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

In the Matter of the Accusation Against: Adrian Michael Jaffer, M.D. Physician's and Surgeon's Certificate No. A 25563 Respondent.	Case No. 800-2019-054051

DECISION

The attached Stipulated Surrender of License 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 22, 2021.

IT IS SO ORDERED December 15, 2021.

MEDICAL BOARD OF CALIFORNIA

For: William Prasifka
Executive Director

Reji Varghese
Deputy Director

ROB BONTA
Attorney General of California
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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 Accusation Against: **ADRIAN MICHAEL JAFFER, M.D.** **9850 Genesee Ave., Ste. 420** **La Jolla, CA 92037-1212** **Physician's and Surgeon's Certificate No. A 25563** Respondent.	Case No. 800-2019-054051 **STIPULATED SURRENDER OF LICENSE AND DISCIPLINARY ORDER**

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

PARTIES

1. William Prasifka (Complainant) is the Executive Director of the Medical Board of California (Board). He brought this action solely in his official capacity and is represented in this matter by Rob Bonta, Attorney General of the State of California, by Aaron L. Lent, Deputy Attorney General.

2. Adrian Michael Jaffer, M.D. (Respondent) is representing himself in this proceeding and has chosen not to exercise his right to be represented by counsel.

3. On or about August 31, 1973, the Board issued Physician's and Surgeon's Certificate No. A 25563 to Adrian Michael Jaffer, M.D. (Respondent). The Physician's and Surgeon's

Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2019-054051 and will expire on August 31, 2023, unless renewed.

JURISDICTION

4. Accusation No. 800-2019-054051 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on September 7, 2021. Respondent timely filed his Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 800-2019-054051 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read, and understands the charges and allegations in Accusation No. 800-2019-054051. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Disciplinary Order.

7. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

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

CULPABILITY

9. Respondent understands and agrees that the charges and allegations in Accusation No. 800-2019-054051, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

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10. Respondent agrees that, at a hearing, Complainant could establish a *prima facie* case or factual basis for the charges in the Accusation, and that Respondent hereby gives up his right to contest those charges.

11. Respondent does not contest that, at an administrative hearing, complainant could establish a *prima facie* case with respect to the charges and allegations in Accusation No. 800-2019-054051, a true and correct copy of which is attached hereto as Exhibit A, and that he has thereby subjected his Physician's and Surgeon's Certificate, No. A 25563 to disciplinary action.

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

RESERVATION

13. The admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Medical Board of California or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

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

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

16. This Stipulated Surrender 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.

17. The parties agree that copies of this Stipulated Surrender 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.

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

ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 25563, issued to Respondent Adrian Michael Jaffer, M.D., is surrendered and accepted by the Board.

1. The surrender of Respondent's Physician's and Surgeon's Certificate and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

2. Respondent shall lose all rights and privileges as a physician and surgeon in California as of the effective date of the Board's Decision and Disciplinary Order.

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

4. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2019-054051 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

5. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation, No. 800-2019-054051 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

ACCEPTANCE

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

DATED: 11/18/2021

ADRIAN MICHAEL JAFFER, M.D.
Respondent

ENDORSEMENT

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

DATED: 11/22/2021

Respectfully submitted,

ROB BONTA
Attorney General of California
STEVEN D. MUNI
Supervising Deputy Attorney General

AARON L. LENT
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2019-054051

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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 Accusation Against:	Case No. 800-2019-054051
Adrian Michael Jaffer, M.D. **9850 Genesee Ave., Ste. 420** **La Jolla, CA 92037-1212** **Physician's and Surgeon's Certificate No. A 25563,** Respondent.	**ACCUSATION**

PARTIES

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

2. On or about August 31, 1973, the Medical Board issued Physician's and Surgeon's Certificate No. A 25563 to Adrian Michael Jaffer, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on August 31, 2023, unless renewed.

