

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

In the Matter of the Accusation  
Against:

Toufan Razi, M.D.

Physician's & Surgeon's  
Certificate No A 82682

Respondent

Case No. 800-2017-034818

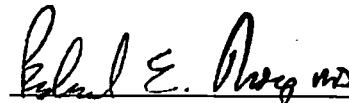
DECISION

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 December 2, 2021.

IT IS SO ORDERED November 2, 2021.

MEDICAL BOARD OF CALIFORNIA



Richard E. Thorp, M.D., Chair  
Panel B

1 ROB BONTA  
Attorney General of California  
2 JANE ZACK SIMON  
Supervising Deputy Attorney General  
3 CAITLIN ROSS  
Deputy Attorney General  
4 State Bar No. 271651  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
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E-mail: Caitlin.Ross@doj.ca.gov  
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 **TOUFAN RAZI, M.D.**  
14 **P.O. Box 1994**  
**San Leandro, CA 94577**

15 **Physician's and Surgeon's Certificate**  
16 **No. A 82682**

Respondent.

Case No. 800-2017-034818

OAH No. 2021060088

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

17  
18  
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. William Prasifka (Complainant) is the Executive Director of the Medical Board of  
23 California (Board). He brought this action solely in his official capacity and is represented in this  
24 matter by Rob Bonta, Attorney General of the State of California, by Caitlin Ross, Deputy  
25 Attorney General.

26 2. Respondent Toufan Razi, M.D. (Respondent) is represented in this proceeding by  
27 attorney Robert W. Hodges, Esq., whose address is: 3480 Buskirk Avenue, Suite 250  
28 Pleasant Hill, CA 94523





1 may be used in lieu of original documents and signatures and, further, that such copies shall have  
2 the same force and effect as originals.

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

6 **DISCIPLINARY ORDER**

7 **A. PUBLIC REPRIMAND**

8 IT IS HEREBY ORDERED that the Respondent, Toufan Razi, M.D., Physician's and  
9 Surgeon's Certificate No. A 82682, shall and hereby is publicly reprimanded pursuant to  
10 California Business and Profession Code, section 2227, subdivision (a)(4). This Public  
11 Reprimand, which is issued in connection with Respondent's conduct as set forth in Accusation  
12 No. 800-2017-034818, is as follows: Pursuant to Business and Professions Code sections 2234  
13 and 2234, subdivision (c), you demonstrated unprofessional conduct through your repeated  
14 negligent acts in the treatment of Patient 1 and Patient 2 by prescribing high dosages of opioids,  
15 especially methadone, where the benefits did not appear to outweigh the risks and without  
16 recommending overdose-prevention medication. For Patient 1, you also continued to prescribe  
17 high amounts of opiates, including methadone, while another provider was simultaneously  
18 prescribing benzodiazepines. Consequently, the Board issues this Public Reprimand.

19 **B. IT IS FURTHER ORDERED**

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

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

6 Respondent shall submit a certification of successful completion to the Board or its  
7 designee not later than 15 calendar days after successfully completing the course, or not later than  
8 15 calendar days after the effective date of the Decision, whichever is later.

9 Failure to enroll, participate in, or successfully complete the prescribing practices course  
10 within the designated time period shall constitute unprofessional conduct and grounds for further  
11 disciplinary action.

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

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

26 Respondent shall submit a certification of successful completion to the Board or its  
27 designee not later than 15 calendar days after successfully completing the course, or not later than  
28 15 calendar days after the effective date of the Decision, whichever is later.

1 Failure to enroll, participate in, or successfully complete the medical records course within  
2 the designated time period shall constitute unprofessional conduct and grounds for further  
3 disciplinary action.

4 3. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply for  
5 a new license or certification, or petition for reinstatement of a license, by any other health care  
6 licensing action agency in the State of California, all of the charges and allegations contained in  
7 Accusation No. 800-2017-034818 shall be deemed to be true, correct, and admitted by  
8 Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or  
9 restrict license.

