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

In the Matter of the Statement of Issues Against: Danielle Marie Fam Applicant.	Case No.: 800-2020-065640

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 November 12, 2021.

IT IS SO ORDERED: October 13, 2021.

MEDICAL BOARD OF CALIFORNIA

Laurie Rose Lubiano, J.D., Chair
Panel A

ROB BONTA
Attorney General of California
MATTHEW M. DAVIS
Supervising Deputy Attorney General
JASON J. AHN
Deputy Attorney General
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Attorneys for Complainant

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

In the Matter of the Statement of Issues Against: **Danielle Marie Fam** Applicant.	Case No. 800-2020-065640 OAH No. 2020080136 **STIPULATED SETTLEMENT AND DISCIPLINARY ORDER**

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 Matthew Rodriquez, Acting Attorney General of the State of California, by Jason J. Ahn, Deputy Attorney General.

2. Applicant Danielle Marie Fam (Applicant) is represented in this proceeding by attorney David Rosenberg, Esq., whose address is: 10815 Rancho Bernardo Road, Suite 310 San Diego, CA 92127.

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3. On or about February 3, 2019, Applicant filed an application dated February 3, 2019, with the Medical Board of California to obtain a physician's and surgeon's certificate.

JURISDICTION

4. The Statement of Issues No. 800-2020-065640 was filed before the Board, and is currently pending against Applicant. The Statement of Issues and all other statutorily required documents were properly served on Applicant on June 29, 2020. A copy of Statement of Issues No. 800-2020-065640 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

5. Applicant has carefully read, fully discussed with counsel, and fully understands the charges and allegations in Statement of Issues No. 800-2020-065640. Applicant has also carefully read, fully discussed with her counsel, and fully understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Applicant is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Statement of Issues; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her 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. Applicant voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Applicant fully understands and fully agrees that the charges and allegations in Statement of Issues No. 800-2020-065640, if proven at a hearing, constitute cause for denying her application for a physician's and surgeon's certificate. Applicant fully agrees that, at a hearing, Complainant could establish a prima facie case or factual basis for the charges in the Statement of Issues, and that Applicant hereby gives up her right to contest those charges.

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9. Applicant fully agrees that her application for a physician's and surgeon's certificate is subject to denial and fully agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

CONTINGENCY

10. This stipulation shall be subject to approval by the Medical Board of California. Applicant understands and fully 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 Applicant or her counsel. By signing the stipulation, Applicant understands and fully agrees that she may not withdraw her 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.

11. Applicant agrees that if she ever petitions for early termination or modification of probation, or if an accusation and/or petition to revoke probation is filed against her before the Board, all of the charges and allegations contained in Statement of Issues No. 800-2020-065640 shall be deemed true, correct and fully admitted by Applicant for purposes of any such proceeding or any other licensing proceeding involving Applicant in the State of California.

ADDITIONAL PROVISIONS

12. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to be an integrated writing representing the complete, final, and exclusive embodiment of the agreements of the parties in the above-entitled matter.

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

14. In consideration of the foregoing admissions and stipulations, the parties agree the Board may, without further notice to or opportunity to be heard by Applicant, issue and enter

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the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Applicant Danielle Marie Fam' physician's and surgeon's certificate will be issued and immediately revoked. However, revocation is stayed and Applicant is placed on probation five (5) years upon the following terms and conditions:

1. CONTROLLED SUBSTANCES - ABSTAIN FROM USE. Respondent shall abstain completely from the personal use or possession of controlled substances as defined in the California Uniform Controlled Substances Act, dangerous drugs as defined by Business and Professions Code section 4022, and any drugs requiring a prescription. This prohibition does not apply to medications lawfully prescribed to Respondent by another practitioner for a bona fide illness or condition.

Within 15 calendar days of receiving any lawfully prescribed medications, Respondent shall notify the Board or its designee of the: issuing practitioner's name, address, and telephone number; medication name, strength, and quantity; and issuing pharmacy name, address, and telephone number.

2. ALCOHOL - ABSTAIN FROM USE. Applicant shall abstain completely from the use of products or beverages containing alcohol.

3. CLINICAL DIAGNOSTIC EVALUATIONS AND REPORTS: Within thirty (30) calendar days of the effective date of this Decision, and on whatever periodic basis thereafter as may be required by the Board or its designee, Applicant shall undergo and complete a clinical diagnostic evaluation, including any and all testing deemed necessary, by a Board-appointed board certified physician and surgeon. The examiner shall consider any information provided by the Board or its designee and any other information he or she deems relevant, and shall furnish a written evaluation report to the Board or its designee.

The clinical diagnostic evaluation shall be conducted by a licensed physician and surgeon who holds a valid, unrestricted license, has three (3) years' experience in providing evaluations of physicians and surgeons with substance abuse disorders, and is approved by the Board or its designee. The clinical diagnostic evaluation shall be conducted in accordance with acceptable

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professional standards for conducting substance abuse clinical diagnostic evaluations. The evaluator shall not have a current or former financial, personal, or business relationship with Applicant within the last five (5) years. The evaluator shall provide an objective, unbiased, and independent evaluation. The clinical diagnostic evaluation report shall set forth, in the evaluator's opinion, whether Applicant has a substance abuse problem, whether Applicant is a threat to herself or others, and recommendations for substance abuse treatment, practice restrictions, or other recommendations related to Applicant's rehabilitation and ability to practice safely. If the evaluator determines during the evaluation process that Applicant is a threat to herself or others, the evaluator shall notify the Board within twenty-four (24) hours of such a determination.

