

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

**In the Matter of the First Amended
Accusation Against:**

Daniel Marc Goodman, M.D.

**Physician's and Surgeon's
Certificate No. G 63650**

Case No.: 800-2018-049039

Respondent.

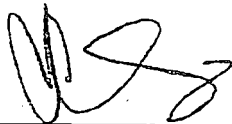
DECISION

**The attached Stipulated Settlement and Disciplinary Order is hereby
adopted as the Decision and Order of the Medical Board of California, Department
of Consumer Affairs, State of California.**

This Decision shall become effective at 5:00 p.m. on August 26, 2022.

IT IS SO ORDERED: July 29, 2022.

MEDICAL BOARD OF CALIFORNIA



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

1 ROB BONTA
Attorney General of California
2 STEVEN D. MUNI
Supervising Deputy Attorney General
3 RYAN J. MCEWAN
Deputy Attorney General
4 State Bar No. 285595
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-7548
Facsimile: (916) 327-2247
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 First Amended Accusation
13 Against:

14 **DANIEL MARC GOODMAN, M.D.**
15 **1832 Buena Ventura Blvd., Suite B**
Redding, CA 96001

16
17 **Physician's and Surgeon's Certificate**
18 **No. G 63650**

19 Respondent.

Case No. 800-2018-049039

OAH No. 2021070816

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

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

23 **PARTIES**

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

28 ///

2. Respondent Daniel Marc Goodman, M.D. (Respondent) is represented in this proceeding by attorney Robert W. Hodges, Esq., whose address is: 3480 Buskirk Avenue, Suite 250, Pleasant Hill, CA 94523-7310.

3. On or about August 8, 1988, the Board issued Physician's and Surgeon's Certificate No. G 63650 to Daniel Marc Goodman, 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 First Amended Accusation No. 800-2018-049039, and will expire on May 31, 2024, unless renewed.

JURISDICTION

4. First Amended Accusation No. 800-2018-049039 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 June 17, 2021. Respondent timely filed his Notice of Defense contesting the Accusation. The First Amended Accusation was properly served on Respondent on March 24, 2022.

5. A copy of First Amended Accusation No. 800-2018-049039 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in First Amended Accusation No. 800-2018-049039. Respondent has also carefully read, fully discussed with his counsel, and understands the effects of this Stipulated Settlement 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 First Amended Accusation; 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.

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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 First Amended Accusation No. 800-2018-049039, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

10. Respondent agrees that, at a hearing, Complainant could establish a prima facie case ' or factual basis for the charges in the First Amended 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 First Amended Accusation No. 800-2018-049039, 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. G 63650 to disciplinary action.

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

CONTINGENCY

13. This stipulation shall be subject to approval by the Medical Board of California. Respondent understands and 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 Respondent or his counsel. 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 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.

14. Respondent agrees that if he ever petitions for early termination or modification of probation, or if an accusation and/or petition to revoke probation is filed against him before the Board, all of the charges and allegations contained in First Amended Accusation No. 800-2018-049039 shall be deemed true, correct and fully admitted by respondent for purposes of any such proceeding or any other licensing proceeding involving Respondent in the State of California.

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

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

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 63650 issued to Respondent Daniel Marc Goodman, M.D. is revoked. However, the revocation is stayed and Respondent is placed on probation for five (5) years on the following terms and conditions:

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

2. PRESCRIBING PRACTICES COURSE. Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in prescribing practices approved in advance by the Board or its designee. Respondent shall provide the approved course provider

1 with any information and documents that the approved course provider may deem pertinent.
2 Respondent shall participate in and successfully complete the classroom component of the course
3 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully
4 complete any other component of the course within one (1) year of enrollment. The prescribing
5 practices course shall be at Respondent's expense and shall be in addition to the Continuing
6 Medical Education (CME) requirements for renewal of licensure.

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

12 Respondent shall submit a certification of successful completion to the Board or its
13 designee not later than 15 calendar days after successfully completing the course, or not later than
14 15 calendar days after the effective date of the Decision, whichever is later.