10 **ACCEPTANCE**


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

16  
17 DATED: 9/15/21

  
\_\_\_\_\_  
TOUFAN RAZI, M.D.  
Respondent

19 I have read and fully discussed with Respondent Toufan Razi, M.D. the terms and  
20 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.  
21 I approve its form and content.

22 DATED: 9/21/21

  
\_\_\_\_\_  
ROBERT W. HODGES, ESQ.  
Attorney for Respondent

24 **ENDORSEMENT**

25 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully

26 ///

27 ///

28 ///

RWH

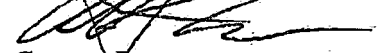
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submitted for consideration by the Medical Board of California.

DATED: 9-21-21

Respectfully submitted,

ROB BONTA  
Attorney General of California  
JANE ZACK SIMON  
Supervising Deputy Attorney General



CAITLIN ROSS  
Deputy Attorney General  
*Attorneys for Complainant*

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# Exhibit A

1 XAVIER BECERRA  
Attorney General of California  
2 JANE ZACK SIMON  
Supervising Deputy Attorney General  
3 CAITLIN ROSS  
Deputy Attorney General  
4 State Bar No. 271651  
455 Golden Gate Avenue, Suite 11000  
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E-mail: Caitlin.Ross@doj.ca.gov  
7 Attorneys for Complainant

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

13 In the Matter of the Accusation Against:

Case No. 800-2017-034818

14 **Toufan Razi, M.D.**  
15 **P.O. Box 1994**  
16 **San Leandro, CA 94577**

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

17 **Physician's and Surgeon's Certificate**  
18 **No. A 82682,**

Respondent.

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 April 11, 2003, the Medical Board issued Physician's and Surgeon's  
25 Certificate Number A 82682 to Toufan Razi, M.D. (Respondent). The Physician's and Surgeon's  
26 Certificate was in full force and effect at all times relevant to the charges brought herein and will  
27 expire on March 31, 2021, unless renewed.

1 **JURISDICTION**

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

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

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

13 (c) Repeated negligent acts. To be repeated, there must be two or more  
14 negligent acts or omissions. An initial negligent act or omission followed by a  
15 separate and distinct departure from the applicable standard of care shall constitute  
16 repeated negligent acts.

17 (1) An initial negligent diagnosis followed by an act or omission medically  
18 appropriate for that negligent diagnosis of the patient shall constitute a single  
19 negligent act.

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

25 **RESPONDENT'S PRACTICE**

26 6. At all times relevant to this matter, Respondent was licensed and practicing  
27 medicine in California. His practice involved pain management.  
28

1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Unprofessional Conduct and/or Repeated Negligent Acts)**

3 **(Patient 1)<sup>1</sup>**

4 7. Respondent Toufan Razi, M.D. is subject to disciplinary action under sections 2234  
5 [unprofessional conduct] and/or 2234(c) [repeated negligent acts] in the care of Patient 1. The  
6 circumstances are as follows:

7 8. In March 2015, Respondent began treating Patient 1, a woman in her 50s, for pain  
8 arising from an alleged work-related injury.

9 9. In June 2015, Respondent prescribed oxycodone<sup>2</sup> to Patient 1. Oxycodone is an  
10 opiate.

11 10. Opiates have the potential for being abused. Tolerance and psychological and  
12 physical dependence on opiates may develop upon repeated administration that can alter mental  
13 function and produce drug dependence.

14 11. Respondent continued to prescribe oxycodone, and twice increased the dosage. In  
15 November 2015, when the oxycodone/acetaminophen dose was four 10-325 mg tablets a day,  
16 Respondent additionally prescribed a fentanyl patch.<sup>3</sup> Fentanyl is a powerful opiate that, like  
17 oxycodone, can alter mental function, produce drug dependence, and has the potential for abuse.  
18 Use of multiple opiates compounds these risks and increases the chance of overdose. The  
19 CURES records<sup>4</sup> show that on November 18, 2015, Patient 1 filled both a prescription for a 30-  
20 day supply of 120 tablets of 10-325 oxycodone/acetaminophen and a 30-day supply of ten 25  
21 mcg/hour fentanyl patches.