In formulating his or her opinion as to whether Applicant is safe to return to either part-time or full-time practice and what restrictions or recommendations should be imposed, including participation in an inpatient or outpatient treatment program, the evaluator shall consider the following factors: Applicant's license type; Applicant's history; Applicant's documented length of sobriety (i.e., length of time that has elapsed since Applicant's last substance use); Applicant's scope and pattern of substance abuse; Applicant's treatment history, medical history and current medical condition; the nature, duration and severity of Applicant's substance abuse problem or problems; and whether Applicant is a threat to herself or the public.

For all clinical diagnostic evaluations, a final written report shall be provided to the Board no later than ten (10) days from the date the evaluator is assigned the matter. If the evaluator requests additional information or time to complete the evaluation and report, an extension may be granted, but shall not exceed thirty (30) days from the date the evaluator was originally assigned the matter.

The Board shall review the clinical diagnostic evaluation report within five (5) business days of receipt to determine whether Applicant is safe to return to either part-time or full-time practice and what restrictions or recommendations shall be imposed on Applicant based on the recommendations made by the evaluator. Applicant shall not be returned to practice until she has at least thirty (30) days of negative biological fluid tests or biological fluid tests indicating that

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she has not used, consumed, ingested, or administered to herself a prohibited substance, as defined in section 1361.51, subdivision (e), of Title 16 of the California Code of Regulations.

Clinical diagnostic evaluations conducted prior to the effective date of this Decision shall not be accepted towards the fulfillment of this requirement. The cost of the clinical diagnostic evaluation, including any and all testing deemed necessary by the examiner, the Board or its designee, shall be borne by the Applicant.

Applicant shall not engage in the practice of medicine until notified by the Board or its designee that he or she is fit to practice medicine safely. The period of time that Applicant is not practicing medicine shall not be counted toward completion of the term of probation. Applicant shall undergo biological fluid testing as required in this Decision at least two (2) times per week while awaiting the notification from the Board if he or she is fit to practice medicine safely.

Applicant shall comply with all restrictions or conditions recommended by the examiner conducting the clinical diagnostic evaluation within fifteen (15) calendar days after being notified by the Board or its designee.

4. NOTICE OF EMPLOYER OR SUPERVISOR INFORMATION. Within seven (7) days of the effective date of this Decision, Applicant shall provide to the Board the names, physical addresses, mailing addresses, and telephone numbers of any and all employers and supervisors. Applicant shall also provide specific, written consent for the Board, Applicant's worksite monitor, and Applicant's employers and supervisors to communicate regarding Applicant's work status, performance, and monitoring.

For purposes of this section, "supervisors" shall include the Chief of Staff and Health or Well Being Committee Chair, or equivalent, if applicable, when the Applicant has medical staff privileges.

5. BIOLOGICAL FLUID TESTING. Applicant shall immediately submit to biological fluid testing, at Applicant's expense, upon request of the Board or its designee. "Biological fluid testing" may include, but is not limited to, urine, blood, breathalyzer, hair follicle testing, or similar drug screening approved by the Board or its designee. Applicant shall make daily contact with the Board or its designee to determine whether biological fluid testing is required. Applicant

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shall be tested on the date of the notification as directed by the Board or its designee. The Board may order an Applicant to undergo a biological fluid test on any day, at any time, including weekends and holidays. Except when testing on a specific date as ordered by the Board or its designee, the scheduling of biological fluid testing shall be done on a random basis. The cost of biological fluid testing shall be borne by the Applicant.

During the first year of probation, Applicant shall be subject to 52 to 104 random tests. During the second year of probation and for the duration of the probationary term, up to five (5) years, Applicant shall be subject to 36 to 104 random tests per year. Only if there has been no positive biological fluid tests in the previous five (5) consecutive years of probation, may testing be reduced to one (1) time per month. Nothing precludes the Board from increasing the number of random tests to the first-year level of frequency for any reason.

Prior to practicing medicine, Applicant shall contract with a laboratory or service, approved in advance by the Board or its designee, that will conduct random, unannounced, observed, biological fluid testing and meets all of the following standards:

(a) Its specimen collectors are either certified by the Drug and Alcohol Testing Industry Association or have completed the training required to serve as a collector for the United States Department of Transportation.

(b) Its specimen collectors conform to the current United States Department of Transportation Specimen Collection Guidelines.

(c) Its testing locations comply with the Urine Specimen Collection Guidelines published by the United States Department of Transportation without regard to the type of test administered.

(d) Its specimen collectors observe the collection of testing specimens.

(e) Its laboratories are certified and accredited by the United States Department of Health and Human Services.

(f) Its testing locations shall submit a specimen to a laboratory within one (1) business day of receipt and all specimens collected shall be handled pursuant to chain of custody procedures. The laboratory shall process and analyze the specimens and provide legally

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defensible test results to the Board within seven (7) business days of receipt of the specimen. The Board will be notified of non-negative results within one (1) business day and will be notified of negative test results within seven (7) business days.