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

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

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

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

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

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

5. MONITORING - PRACTICE/BILLING. Within 30 calendar days of the effective date of this Decision, Respondent shall submit to the Board or its designee for prior approval as a practice monitor(s), the name and qualifications of one or more licensed physicians and surgeons whose licenses are valid and in good standing, and who are preferably American Board of Medical Specialties (ABMS) certified. A monitor shall have no prior or current business or personal relationship with Respondent, or other relationship that could reasonably be expected to compromise the ability of the monitor to render fair and unbiased reports to the Board, including

1 but not limited to any form of bartering, shall be in Respondent's field of practice, and must agree
2 to serve as Respondent's monitor. Respondent shall pay all monitoring costs.

3 The Board or its designee shall provide the approved monitor with copies of the Decision(s)
4 and Accusation(s), and a proposed monitoring plan. Within 15 calendar days of receipt of the
5 Decision(s), Accusation(s), and proposed monitoring plan, the monitor shall submit a signed
6 statement that the monitor has read the Decision(s) and Accusation(s), fully understands the role
7 of a monitor, and agrees or disagrees with the proposed monitoring plan. If the monitor disagrees
8 with the proposed monitoring plan, the monitor shall submit a revised monitoring plan with the
9 signed statement for approval by the Board or its designee.

10 Within 60 calendar days of the effective date of this Decision, and continuing throughout
11 probation, Respondent's practice shall be monitored by the approved monitor. Respondent shall
12 make all records available for immediate inspection and copying on the premises by the monitor
13 at all times during business hours and shall retain the records for the entire term of probation.

14 If Respondent fails to obtain approval of a monitor within 60 calendar days of the effective
15 date of this Decision, Respondent shall receive a notification from the Board or its designee to
16 cease the practice of medicine within three (3) calendar days after being so notified. Respondent
17 shall cease the practice of medicine until a monitor is approved to provide monitoring
18 responsibility.

19 The monitor(s) shall submit a quarterly written report to the Board or its designee which
20 includes an evaluation of Respondent's performance, indicating whether Respondent's practices
21 are within the standards of practice of medicine, and whether Respondent is practicing medicine
22 safely, billing appropriately or both. It shall be the sole responsibility of Respondent to ensure
23 that the monitor submits the quarterly written reports to the Board or its designee within 10
24 calendar days after the end of the preceding quarter.

25 If the monitor resigns or is no longer available, Respondent shall, within 5 calendar days of
26 such resignation or unavailability, submit to the Board or its designee, for prior approval, the
27 name and qualifications of a replacement monitor who will be assuming that responsibility within
28 15 calendar days. If Respondent fails to obtain approval of a replacement monitor within 60

1 calendar days of the resignation or unavailability of the monitor, Respondent shall receive a
2 notification from the Board or its designee to cease the practice of medicine within three (3)
3 calendar days after being so notified. Respondent shall cease the practice of medicine until a
4 replacement monitor is approved and assumes monitoring responsibility.

5 In lieu of a monitor, Respondent may participate in a professional enhancement program
6 approved in advance by the Board or its designee that includes, at minimum, quarterly chart
7 review, semi-annual practice assessment, and semi-annual review of professional growth and
8 education. Respondent shall participate in the professional enhancement program at Respondent's
9 expense during the term of probation.

10 6. NOTIFICATION. Within seven (7) days of the effective date of this Decision, the
11 Respondent shall provide a true copy of this Decision and First Amended Accusation to the Chief
12 of Staff or the Chief Executive Officer at every hospital where privileges or membership are
13 extended to Respondent, at any other facility where Respondent engages in the practice of
14 medicine, including all physician and locum tenens registries or other similar agencies, and to the
15 Chief Executive Officer at every insurance carrier which extends malpractice insurance coverage
16 to Respondent. Respondent shall submit proof of compliance to the Board or its designee within
17 15 calendar days.

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

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

22 8. INVESTIGATION/ENFORCEMENT COST RECOVERY. Respondent is hereby
23 ordered to reimburse the Board its costs of investigation and enforcement, in the amount of
24 \$5,462.50 (five thousand four hundred sixty-two and fifty cents). Costs shall be payable to the
25 Medical Board of California. Failure to pay such costs shall be considered a violation of
26 probation.

27 Any and all requests for a payment plan shall be submitted in writing by respondent to the
28 Board.

1 The filing of bankruptcy by respondent shall not relieve respondent of the responsibility to
2 repay investigation and enforcement costs.

3 9. QUARTERLY DECLARATIONS. Respondent shall submit quarterly declarations
4 under penalty of perjury on forms provided by the Board, stating whether there has been
5 compliance with all the conditions of probation.

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

8 10. GENERAL PROBATION REQUIREMENTS.