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JURISDICTION

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

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

5. Section 2234 of the Code, states:

> The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:
>
> (a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.
>
> (b) Gross negligence.
>
> (c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or omissions. An initial negligent act or omission followed by a separate and distinct departure from the applicable standard of care shall constitute repeated negligent acts.
>
> (1) An initial negligent diagnosis followed by an act or omission medically appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.
>
> (2) When the standard of care requires a change in the diagnosis, act, or omission that constitutes the negligent act described in paragraph (1), including, but not limited to, a reevaluation of the diagnosis or a change in treatment, and the licensee's conduct departs from the applicable standard of care, each departure constitutes a separate and distinct breach of the standard of care.
>
> (d) Incompetence.
>
> (e) The commission of any act involving dishonesty or corruption that is substantially related to the qualifications, functions, or duties of a physician and surgeon.
>
> (f) Any action or conduct that would have warranted the denial of a certificate.
>
> (g) The failure by a certificate holder, in the absence of good cause, to attend and participate in an interview by the board. This subdivision shall only apply to a certificate holder who is the subject of an investigation by the board.

6. Unprofessional conduct under Business and Professions Code section 2234 is conduct which breaches the rules or ethical conduct of the medical profession, or conduct which is unbecoming to 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, 25 575.)

7. Section 2228.1 of the Code states:

(a) 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:

(A) The commission of any act of sexual abuse, misconduct, or relations with a patient or client as defined in Section 726 or 729.

(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.

(C) Criminal conviction directly involving harm to patient health.

(D) Inappropriate prescribing resulting in harm to patients and a probationary period of five years or more.

(2) An accusation or statement of issues alleged that the licensee committed any of the acts described in subparagraphs (A) to (D), inclusive, of paragraph (1), and a stipulated settlement based upon a nolo contendre or other similar compromise that does not include any prima facie showing or admission of guilt or fact but does include an express acknowledgment that the disclosure requirements of this section would serve to protect the public interest.

(b) A licensee required to provide a disclosure pursuant to subdivision (a) shall obtain from the patient, or the patient's guardian or health care surrogate, a separate, signed copy of that disclosure.

(c) A licensee shall not be required to provide a disclosure pursuant to subdivision (a) if any of the following applies:

(1) The patient is unconscious or otherwise unable to comprehend the disclosure and sign the copy of the disclosure pursuant to subdivision (b) and a

guardian or health care surrogate is unavailable to comprehend the disclosure and sign the copy.

(2) The visit occurs in an emergency room or an urgent care facility or the visit is unscheduled, including consultations in inpatient facilities.

(3) The licensee who will be treating the patient during the visit is not known to the patient until immediately prior to the start of the visit.

(4) The licensee does not have a direct treatment relationship with the patient.

(d) On and after July 1, 2019, the board shall provide the following information, with respect to licensees on probation and licensees practicing under probationary licenses, in plain view on the licensee's profile page on the board's online license information Internet Web site.

(1) For probation imposed pursuant to a stipulated settlement, the causes alleged in the operative accusation along with a designation identifying those causes by which the licensee has expressly admitted guilt and a statement that acceptance of the settlement is not an admission of guilt.

(2) For probation imposed by an adjudicated decision of the board, the causes for probation stated in the final probationary order.

(3) For a licensee granted a probationary license, the causes by which the probationary license was imposed.

(4) The length of the probation and end date.

(5) All practice restrictions placed on the license by the board.

(e) Section 2314 shall not apply to this section.

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

9. Section 726 of the Code states:

(a) The commission of any act of sexual abuse, misconduct, or relations with a patient, client, or customer constitutes unprofessional conduct and grounds for disciplinary action for any person licensed under this or under any initiative act referred to in this division.

(b) This section shall not apply to consensual sexual contact between a licensee and his or her spouse or person in an equivalent domestic relationship when that licensee provides medical treatment, to his or her spouse or person in an equivalent domestic relationship.

10. Section 729 of the Code states:

(a) Any physician and surgeon, psychotherapist, alcohol and drug abuse counselor or any person holding himself or herself out to be a physician and surgeon, psychotherapist, or alcohol and drug abuse counselor, who engages in an act of sexual

intercourse, sodomy, oral copulation, or sexual contact with a patient or client, or with a former patient or client when the relationship was terminated primarily for the purpose of engaging in those acts, unless the physician and surgeon, psychotherapist, or alcohol and drug abuse counselor has referred the patient or client to an independent and objective physician and surgeon, psychotherapist, or alcohol and drug abuse counselor recommended by a third-party physician and surgeon, psychotherapist, or alcohol and drug abuse counselor for treatment, is guilty of sexual exploitation by a physician and surgeon, psychotherapist, or alcohol and drug abuse counselor.