(g) Its testing locations possess all the materials, equipment, and technical expertise necessary in order to test Applicant on any day of the week.

(h) Its testing locations are able to scientifically test for urine, blood, and hair specimens for the detection of alcohol and illegal and controlled substances.

(i) It maintains testing sites located throughout California.

(j) It maintains an automated 24-hour toll-free telephone system and/or a secure on-line computer database that allows the Applicant to check in daily for testing.

(k) It maintains a secure, HIPAA-compliant website or computer system that allows staff access to drug test results and compliance reporting information that is available 24 hours a day.

(l) It employs or contracts with toxicologists that are licensed physicians and have knowledge of substance abuse disorders and the appropriate medical training to interpret and evaluate laboratory biological fluid test results, medical histories, and any other information relevant to biomedical information.

(m) It will not consider a toxicology screen to be negative if a positive result is obtained while practicing, even if the Applicant holds a valid prescription for the substance.

Prior to changing testing locations for any reason, including during vacation or other travel, alternative testing locations must be approved by the Board and meet the requirements above.

The contract shall require that the laboratory directly notify the Board or its designee of non-negative results within one (1) business day and negative test results within seven (7) business days of the results becoming available. Applicant shall maintain this laboratory or service contract during the period of probation.

A certified copy of any laboratory test result may be received in evidence in any proceedings between the Board and Applicant.

If a biological fluid test result indicates Applicant has used, consumed, ingested, or

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administered to herself a prohibited substance, the Board shall order Applicant to cease practice and instruct Applicant to leave any place of work where Applicant is practicing medicine or providing medical services. The Board shall immediately notify all of Applicant's employers, supervisors and work monitors, if any, that Applicant may not practice medicine or provide medical services while the cease-practice order is in effect.

A biological fluid test will not be considered negative if a positive result is obtained while practicing, even if the practitioner holds a valid prescription for the substance. If no prohibited substance use exists, the Board shall lift the cease-practice order within one (1) business day.

After the issuance of a cease-practice order, the Board shall determine whether the positive biological fluid test is in fact evidence of prohibited substance use by consulting with the specimen collector and the laboratory, communicating with the licensee, her treating physician(s), other health care provider, or group facilitator, as applicable.

For purposes of this condition, the terms "biological fluid testing" and "testing" mean the acquisition and chemical analysis of Applicant's urine, blood, breath, or hair.

For purposes of this condition, the term "prohibited substance" means an illegal drug, a lawful drug not prescribed or ordered by an appropriately licensed health care provider for use by Applicant and approved by the Board, alcohol, or any other substance the Applicant has been instructed by the Board not to use, consume, ingest, or administer to herself.

If the Board confirms that a positive biological fluid test is evidence of use of a prohibited substance, Applicant has committed a major violation, as defined in section 1361.52(a), and the Board shall impose any or all of the consequences set forth in section 1361.52(b), in addition to any other terms or conditions the Board determines are necessary for public protection or to enhance Applicant's rehabilitation.

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6. WORKSITE MONITOR FOR SUBSTANCE-ABUSING LICENSEE. Within thirty (30) calendar days of the effective date of this Decision, Applicant shall submit to the Board or its designee for prior approval as a worksite monitor, the name and qualifications of one or more licensed physician and surgeon, other licensed health care professional if no physician and surgeon is available, or, as approved by the Board or its designee, a person in a position of authority who is capable of monitoring the Applicant at work.

The worksite monitor shall not have a current or former financial, personal, or familial relationship with Applicant, or any other relationship that could reasonably be expected to compromise the ability of the monitor to render impartial and unbiased reports to the Board or its designee. If it is impractical for anyone but Applicant's employer to serve as the worksite monitor, this requirement may be waived by the Board or its designee, however, under no circumstances shall Applicant's worksite monitor be an employee or supervisee of the licensee.

The worksite monitor shall have an active unrestricted license with no disciplinary action within the last five (5) years, and shall sign an affirmation that he or she has reviewed the terms and conditions of Applicant's disciplinary order and agrees to monitor Applicant as set forth by the Board or its designee.

Applicant shall pay all worksite monitoring costs.

The worksite monitor shall have face-to-face contact with Applicant in the work environment on as frequent a basis as determined by the Board or its designee, but not less than once per week; interview other staff in the office regarding Applicant's behavior, if requested by the Board or its designee; and review Applicant's work attendance.

The worksite monitor shall verbally report any suspected substance abuse to the Board and Applicant's employer or supervisor within one (1) business day of occurrence. If the suspected substance abuse does not occur during the Board's normal business hours, the verbal report shall be made to the Board or its designee within one (1) hour of the next business day. A written report that includes the date, time, and location of the suspected abuse; Applicant's actions; and any other information deemed important by the worksite monitor shall be submitted to the Board or its designee within 48 hours of the occurrence.

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The worksite monitor shall complete and submit a written report monthly or as directed by the Board or its designee which shall include the following: (1) Applicant's name and Physician's and Surgeon's Certificate number; (2) the worksite monitor's name and signature; (3) the worksite monitor's license number, if applicable; (4) the location or location(s) of the worksite; (5) the dates Applicant had face-to-face contact with the worksite monitor; (6) the names of worksite staff interviewed, if applicable; (7) a report of Applicant's work attendance; (8) any change in Applicant's behavior and/or personal habits; and (9) any indicators that can lead to suspected substance abuse by Applicant. Applicant shall complete any required consent forms and execute agreements with the approved worksite monitor and the Board, or its designee, authorizing the Board, or its designee, and worksite monitor to exchange information.