9 Compliance with Probation Unit

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

11 Address Changes

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

17 Place of Practice

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

21 License Renewal

22 Respondent shall maintain a current and renewed California physician's and surgeon's
23 license.

24 Travel or Residence Outside California

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

28 In the event Respondent should leave the State of California to reside or to practice

Respondent shall notify the Board or its designee in writing 30 calendar days prior to the dates of departure and return.

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

12. NON-PRACTICE WHILE ON PROBATION. Respondent 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 Respondent's return to practice. Non-practice is defined as any period of time Respondent 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 Respondent resides in California and is considered to be in non-practice, Respondent 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 Respondent 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 Board-ordered suspension of practice shall not be considered as a period of non-practice.

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

Respondent'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 a Respondent residing outside of California will relieve Respondent of the responsibility to comply with the probationary terms and conditions with the

1 exception of this condition and the following terms and conditions of probation: Obey All Laws;
2 General Probation Requirements; Quarterly Declarations; Abstain from the Use of Alcohol and/or
3 Controlled Substances; and Biological Fluid Testing..

4 13. COMPLETION OF PROBATION. Respondent shall comply with all financial
5 obligations (e.g., restitution, probation costs) not later than 120 calendar days prior to the
6 completion of probation. Upon successful completion of probation, Respondent's certificate shall
7 be fully restored.

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

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

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

1 year.

2 17. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply for
3 a new license or certification, or petition for reinstatement of a license, by any other health care
4 licensing action agency in the State of California, all of the charges and allegations contained in
5 First Amended Accusation No. 800-2018-049039 shall be deemed to be true, correct, and
6 admitted by Respondent for the purpose of any Statement of Issues or any other proceeding
7 seeking to deny or restrict license.

8 ACCEPTANCE

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

14
15 DATED:

6/1/2022



DANIEL MARC GOODMAN, M.D.

Respondent

17 I have read and fully discussed with Respondent Daniel Marc Goodman, M.D. the terms
18 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
19 Order. I approve its form and content.

20
21 DATED:

6/2/2022



ROBERT W. HODGES, ESQ.

Attorney for Respondent

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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: 6/2/2022

Respectfully submitted,

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



RYAN J. MCEWAN
Deputy Attorney General
Attorneys for Complainant

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36217139.docx

Exhibit A

First Amended Accusation No. 800-2018-049039

1 ROB BONTA
Attorney General of California
2 STEVEN D. MUNI
Supervising Deputy Attorney General
3 AARON L. LENT
Deputy Attorney General
4 State Bar No. 256857
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-7545
Facsimile: (916) 327-2247
7

8 *Attorneys for Complainant*

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16 **Redding, CA 96001-3828**

17 **Physician's and Surgeon's Certificate**
18 **No. G 63650,**

19 Respondent.

Case No. 800-2018-049039

OAH No. 2021070816

FIRST AMENDED ACCUSATION

20
21 **PARTIES**

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

25 2. On or about August 8, 1988, the Medical Board issued Physician's and Surgeon's
26 Certificate No. G 63650 to Daniel Marc Goodman, M.D. (Respondent). The Physician's and
27
28

1 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
2 herein and will expire on May 31, 2024, unless renewed.

3 **JURISDICTION**

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

7 4. Section 2227 of the Code states, in pertinent part:

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

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

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

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

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

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

23 "..."

24 **STATUTORY PROVISIONS**

25 5. Section 2234 of the Code, in pertinent part:

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

1 “...

2 “(b) Gross negligence.

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

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

8 “(2) When the standard of care requires a change in the diagnosis, act, or omission
9 that constitutes the negligent act described in paragraph (1), including, but not limited to, a
10 reevaluation of the diagnosis or a change in treatment, and the licensee’s conduct departs
11 from the applicable standard of care, each departure constitutes a separate and distinct
12 breach of the standard of care.

13 “...

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

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

17 “...”

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

22 7. Section 2242 of the Code states:

23 “(a) Prescribing, dispensing, or furnishing dangerous drugs as defined in Section
24 4022 without an appropriate prior examination and a medical indication, constitutes
25 unprofessional conduct. An appropriate prior examination does not require a synchronous
26 interaction between the patient and the licensee and can be achieved through the use of
27 telehealth, including, but not limited to, a self-screening tool or a questionnaire, provided
28 that the licensee complies with the appropriate standard of care.