(b) Sexual exploitation by a physician and surgeon, psychotherapist, or alcohol and drug abuse counselor is a public offense:

(1) An act in violation of subdivision (a) shall be punishable by imprisonment in a county jail for a period of not more than six months, or a fine not exceeding one thousand dollars ($1,000), or by both that imprisonment and fine.

(2) Multiple acts in violation of subdivision (a) with a single victim, when the offender has no prior conviction for sexual exploitation, shall be punishable by imprisonment in a county jail for a period of not more than six months, or a fine not exceeding one thousand dollars ($1,000), or by both that imprisonment and fine.

(3) An act or acts in violation of subdivision (a) with two or more victims shall be punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for a period of 16 months, two years, or three years, and a fine not exceeding ten thousand dollars ($10,000); or the act or acts shall be punishable by imprisonment in a county jail for a period of not more than one year, or a fine not exceeding one thousand dollars ($1,000), or by both that imprisonment and fine.

(4) Two or more acts in violation of subdivision (a) with a single victim, when the offender has at least one prior conviction for sexual exploitation, shall be punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for a period of 16 months, two years, or three years, and a fine not exceeding ten thousand dollars ($10,000); or the act or acts shall be punishable by imprisonment in a county jail for a period of not more than one year, or a fine not exceeding one thousand dollars ($1,000), or by both that imprisonment and fine.

(5) An act or acts in violation of subdivision (a) with two or more victims, and the offender has at least one prior conviction for sexual exploitation, shall be punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for a period of 16 months, two years, or three years, and a fine not exceeding ten thousand dollars ($10,000).

For purposes of subdivision (a), in no instance shall consent of the patient or client be a defense. However, physicians and surgeons shall not be guilty of sexual exploitation for touching any intimate part of a patient or client unless the touching is outside the scope of medical examination and treatment, or the touching is done for sexual gratification.

(c) For purposes of this section:

(1) "Psychotherapist" has the same meaning as defined in Section 728.

(2) "Alcohol and drug abuse counselor" means an individual who holds himself or herself out to be an alcohol or drug abuse professional or paraprofessional.

(3) "Sexual contact" means sexual intercourse or the touching of an intimate part of a patient for the purpose of sexual arousal, gratification, or abuse.

(4) "Intimate part" and "touching" have the same meanings as defined in Section 243.4 of the Penal Code.

(d) In the investigation and prosecution of a violation of this section, no person shall seek to obtain disclosure of any confidential files of other patients, clients, or former patients or clients of the physician and surgeon, psychotherapist, or alcohol and drug abuse counselor.

(e) This section does not apply to sexual contact between a physician and surgeon and his or her spouse or person in an equivalent domestic relationship when that physician and surgeon provides medical treatment, other than psychotherapeutic treatment, to his or her spouse or person in an equivalent domestic relationship.

(f) If a physician and surgeon, psychotherapist, or alcohol and drug abuse counselor in a professional partnership or similar group has sexual contact with a patient in violation of this section, another physician and surgeon, psychotherapist, or alcohol and drug abuse counselor in the partnership or group shall not be subject to action under this section solely because of the occurrence of that sexual contact.

FACTUAL ALLEGATIONS

11. Respondent is a physician and surgeon, board certified in rheumatology, who at all times relevant to the allegations brought herein worked at a clinic at Mammoth Hospital in Mammoth Lakes, California.

12. Patient 1[1] was a 39-year-old female who first sought treatment and a consultation from Respondent on or about March 30, 2018 for polyarthropathy (joint pain). Prior to that date, Patient 1 had never met, communicated with, or had any knowledge of Respondent.