If the worksite monitor resigns or is no longer available, Applicant shall, within five (5) calendar days of such resignation or unavailability, submit to the Board or its designee, for prior approval, the name and qualifications of a replacement monitor who will be assuming that responsibility within fifteen (15) calendar days. If Applicant fails to obtain approval of a replacement monitor within sixty (60) calendar days of the resignation or unavailability of the monitor, Applicant shall receive a notification from the Board or its designee to cease the practice of medicine within three (3) calendar days after being so notified. Applicant shall cease the practice of medicine until a replacement monitor is approved and assumes monitoring responsibility.

7. VIOLATION OF PROBATION CONDITION FOR SUBSTANCE ABUSING LICENSEES. Failure to fully comply with any term or condition of probation is a violation of probation.

A. If Applicant commits a major violation of probation as defined by section 1361.52, subdivision (a), of Title 16 of the California Code of Regulations, the Board shall take one or more of the following actions:

(1) Issue an immediate cease-practice order and order Applicant to undergo a clinical diagnostic evaluation to be conducted in accordance with section 1361.5, subdivision (c)(1), of Title 16 of the California Code of Regulations, at Applicant's expense. The cease-practice order

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issued by the Board or its designee shall state that Applicant must test negative for at least a month of continuous biological fluid testing before being allowed to resume practice. For purposes of determining the length of time an Applicant must test negative while undergoing continuous biological fluid testing following issuance of a cease-practice order, a month is defined as thirty calendar (30) days. Applicant may not resume the practice of medicine until notified in writing by the Board or its designee that he or she may do so.

(2) Increase the frequency of biological fluid testing.

(3) Refer Applicant for further disciplinary action, such as suspension, revocation, or other action as determined by the Board or its designee.

B. If Applicant commits a minor violation of probation as defined by section 1361.52, subdivision (c), of Title 16 of the California Code of Regulations, the Board shall take one or more of the following actions:

(1) Issue a cease-practice order;

(2) Order practice limitations;

(3) Order or increase supervision of Applicant;

(4) Order increased documentation;

(5) Issue a citation and fine, or a warning letter;

(6) Order Applicant to undergo a clinical diagnostic evaluation to be conducted in accordance with section 1361.5, subdivision (c)(1), of Title 16 of the California Code of Regulations, at Applicant's expense;

(7) Take any other action as determined by the Board or its designee.

C. Nothing in this Decision shall be considered a limitation on the Board's authority to revoke Applicant's probation if she has violated any term or condition of probation. If Applicant violates probation in any respect, the Board, after giving Applicant 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 Applicant 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.

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8. NOTIFICATION. Within seven (7) days of the effective date of this Decision, Applicant 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 Applicant, at any other facility where Applicant 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 Applicant. Applicant 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.

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

10. OBEY ALL LAWS. Applicant 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.

11. QUARTERLY DECLARATIONS. Applicant 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.

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

12. GENERAL PROBATION REQUIREMENTS.

Compliance with Probation Unit

Applicant shall comply with the Board's probation unit.

Address Changes

Applicant shall, at all times, keep the Board informed of Applicant'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).

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Place of Practice

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

License Renewal

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

Travel or Residence Outside California

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

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

14. NON-PRACTICE WHILE ON PROBATION. Applicant 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 Applicant's return to practice. Non-practice is defined as any period of time Applicant 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 Applicant resides in California and is considered to be in non-practice, Applicant 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 Applicant 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

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Board-ordered suspension of practice shall not be considered as a period of non-practice.

In the event Applicant's period of non-practice while on probation exceeds 18 calendar months, Applicant shall successfully complete the Federation of State Medical Boards' 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.

Applicant'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 Applicant residing outside of California will relieve Applicant 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 Controlled Substances; and Biological Fluid Testing.

15. COMPLETION OF PROBATION. Applicant 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, Applicant's certificate shall be fully restored.

16. VIOLATION OF PROBATION. Failure to fully comply with any term or condition of probation is a violation of probation. If Applicant violates probation in any respect, the Board, after giving Applicant 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 Applicant 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.

17. LICENSE SURRENDER. Following the effective date of this Decision, if Applicant ceases practicing due to retirement or health reasons or is otherwise unable to satisfy the terms and conditions of probation, Applicant may request to surrender his or her license. The Board reserves the right to evaluate Applicant's request and to exercise its discretion in determining

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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, Applicant shall within 15 calendar days deliver Applicant's wallet and wall certificate to the Board or its designee and Applicant shall no longer practice medicine. Applicant will no longer be subject to the terms and conditions of probation. If Applicant re-applies for a medical license, the application shall be treated as a petition for reinstatement of a revoked certificate.