22 \_\_\_\_\_  
23 <sup>1</sup> Patient names are withheld for privacy concerns and are available to Respondent.

24 <sup>2</sup> Oxycodone with acetaminophen (trade name Percocet) is indicated for certain types of  
25 pain. The 10/325 reflects that each pill contains 10 mg of oxycodone and 325 mg of  
26 acetaminophen. Oxycodone is a narcotic. It is a dangerous drug as defined in section 4022 and a  
27 Schedule II controlled substance as defined in section 11055 of the Health and Safety Code.

28 <sup>3</sup> The fentanyl patch is a transdermal system containing fentanyl, an opioid used to treat  
certain types of pain. It is a dangerous drug as defined in section 4022 and a Schedule II  
controlled substance as defined in section 11055 of the Health and Safety Code.

<sup>4</sup> The Controlled Substance Utilization Review and Evaluation System (CURES) is a  
database of Schedule II, III and IV controlled substance prescription dispensed in California  
serving the public health, regulatory oversight agencies, and law enforcement.

1           12. On November 25, 2015, Respondent's medical records for Patient 1 reflected a  
2 benzodiazepine (clonazepam)<sup>5</sup> prescription from a different provider. Like opiates,  
3 benzodiazepines can alter mental function, produce drug dependence, and have the potential for  
4 abuse. Combining benzodiazepines with opiates can significantly increase the risk of overdose,  
5 including by opioid-induced respiratory depression. The benzodiazepine prescription remained in  
6 Patient 1's medical records until April 2017, and again in January 2018. Respondent knew about  
7 the benzodiazepine prescription, but continued prescribing opiates to Patient 1.

8           13. Respondent also started prescribing methadone<sup>6</sup> to Patient 1. In January 2016,  
9 Respondent prescribed a 30-day supply of 5 mg of methadone, four times a day. Methadone is a  
10 particularly risky opiate, given its instability that makes it potentially more dangerous than other  
11 opiates. In this same month, CURES shows that Patient 1 also filled prescriptions for 30-day  
12 supplies of oxycodone (120 tablets) and the fentanyl patch (10 patches). The benzodiazepine  
13 prescription also continued in this month.

14           14. The next month, Respondent did not prescribe fentanyl, but did double the methadone  
15 prescription to 10 mg, four times a day. He then continued to frequently prescribe methadone to  
16 Patient 1 in 30-day supplies. The benzodiazepine prescription from the other provider continued  
17 to be frequently prescribed.

18           15. Respondent continued prescribing various opiates to Patient 1, adding and  
19 discontinuing various opiates, and lowering the amounts for various opiates.

20           16. Respondent is guilty of unprofessional conduct and subject to disciplinary action  
21 under sections 2234 [unprofessional conduct] and/or 2234(c) [repeated negligent acts] based on,  
22 but not limited to, the following conduct:

23  
24  
25           <sup>5</sup> Clonazepam, also known by the trade name Klonopin, is a benzodiazepine used for the  
26 management of certain types of anxiety disorders for the short-term relief of symptoms. It is a  
27 dangerous drug as defined in section 4022 and a Schedule IV controlled substance as defined in  
28 Health and Safety Code section 11057. It is a central nervous system depressant.

<sup>6</sup> Methadone is an opioid medication and is used for certain types of pain and as part of  
drug addiction detoxification and maintenance programs. It is a dangerous drug as defined in  
Business and Professions Code section 4022 and a Schedule II controlled substance and narcotic  
as defined in section 11055 of the Health and Safety Code.

1 A. Respondent prescribed high dosages of opioids, especially methadone, where the  
2 records reflected that the benefits did not appear to outweigh the risks.