13. Prior to March 30, 2018, Patient 1's medical records indicate a history of multiple medical problems including anxiety/depression, hypothyroidism and Hashimoto's thyroiditis, gastroesophageal reflux, asthma/food allergies, mastocytosis with allergy and syncope, insomnia, inflammatory polyarthropy, and hematochezia related to food allergies with a family history for hypermobility syndromes.

14. On or about March 30, 2018, at Patient 1's first and last appointment with Respondent at Mammoth Hospital, Patient 1 was taken to an examination room and waited alone

[1] To protect the privacy of the patient and witnesses involved, patient and witness names were not included in this pleading. Respondent is aware of the identity of each patient and witness.

until Respondent arrived. After Respondent entered the examination room, he spoke with Patient 1 and continuously referred to Patient 1 as "cutie" throughout the examination.

15. During the initial examination, Respondent inquired as to Patient 1's marital status, if she had a boyfriend, and whether or not she felt lonely. Respondent also remarked that she was "too cute and too young to be sick." Upon learning the ages of Patient 1's children, Respondent told Patient 1 that she was too young to have children that age.

16. During the examination, and in response to the situation, Patient 1 popped/cracked her knuckles and fingers in the presence of Respondent. After observing this behavior, Respondent initially commented that it was not good for Patient 1 to pop/crack her knuckles. However, when Patient 1 popped/cracked her knuckles and fingers a second time, Respondent then told her, "Do I need to bend you over my knee?"

17. After the initial examination, Respondent left the examination room and a female assistant entered the room with a hospital gown for Patient 1. Patient 1 was left alone in the examination room without instruction as to the manner or extent of undress required for the remaining examination with Respondent. Patient 1 took off her clothing other than her undergarments and placed the hospital gown over her undergarments with the opening of the gown facing her backside. The length of the hospital gown came down to approximately Patient 1's mid-thigh.

18. Respondent then re-entered the examination room with no one else present other than Patient 1, wearing only the hospital gown and her undergarments. Respondent began to conduct a physical examination of Patient 1 and had her lie back on an examination table in the room. Respondent then asked Patient if she had a breast augmentation despite Patient 1 not reporting and not experiencing any pain or discomfort in her breasts.

19. After inquiring as to Patient 1's breasts while she was lying supine on the examination table, Respondent informed Patient 1 that he was going to examine her hips. Respondent provided no additional description or communication to Patient 1 as to this portion of the physical examination at that time. Respondent proceeded to slide his flattened hand in between Patient 1's legs in the area of her mid-thigh without squeezing or palpating the area, and

in a continual motion without lingering, slid his hand from Patient 1's mid-thigh area toward her pubic area, grazing Patient 1's pubic area which was covered by the hospital gown and her undergarments.

20. Respondent then instructed Patient 1 to stand up from the examination table so that Respondent could conduct an examination of Patient 1's back. While standing behind Patient 1, Respondent opened her hospital gown from behind her, which exposed Patient 1's thong style underwear from the rear to Respondent. Respondent made the comment, "those panties are not very appropriate to be wearing to a doctor's appointment, are they? But that's okay, that's what all the young ladies are wearing these days." Respondent also commented on how "muscular" Patient 1's physique appeared.

21. When Respondent concluded his physical examination of Patient 1, he left the examination room without further instructions to Patient 1, who got dressed, exited the examination room, and was advised by the front desk that Respondent desired additional lab work done, which Patient 1 later completed.

22. Even though Respondent examined Patient 1's joints and musculoskeletal system on or about March 30, 2018, Respondent did not conduct a history and full general physical examination of Patient 1.

23. The medical records from Patient 1's consultation and examination with Respondent on or about March 30, 2018, did not fully delineate Patient 1's complaints of syncope and other complaints in the history portion of the records.

24. The Review of Systems (ROS) records from Patient 1's consultation and examination with Respondent on or about March 30, 2018, did not fully articulate Patient 1's complaints nor what was explored in the examination. While the patient's recent history of depression and anxiety were documented in the assessment and plan portion of the records, this is contraindicated in the ROS portion of the record.

25. Throughout the entire examination that was conducted on or about March 30, 2018 between Respondent and Patient 1, no chaperone or anyone else was present in the examination room while Respondent and Patient 1 were present.