18. PROBATION MONITORING COSTS. Applicant 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.

19. FUTURE ADMISSIONS CLAUSE. If Applicant 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 Statement of Issues No. 800-2020-065640 shall be deemed to be true, correct, and admitted by Applicant for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict license.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, David Rosenberg, Esq. I fully understand the stipulation and the effect it will have on my physician's and surgeon's license. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and fully agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 10 / 11 / 2021

Danielle M Fam, MD

DANIELLE MARIE FAM
Applicant

I have read and fully discussed with Applicant Danielle Marie Fam the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 11/11/21

DAVID ROSENBERG, ESQ.
Attorney for Applicant

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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: October 11, 2021

Respectfully submitted,

ROB BONTA
Attorney General of California
MATTHEW M. DAVIS
Supervising Deputy Attorney General

Jason Ahn

JASON J. AHN
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Statement of Issues No. 800-2020-065640

XAVIER BECERRA
Attorney General of California
MATTHEW M. DAVIS
Supervising Deputy Attorney General
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BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Statement of Issues Against: **Danielle Marie Fam** Applicant.	Case No. 800-2020-065640 **STATEMENT OF ISSUES**

PARTIES

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

2. On or about February 3, 2019, the Medical Board of California, Department of Consumer Affairs received an application for Physician's and Surgeon's license from Danielle Marie Fam (Applicant). On or about January 26, 2019, Danielle Marie Fam certified under penalty of perjury to the truthfulness of all statements, answers, and representations in the application. The Board denied the application on February 5, 2020.

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JURISDICTION

3. This Statement of Issues is brought before the Medical Board of California (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

4. Section 475 of the Code states:

"(a) Notwithstanding any other provisions of this code, the provisions of this division shall govern the denial of licenses on the grounds of:

"...

"(2) Conviction of a crime.

"(3) Commission of any act involving dishonesty, fraud or deceit with the intent to substantially benefit himself or another, or substantially injure another.

"(4) Commission of any act which, if done by a licentiate of the business or profession in question, would be grounds for suspension or revocation of license.

"..."

5. Section 480 of the Code states:

"(a) A board may deny a license regulated by this code on the grounds that the applicant has one of the following:

"(1) Been convicted of a crime. A conviction within the meaning of this section means a plea or verdict of guilty or a conviction following a plea of nolo contendere. Any action that a board is permitted to take following the establishment of a conviction may be taken when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under the provisions of Section 1203.4 of the Penal Code"

"(2) Done any act involving dishonesty, fraud, or deceit with the intent to substantially benefit himself or herself or another, or substantially injure another.

"(3)(A) Done any act that if done by a licentiate of the business or profession in question, would be grounds for suspension or revocation of license.

"(B) The board may deny a license pursuant to this subdivision only if the crime or act is substantially related to the qualifications, functions, or duties of the business or profession for which application is made.

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6. Section 2221, subdivision (a) of the Code states, in part:

"(a) The board may deny a physician's and surgeon's certificate to an applicant guilty of unprofessional conduct or of any cause that would subject a licensee to revocation or suspension of his or her license. The board in its sole discretion, may issue a probationary physician's and surgeon's certificate to an applicant subject to [various terms and conditions]."

7. Section 2234 of the Code states, in relevant part:

"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.

"...

"(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.

"..."

8. Section 2236 of the Code states, in part:

"(a) The conviction of any offense substantially related to the qualifications, functions, or duties of a physician and surgeon constitutes unprofessional conduct within the meaning of this chapter. The record of conviction shall be conclusive evidence only of the fact that the conviction occurred."

"...

"(d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is deemed to be a conviction within the meaning of this section and Section 2236.1. The record of conviction shall be conclusive evidence of the fact that the conviction occurred."

9. Section 2238 of the Code states:

"A violation of any federal statute or federal regulation or any of the statutes or regulations of this state regulating dangerous drugs or controlled substances constitutes unprofessional conduct."

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10. Section 2239 of the Code states, in relevant part:

"(a) The use or prescribing for or administering to himself or herself, of any controlled substance; or the use of any ... alcoholic beverages, to the extent, or in such a manner as to be dangerous or injurious to the licensee, or to any other person or to the public, or to the extent that such use impairs the ability of the licensee to practice medicine safely or more than one misdemeanor or any felony involving the use, consumption, or self-administration of any of the substances referred to in this section, or any combination thereof, constitutes unprofessional conduct. The record of the conviction is conclusive evidence of such unprofessional conduct.[1]

"..."

11. 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."

12. Section 2305 of the Code states:

"The revocation, suspension, or other discipline, restriction, or limitation imposed by another state upon a license or certificate 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 of a licensee under this chapter [Chapter 5, the Medical Practice Act], shall constitute grounds for disciplinary action for unprofessional conduct against the licensee in this state."

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[1] There is a nexus between a physician's use of alcoholic beverages and his or her fitness to practice medicine, established by the Legislature in section 2239, "in all cases where a licensed physician used alcoholic beverages to the extent or in such a manner as to pose a danger to himself or others." (*Watson v. Superior Court* (*Medical Board*) (2009) 176 Cal.App.4th 1407, 1411.) The *Watson* court further held that professional discipline for conduct that did not lead to a criminal conviction did not violate a physician's due process right to notice of what conduct would lead to discipline. (Id. at pp. 1423, 1424.)