3 B. Respondent prescribed high dosages of opiates, especially methadone, but did not  
4 recommend naloxone, a medication used to block the effect of opioids and prevent overdose.

5 C. Respondent continued prescribing high amounts of opiates, including methadone,  
6 while another provider was simultaneously prescribing benzodiazepines.

7 **SECOND CAUSE FOR DISCIPLINE**

8 **(Unprofessional Conduct and/or Repeated Negligent Acts)**

9 **(Patient 2)**

10 17. Paragraphs 1-16 are incorporated as set forth herein.

11 18. Respondent Toufan Razi, M.D. is subject to disciplinary action under sections 2234  
12 [unprofessional conduct] and/or 2234(c) [repeated negligent acts] in the care of Patient 2. The  
13 circumstances are as follows:

14 19. After three visits in 2010 and a visit in 2012, the medical records reflect that  
15 Respondent treated Patient 2 as a new patient in October 2015. Respondent treated Patient 2 for a  
16 chief complaint of severe headaches. At the time, Patient 2 was a male in his 30s.

17 20. In order to treat Patient 2's complaint of severe headaches, Respondent prescribed the  
18 opiate methadone. As explained above, opiates have the potential for being abused. Tolerance  
19 and psychological and physical dependence on opiates may develop upon repeated administration  
20 that can alter mental function and produce drug dependence. And methadone is a particularly  
21 risky opiate, given its volatility that makes it potentially more dangerous than other opiates.

22 21. In October 2015, Respondent initially prescribed 10 mg of methadone per day.  
23 Respondent steadily increased the quantity, and by March 2017, Respondent prescribed 90 mg of  
24 methadone to Patient 2, with an option for Patient 2 to take an extra 10 mg as needed for pain.  
25 This constituted prescribing 300 tablets of methadone as a 30-day supply.

26 22. Respondent continued prescribing 90 mg of methadone per day, plus an extra 10 mg  
27 if necessary, as 30-day supplies, for a few more months. The CURES report for Patient 2 shows  
28 that 10 times between March 11, 2017 and September 1, 2017, Patient 2 filled prescriptions from

1 Respondent (or his supervised physician assistant) for either 30-day supplies of 300 tablets of 10  
2 mg methadone, or 15-or 16-day supplies of 150 tablets of 10 mg methadone. This period both  
3 followed and preceded additional periods of Respondent prescribing methadone to Patient 2.  
4 Respondent did eventually attempt to wean Patient 2 off the methadone.

5 23. Respondent is guilty of unprofessional conduct and subject to disciplinary action  
6 under sections 2234 [unprofessional conduct] and/or 2234(c) [repeated negligent acts] based on,  
7 but not limited to, the following conduct:

8 A. Respondent prescribed high dosages of opioids, especially methadone, where the  
9 records reflected that the benefits did not appear to outweigh the risks.

10 B. Respondent prescribed high dosages of opiates, especially methadone, but did not  
11 recommend naloxone, a medication used to block the effect of opioids and prevent overdose.

12 **PRAYER**

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

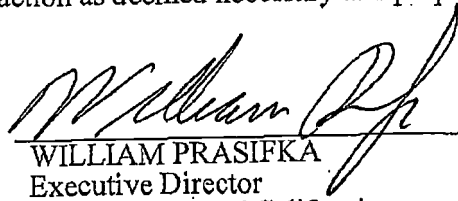
15 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 82682,  
16 issued to Toufan Razi, M.D.;

17 2. Revoking, suspending or denying approval of Toufan Razi, M.D.'s authority to  
18 supervise physician assistants and advanced practice nurses;

19 3. Ordering Toufan Razi, M.D., if placed on probation, to pay the Board the costs of  
20 probation monitoring; and

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

22  
23 DATED: JUL 16 2020

24   
25 WILLIAM PRASIFKA  
26 Executive Director  
27 Medical Board of California  
28 Department of Consumer Affairs  
State of California  
Complainant

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