRACTICE WHILE ON PROBATION. Respondent shall notify the Board or  
28 its designee in writing within 15 calendar days of any periods of non-practice lasting more than



1 30 calendar days and within 15 calendar days of Respondent's return to practice. Non-practice is  
2 defined as any period of time Respondent is not practicing medicine as defined in Business and  
3 Professions Code sections 2051 and 2052 for at least 40 hours in a calendar month in direct  
4 patient care, clinical activity or teaching, or other activity as approved by the Board. If  
5 Respondent resides in California and is considered to be in non-practice, Respondent shall  
6 comply with all terms and conditions of probation. All time spent in an intensive training  
7 program which has been approved by the Board or its designee shall not be considered non-  
8 practice and does not relieve Respondent from complying with all the terms and conditions of  
9 probation. Practicing medicine in another state of the United States or Federal jurisdiction while  
10 on probation with the medical licensing authority of that state or jurisdiction shall not be  
11 considered non-practice. A Board-ordered suspension of practice shall not be considered as a  
12 period of non-practice.

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

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

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

20 Periods of non-practice for a Respondent residing outside of California will relieve  
21 Respondent of the responsibility to comply with the probationary terms and conditions with the  
22 exception of this condition and the following terms and conditions of probation: Obey All Laws;  
23 General Probation Requirements; Quarterly Declarations; Abstain from the Use of Alcohol and/or  
24 Controlled Substances; and Biological Fluid Testing.

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

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

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

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

23           16. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply for  
24 a new license or certification, or petition for reinstatement of a license, by any other health care  
25 licensing action agency in the State of California, all of the charges and allegations contained in  
26 Accusation No. 800-2019-052569 shall be deemed to be true, correct, and admitted by  
27 Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or  
28 restrict license.

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**ACCEPTANCE**

I have carefully read the Stipulated Settlement and Disciplinary Order. 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: 6/30/21

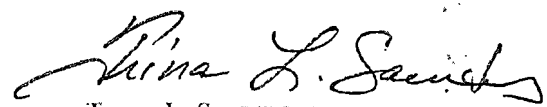
  
\_\_\_\_\_  
RICHARD EUGENE HILTNER, M.D.  
*Respondent*

**ENDORSEMENT**

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

DATED: 7/7/21

Respectfully submitted,  
MATTHEW RODRIQUEZ  
Acting Attorney General of California  
E. A. JONES III  
Supervising Deputy Attorney General

  
TRINA L. SAUNDERS  
Deputy Attorney General  
*Attorneys for Complainant*

LA2020602412  
Hiltner MD Final Stipulation.docx

**Exhibit A**

**Accusation No. 800-2019-052569**

1 XAVIER BECERRA  
Attorney General of California  
2 E. A. JONES III  
Supervising Deputy Attorney General  
3 TRINA L. SAUNDERS  
Deputy Attorney General  
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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. 800-2019-052569

13 Richard Eugene Hiltner, M.D.  
14 169 East El Roblar  
Ojai, CA 93023

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

15 Physician's and Surgeon's Certificate  
16 No. G 23982,

17 Respondent.

18  
19  
20 **PARTIES**

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

24 2. On or about January 26, 1973, the Medical Board issued Physician's and Surgeon's  
25 Certificate Number G 23982 to Richard Eugene Hiltner, M.D. (Respondent). The Physician's and  
26 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought  
27 herein and will expire on October 31, 2022, unless renewed.

28 ///

JURISDICTION

1  
2 3. This Accusation is brought before the Board, under the authority of the following  
3 laws. All section references are to the Business and Professions Code (Code) unless otherwise  
4 indicated.

5 4. Section 2227 of the Code states:

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

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

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

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

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

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

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

27 5. Section 2234 of the Code, states:

28 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

1 appropriate for that negligent diagnosis of the patient shall constitute a single  
2 negligent act.

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

8 (d) Incompetence.

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

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

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

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

### 19 FIRST CAUSE FOR DISCIPLINE

#### 20 (Gross Negligence)

21 7. Respondent Richard Eugene Hiltner, M.D. is subject to disciplinary action under  
22 Code section 2234, subdivision (b), in that he was grossly negligent in his care and treatment of  
23 Patient A., a minor, who he only saw on one office visit.<sup>1</sup> The circumstances are as follows:

24 8. On November 26, 2018, four-month-old Patient A presented to Respondent for her  
25 first and only visit with him. She was brought in by her mother. The purpose of the visit is not  
26 clearly delineated in the medical record. Patient A had an established primary care physician.  
27 During the visit, Respondent provided a permanent medical exemption for all school-required  
28 immunizations recorded on the American Academy of Pediatrics/California Academy of Family  
Physicians form. The sole reason stated on the form for issuing this broad exemption is, "Family  
history of autoimmune . . . [illegible] . . . and severe vaccine reactions."