13. Section 11377 of the California Health and Safety Code states, in relevant part:

(a) Except as authorized by law and as otherwise provided in subdivision (b) or Section 11375, or in Article 7 (commencing with Section 4211) of Chapter 9 of Division 2 of the Business and Professions Code, every person who possesses any controlled substance which is (1) classified in Schedule III, IV, or V, and which is not a narcotic drug, (2) specified in subdivision (d) of Section 11054, except paragraphs (13), (14), (15), and (20) of subdivision (d), (3) specified in paragraph (11) of subdivision (c) of Section 11056, (4) specified in paragraph (2) or (3) of subdivision (f) of Section 11054, or (5) specified in subdivision (d), (e), or (f) of Section 11055, unless upon the prescription of a physician, dentist, podiatrist, or veterinarian, licensed to practice in this state, shall be punished by imprisonment in a county jail for a period of not more than one year, except that such person may instead be punished pursuant to subdivision (h) of Section 1170 of the Penal Code if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 of the Penal Code or for an offense requiring registration pursuant to subdivision (c) of Section 290 of the Penal Code.

"..."

14. Section 11055 of the California Health and Safety Code states, in relevant part:

(a) The controlled substances listed in this section are included in Schedule II.

"...

(d) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

(1) Amphetamine, its salts, optical isomers, and salts of its optical isomers.

"..."

15. California Code of Regulations, title 16, section 1360, states:

"For the purposes of denial, suspension or revocation of a license, certificate or permit pursuant to Division 1.5 (commencing with Section 475) of the code, a crime or act shall be considered to be substantially related to the qualifications, functions or duties of a person holding a license, certificate or permit under the Medical Practice Act if to a substantial degree it evidences present or potential unfitness of a person holding a license, certificate or permit to perform the functions authorized by the license, certificate or permit in a manner consistent with the public health, safety or welfare. Such crimes or acts shall include but not be limited to the following: Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate any provision of the Medical Practice Act."

16. Section 2228.1 of the Code states, in part:

"On and after July 1, 2019, except as otherwise provided in subdivision (c), the board shall require a licensee to provide a separate disclosure that includes the licensee's probation status, the length of the probation, the probation end date, all practice restrictions placed on the licensee by the board, the board's telephone number, and an explanation of how the patient can find further information on the licensee's probation on the licensee's profile page on the board's online license information Internet Web site, to a patient or the patient's guardian or health care surrogate before the patient's first visit following the probationary order while the licensee is on probation pursuant to a probationary order made on and after July 1, 2019, in any of the following circumstances:

(1) A final adjudication by the board following an administrative hearing or admitted findings or prima facie showing in a stipulated settlement establishing any of the following:

"...

(B) Drug or alcohol abuse directly resulting in harm to patients or the extent that such use impairs the ability of the licensee to practice safely."

"..."

17. Unprofessional conduct under Business and Professions Code section 2234 is conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming a member in good standing of the medical profession, and which demonstrates an unfitness to practice medicine. (*Shea v. Board of Medical Examiners* (1978) 81 Cal.App.3d 564, 575.)

STATEMENT OF FACTS

18. On or about July 6, 2010, Applicant was issued intern/resident license number 0116-023023 by the Virginia Board of Medicine (VBM) to practice medicine and surgery in the Commonwealth of Virginia, with an expiration date of June 30, 2012.

19. From on or about July 1, 2010 through December 31, 2014, Applicant completed an approved Accreditation Council of Graduate Medical Education (ACGME)[2] program in internal medicine. During her second year of training, Applicant was placed on probation due to inappropriate use of prescription drugs. No formal charges were filed by the VBM. Applicant entered into a recovery monitoring contract with the Virginia Health Practitioners' Monitoring

[2] Accreditation Council for Graduate Medical Education (ACGME) is the body responsible for accrediting all graduate medical training programs for physicians in the United States.

Program (HPMP). While participating in the HPMP program, Applicant was dismissed from the residency program. After completion of the HPMP requirements, Applicant was deemed fit to return to duty. Applicant was reinstated into the residency program as an intern for six (6) months before continuing her second year of training. No further concerns, academic or behavioral, were noted and Applicant successfully completed the residency program on or about December 31, 2014.

20. In or about July 2010, Applicant obtained 210 dosage units of Adderall[3] for her personal and unauthorized use by forging prescriptions and the signatures of three (3) different physicians. This constitutes a violation of California Health and Safety Code, Section 11377, subdivision (a), possession of a controlled substance, to wit, amphetamine (Adderall).

21. On or about August 17, 2011, Applicant entered the HPMP and signed a Participation Contract. Thereafter, Applicant began an intensive outpatient treatment program. As part of this program, Applicant was required to attend two (2) three-hour counseling sessions per week with a therapist, attend two (2) NA[4] or AA[5] meetings per week and complete required addiction-related projects.

22. On or about August 21, 2011, via an e-mail to the Virginia Department of Health Professions, applicant self-reported her prescription forgeries described in paragraph 20, above, and Applicant's addiction to Adderall.

23. On or about November 7, 2011, Applicant attended HPMP orientation and signed a Recovery Monitoring Contract. When asked at orientation to report her last use of alcohol,

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[3] Adderall®, a mixture of d-amphetamine and l-amphetamine salts in a ratio of 3:1, is a central nervous system stimulant of the amphetamine class, and is a Schedule II controlled substance pursuant to Health and Safety Code section 11055, subdivision (d), and a dangerous drug pursuant to Business and Professions Code section 4022. When properly prescribed and indicated, it is used for attention-deficit hyperactivity disorder and narcolepsy. According to the DEA, amphetamines, such as Adderall®, are considered a drug of abuse. "The effects of amphetamines and methamphetamine are similar to cocaine, but their onset is slower and their duration is longer." (Drugs of Abuse – A DEA Resource Guide (2011), at p. 44.) Adderall and other stimulants are contraindicated for patients with a history of drug abuse.