26. On or about March 31, 2018, Patient 1 contacted Mammoth Hospital and filed a formal complaint regarding Respondent's conduct on March 30, 2018. Thereafter, Patient 1 was informed by a representative of Mammoth Hospital, Registered Nurse (R.N.) and Clinical Quality Coordinator S.S., that Respondent was interviewed by Mammoth Hospital Chief Medical Officer Dr. B. and Chief of Staff Dr. C. regarding his conduct on March 30, 2018, and that consequently, Respondent was subsequently required to have a chaperone present when examining female patients at Mammoth Hospital.

27. On or about May 2, 2018, Mammoth Hospital Chief Medical Officer Dr. B. and Chief of Staff Dr. C. interviewed Respondent regarding his conduct on March 30, 2018. During that interview, Respondent acknowledged making several of the statements to Patient 1 on March 30, 2018, such as "cutie," "too young to be sick," as well as comments regarding her undergarments and her age. Respondent did not dispute the condition imposed by Dr. B. and Dr. C. that he be required to utilize a chaperone when dealing with female patients going forward.

FIRST CAUSE FOR DISCIPLINE

(Sexual Misconduct)

28. Respondent Adrian Michael Jaffer, M.D. has subjected his Physician's and Surgeon's Certificate No. A 25563 to disciplinary action under sections 726 and 729, subdivision (b), of the Code, in that he committed sexual misconduct against Patient 1 as more particularly alleged in paragraphs 11 through 27, above, which are hereby incorporated by reference and re-alleged as if fully set forth herein.

SECOND CAUSE FOR DISCIPLINE

(Gross Negligence)

29. Respondent Adrian Michael Jaffer, M.D. has further subjected his Physician's and Surgeon's Certificate No. A 25563 to disciplinary action under sections 2227 and 2234, as defined by section 2234, subdivision (b), of the Code, in that he committed gross negligence in his care and treatment of Patient 1 as more particularly alleged in paragraphs 11 through 27, above, which are hereby incorporated by reference and re-alleged as if fully set forth herein.

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THIRD CAUSE FOR DISCIPLINE

(Repeated Negligent Acts)

30. Respondent Adrian Michael Jaffer, M.D. has further subjected his Physician's and Surgeon's Certificate No. A 25563 to disciplinary action under sections 2227 and 2234, as defined by section 2234, subdivision (c), of the Code, in that he committed repeated negligent acts in his care and treatment of Patient 1 as more particularly alleged in paragraphs 11 through 27, above, which are hereby incorporated by reference and re-alleged as if fully set forth herein.

FOURTH CAUSE FOR DISCIPLINE

(Failure to Maintain Adequate and Accurate Medical Records)

31. Respondent Adrian Michael Jaffer, M.D. has further subjected his Physician's and Surgeon's Certificate No. A 25563 to disciplinary action under sections 2227 and 2234, as defined by section 2266 of the Code, in that he failed to maintain adequate and accurate medical records of Patient 1 as more particularly alleged in paragraphs 11 through 27, above, which are hereby incorporated by reference and re-alleged as if fully set forth herein.

FIFTH CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

32. Respondent Adrian Michael Jaffer, M.D. has further subjected his Physician's and Surgeon's Certificate No. A 25563 to disciplinary action under sections 2227 and 2234, as defined by section 2234 of the Code, in that he has engaged in conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming of a member in good standing of the medical profession, and which demonstrates an unfitness to practice medicine as to his care and treatment of Patient 1 as more particularly alleged in paragraphs 11 through 27, above, which are hereby incorporated by reference and re-alleged as if fully set forth herein.

PRAYER

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

1. Revoking or suspending Physician's and Surgeon's Certificate No. A 25563, issued to Adrian Michael Jaffer, M.D.;

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

3. Ordering Adrian Michael Jaffer, M.D., if placed on probation, to pay the Board the costs of probation monitoring;

4. Ordering Adrian Michael Jaffer, M.D., if placed on probation, to disclose the disciplinary order to patients pursuant to Section 2228.1 of the Code; and

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

DATED: SEP 0 7 2021

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

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