<sup>1</sup> The letter A has been used in place of the patient's name to protect the patient's privacy  
in his/her medical information.

1           9.     The medical record maintained by Respondent contains multiple illegible entries,  
2 making it impossible to determine to what degree Respondent documented Patient A's family  
3 history. It is equally impossible to determine if Respondent made any diagnosis that would  
4 qualify as a recognized exemption from particular school-required immunizations.

5           10.    The medical records maintained by Respondent do not document any conversations  
6 with Patient A's father.

7           11.    Patient A's records maintained by her primary doctor do not contain documentation  
8 of any diagnosis that would contraindicate immunization.

9           12.    On June 26, 2020, Respondent participated in a Board interview that was conducted  
10 by an investigator of the Health Quality Investigation Unit. During the interview, Respondent  
11 stated that the only reason for issuing the exemption was a family history of autoimmune diseases  
12 and a family history of allergic reactions. He stated that he was not aware of, nor did he make  
13 any diagnosis of Patient A on which he based his immunization exemption. Respondent stated  
14 that he was not aware of any condition Patient A had, or prior diagnosis made of her, upon which  
15 he based his decision to issue an immunization exemption.

16           13.    During his interview Respondent expressed a preference for homeopathic  
17 "immunization," to standard immunization. However, he also demonstrated a lack of basic  
18 knowledge about the risks of vaccine preventable diseases and the vaccines available to prevent  
19 them. Respondent acknowledged that he does not know how well homeopathic immunizations  
20 prevent disease.

21           14.    The standard of care requires that a physician evaluate a patient for possible reactions  
22 to vaccine, obtain a detailed history of the vaccines previously received, as well as the patient's  
23 reaction/reactions that occurred. A medical exemption must be based on a patient's medical  
24 condition that might lead a vaccine to cause harm. These conditions are listed by the Centers for  
25 Disease Control as contraindications or precautions for vaccination and are endorsed by the  
26 American Academy of Pediatrics and the American Academy of Family Physicians.

27

28



1           15. Respondent was grossly negligent and departed from the standard of care in that he  
2 issued a broad and permanent exemption from immunization based solely on Patient A's family  
3 history.

4 ///

5                                   **SECOND CAUSE FOR DISCIPLINE**

6                                   **(Repeated Negligent Acts)**

7           16. Respondent Richard Eugene Hiltner, M.D. is subject to disciplinary action under  
8 Code section 2234, subdivision (c), in that he was repeatedly negligent in his care and treatment  
9 of Patient A. The circumstances are as follows:

10           17. Paragraphs 8 through 15 are incorporated by reference as though fully set forth.

11           18. Respondent further departed from the standard of care by failing to discuss the risks  
12 and benefits of issuing an immunization exemption with both of Patient A's parents.

13                                   **THIRD CAUSE FOR DISCIPLINE**

14                                   **(Failure to Maintain Adequate Records)**

15           19. Respondent Richard Eugene Hiltner, M.D. is subject to disciplinary action under  
16 Code section 2266, in that he failed to maintain adequate and accurate records related to the care  
17 and treatment of Patient A.

18           20. Specifically, Respondent did not document the provision of informed refusal to  
19 Patient A's parents, and did not maintain a complete and legible medical record to justify his  
20 medical decision to issue a permanent immunization exemption.

21                                   **PRAYER**

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

24           1. Revoking or suspending Physician's and Surgeon's Certificate Number G 23982,  
25 issued to Richard Eugene Hiltner, M.D.;

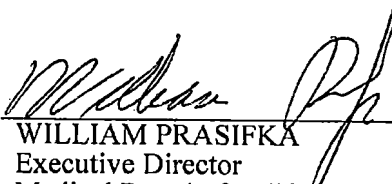
26           2. Revoking, suspending or denying approval of Richard Eugene Hiltner, M.D.'s  
27 authority to supervise physician assistants and advanced practice nurses;

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3. Ordering Richard Eugene Hiltner, 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: Nov. 19, 2020

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

LA2020602412  
Accusation - Medical Board With Client's Requested changes (002).docx