[4] Narcotics Anonymous (NA) is a non-profit fellowship or society of men and women for whom drugs had become a major problem.

[5] Alcoholics Anonymous (AA) is an international mutual aid fellowship with the stated purpose of enabling its members to stay sober and help other alcoholics achieve sobriety.

applicant stated that it was October 1, 2011. However, Applicant's therapist indicated that the date of Applicant's last use of alcohol was around October 27, 2011, as proven by the fact that applicant tested positive for alcohol via a urine screen on or about that date. As a result, HPMP placed Applicant on warning status due to her "continued use of substance after signing her Participation Contract and failing to be open about the information." Applicant was required to extend her intensive outpatient program sessions.

24. On or about November 7, 2011, Applicant was indicted by the grand jurors of the Commonwealth of Virginia in the City of Virginia Beach, Circuit Court of the City of Virginia Beach, as follows: "On or about Sunday, July 17, 2011, [Applicant] did obtain or attempt to obtain any drug or procure or attempt to procure the administration of any controlled substance as defined in the Drug Control Act through fraud, deceit, misrepresentation, embezzlement or subterfuge, or by forgery or alteration of a prescription or written order for the dispensing of a controlled substance, or through the concealment of a material fact, or by the use of a false name or the giving of a false address, in violation of § 18.2-258.1; 54.1-3446 through 54.1-3452; 18.2-10 of the Code of Virginia (1950) as amended."

25. On or about January 10, 2012, Applicant pled guilty and the Circuit Court of the City of Virginia Beach (Court), after hearing evidence and argument of counsel, found that there were sufficient facts that would justify a finding of guilt. However, the Court withheld an adjudication of Applicant's guilt, and placed Applicant on probation for twelve months with the following terms and conditions: "The Defendant [Applicant] shall remain drug free and be of good behavior for one year; the Defendant [Applicant] shall remain under supervision by the community corrections program for one year and shall comply with all rules of probation and instructions of the case manager to include the giving of random urine screens."

26. On or about January 15, 2012, Applicant voluntarily admitted herself into an in-patient recovery program and was discharged on March 29, 2012, after meeting the criteria for successful discharge, including a thorough Continuing Care Contract and a Relapse Prevention Plan.

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27. On or about March 1, 2012, the VBM reprimanded Applicant's intern/resident license to practice medicine and surgery in the Commonwealth of Virginia, issued on July 6, 2010, license number 0116-023023, based on, among other things, the following findings of facts and/or laws: Applicant violated Sections 54.12915.A(1), (16) (10), as further defined by Section 18.2-258.1.A and E of the Code of Virginia (1950), as amended ("Code"), in that, by her own admission, in or about July 2010, Applicant obtained 210 dosage units of Adderall (Schedule II) for her personal and unauthorized use by forging prescriptions and signatures of three (3) different physicians; Applicant violated Sections 541.-2915A(2) and (14) of the Code in that she is unable to practice medicine and surgery with reasonable skill or safety. In addition, Applicant entered into a Consent Order, which required, among other things, Applicant to remain in HPMP and continue to comply fully with the terms of Applicant's Participation Contract and/or Recovery Monitoring Contract, and any addenda thereto, until Applicant successfully completes the program.

28. On or about June 27, 2012, Applicant voluntarily agreed to participate in a five (5) year treatment program as part of a Recovery Monitoring Contract with HPMP. The treatment program required Applicant to abstain from the use of alcohol and drugs, including prescription drugs for treating illnesses (unless there was no alternative available), refrain from writing prescriptions for herself or family members, participate in therapy at least twice per month, take any medications for treatment of alcoholism / chemical dependency / mental illness as prescribed, attend three (3) 12-step program meetings weekly and two (2) health professional recovery group meetings monthly, submit to random testing, notify her employers regarding monitoring contract, and meet with the monitor on a monthly basis. On or about January 30, 2017, Applicant successfully completed the program.

29. On or about March 11, 2013, after Applicant fulfilled the terms and conditions of her criminal probation, the Court found Applicant not guilty of prescription fraud, a felony, but guilty of possession of a schedule III substance, a misdemeanor, in violation of Virginia Code Section 18.2-250.

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30. In or around May 2017, Applicant contacted her previous counselor to re-enter outpatient treatment due to a serious relapse of alcohol use involving near daily intoxication and inability to care for her infant son, resulting in a social services investigation.

31. On or about May 4, 2018, Applicant began psychiatric treatment. Applicant was diagnosed with Generalized Anxiety Disorder (GAD),[6] ADHD[7] predominantly inattentive type, and a history of alcohol abuse. Applicant's treatment plan included continued visits for medication management, therapy every three (3) months or sooner, and taking the following prescribed medications: Trintellix[8] 10mg, Adderall 10 mg, and Xanax[9] 0.5 mg.

FIRST CAUSE FOR DENIAL OF APPLICATION

(Criminal Conviction Substantially Related to the Qualifications, Functions, or Duties of a Physician and Surgeon)

32. Applicant's Application is subject to denial under section 475, subdivisions (a)(2) and (a)(4) and/or section 480, subdivisions (a)(1) and (a)(3)(A), and/or section 2234, subdivision (a), and/or section 2236, subdivision (a) of the Code, in that Applicant was convicted of a crime substantially related to the qualifications, functions, or duties of a physician and surgeon.

33. Paragraphs 20, 24, 25 and 29, above, are hereby incorporated by reference and re-alleged as if fully set forth herein.

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[6] Generalized Anxiety Disorder (GAD) is a severe, ongoing anxiety that interferes with daily activities.

[7] Attention-Deficit-Hyperactivity-Disorder (ADHD) is a chronic condition including attention difficulty, hyperactivity, and impulsiveness.

[8] Vortioxetine, sold under the brand name Trintellix, among others, is a medication used to treat major depressive disorder.

[9] Xanax® (alprazolam), a benzodiazepine, is a centrally acting hypnotic-sedative that is a Schedule IV controlled substance pursuant to Health and Safety Code section 11057, subdivision (d), and a dangerous drug pursuant to Business and Professions Code section 4022. When properly prescribed and indicated, it is used for the management of anxiety disorders. Concomitant use of Xanax® with opioids "may result in profound sedation, respiratory depression, coma, and death." The Drug Enforcement Administration (DEA) has identified benzodiazepines, such as Xanax®, as a drug of abuse. (Drugs of Abuse, DEA Resource Guide (2011 Edition), at p. 53.)

SECOND CAUSE FOR DENIAL OF APPLICATION

(Use of Drugs and/or Alcohol in a Dangerous Manner)

34. Applicant's Application is subject to denial under section 475, subdivision (a)(4) and/or section 480, subdivision (a)(3)(A), and/or section 2234, subdivision (a) and/or section 2239 of the Code, on the grounds that she used alcohol and/or controlled substance(s) to an extent or in a manner dangerous or injurious to herself or others, in a manner impairing the ability of Applicant to practice safely, and accordingly engaged in unprofessional conduct. The circumstances are as follows:

35. Paragraphs 18 through 31, above, are hereby incorporated by reference and re-alleged as if fully set forth herein.

THIRD CAUSE FOR DENIAL OF APPLICATION

(Dishonesty or Corruption)

36. Applicant's Application is subject to denial under section 475, subdivisions (a)(3) and (a)(4) and/or section 480, subdivisions (a)(2) and (a)(3)(A) and/or section 2234, subdivisions (a) and (e) of the Code, on the grounds that she obtained Adderall for personal and unauthorized use by forging prescriptions and signatures of three (3) different physicians. This fraudulent activity constituted unprofessional conduct. The circumstances are as follows:

37. Paragraphs 18 through 27, above, are hereby incorporated by reference and re-alleged as if fully set forth herein.

FOURTH CAUSE FOR DENIAL OF APPLICATION

(Violation of California Statute/Regulation Regulating Dangerous Drugs or Controlled Substances)

38. Applicant's Application is subject to denial under section 475, subdivision (a)(4) and/or section 480, subdivision (a)(3)(A), and/or section 2234, subdivisions (a) and/or section 2238 of the Code on the grounds that she obtained Adderall for personal and unauthorized use by forging prescriptions and signatures of three (3) different physicians. This act constituted a violation of California's statute/regulation regulating dangerous drugs or controlled substances,

specifically, California Health and Safety Code section 11377, subdivision (a). This conduct constituted unprofessional conduct. The circumstances are as follows:

39. Paragraphs 20 and 22, above, are hereby incorporated by reference and re-alleged as if fully set forth herein.

FIFTH CAUSE FOR DENIAL OF APPLICATION

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

40. Applicant's Application is subject to denial under section 475, subdivision (a)(4) and/or section 480, subdivision (a)(3)(A) and section 141 and section 2305 of the Code on the grounds that the Virginia Board of Medicine issued an order reprimanding Applicant's intern/resident license to practice medicine and surgery in the Commonwealth of Virginia, with requirements, among others, that Applicant to remain in HPMP and continue to comply fully with the terms of Applicant's contract, and any addenda thereto, until Applicant successfully completes the program.

41. Paragraph 27, above, is hereby incorporated by reference and re-alleged as if fully set forth herein.

SIXTH CAUSE FOR DENIAL OF APPLICATION

(Unprofessional Conduct)

42. Applicant's Application is subject to denial under section 475, subdivision (a)(4) and/or section 480, subdivision (a)(3)(A) and section 2234 of the Code on the grounds that Applicant engaged in unprofessional conduct. The circumstances are as follows:

43. Paragraphs 18-31, above, are hereby incorporated by reference and re-alleged as if fully set forth herein.

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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. Denying the application of Danielle Marie Fam for a Physician's and Surgeon's Certificate;

2. If placed on probation, revoking, suspending or denying approval of Applicant Danielle Fam's authority to supervise physician assistants pursuant to section 3527 of the Code, and advanced practice nurses;

3. Ordering Applicant Danielle Fam to pay the Medical Board the costs of probation monitoring, if placed on probation;

4. Determining whether Applicant's use impairs her ability to practice safely, thereby requiring patient disclosure, per Business and Professions Code section 2228.1; and

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

DATED: June 29, 2020

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

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