1 “(b) No licensee shall be found to have committed unprofessional conduct within the
2 meaning of this section if, at the time the drugs were prescribed, dispensed, or furnished,
3 any of the following applies:

4 “(1) The licensee was a designated physician and surgeon or podiatrist serving in the
5 absence of the patient’s physician and surgeon or podiatrist, as the case may be, and if the
6 drugs were prescribed, dispensed, or furnished only as necessary to maintain the patient
7 until the return of the patient’s practitioner, but in any case no longer than 72 hours.

8 “(2) The licensee transmitted the order for the drugs to a registered nurse or to a
9 licensed vocational nurse in an inpatient facility, and if both of the following conditions
10 exist:

11 “(A) The practitioner had consulted with the registered nurse or licensed vocational
12 nurse who had reviewed the patient’s records.

13 “(B) The practitioner was designated as the practitioner to serve in the absence of the
14 patient’s physician and surgeon or podiatrist, as the case may be.

15 “(3) The licensee was a designated practitioner serving in the absence of the patient’s
16 physician and surgeon or podiatrist, as the case may be, and was in possession of or had
17 utilized the patient’s records and ordered the renewal of a medically indicated prescription
18 for an amount not exceeding the original prescription in strength or amount or for more
19 than one refill.

20 “(4) The licensee was acting in accordance with Section 120582 of the Health and
21 Safety Code.”

22 8. Section 4021 of the Code states:

23 “ ‘Controlled substance’ means any substance listed in Chapter 2 (commencing with
24 Section 11053) of Division 10 of the Health and Safety Code.”

25 9. Section 4022 of the Code states:

26 “ ‘Dangerous drug’ or ‘dangerous device’ means any drug or device unsafe for self-
27 use in humans or animals, and includes the following:

1 “(a) Any drug that bears the legend: ‘Caution: federal law prohibits dispensing
2 without prescription,’ ‘Rx only,’ or words of similar import.

3 “...

4 “(c) Any other drug or device that by federal or state law can be lawfully dispensed
5 only on prescription or furnished pursuant to Section 4006.”

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

9 11. Section 2271 of the Code states: Any advertising in violation of Section 17500,
10 relating to false or misleading advertising, constitutes unprofessional conduct.

11 12. Section 651 of the Code states, in pertinent part:

12 “(a) It is unlawful for any person licensed under this division or under any
13 initiative act referred to in this division to disseminate or cause to be disseminated any
14 form of public communication containing a false, fraudulent, misleading, or deceptive
15 statement, claim, or image for the purpose of or likely to induce, directly or indirectly,
16 the rendering of professional services or furnishing of products in connection with the
17 professional practice or business for which he or she is licensed. A ‘public
18 communication’ as used in this section includes, but is not limited to, communication
19 by means of mail, television, radio, motion pictures, newspaper, book, list or directly of
20 healing arts practitioners, Internet, or other electronic communication.

21 “(b) A false, fraudulent, misleading, or deceptive statement, claim or image
22 includes a statement that does any of the following:

23 “(1) Contains a misrepresentation of fact.

24 “(2) Is likely to mislead or deceive because of a failure to disclose material facts.

25 “...

26 “(f) Any person so licensed who violates this section is guilty of a misdemeanor.
27 A bona fide mistake of fact shall be a defense to this subdivision, but only to this
28 subdivision.

1 “(g) Any violation of this section by a person so licensed shall constitute good
2 cause for revocation or suspension of his or her license or other disciplinary action.

3 “(h) Advertising by any person so licensed may include the following:

4 “...

5 “(5)(A) A statement that the practitioner is certified by a private or public board
6 or agency or a statement that the practitioner limits his or her practice to specific fields.

7 “...

8 “(C) A physician and surgeon licensed under Chapter 5 (commencing with
9 Section 2000) by the Medical Board of California may include a statement that he or
10 she limits his or her practice to specific fields, but shall not include a statement that he
11 or she is certified or eligible for certification by a private or public board or parent
12 association, including, but not limited to, a multidisciplinary board or association,
13 unless that board or association is (i) an American Board of Medical Specialties
14 member board, (ii) a board or association with equivalent requirements approved by
15 that physician’s and surgeon’s licensing board prior to January 1, 2019, or (iii) a board
16 or association with an Accreditation Counsel for Graduate Medical Education approved
17 postgraduate training program that provides complete training in that specialty or
18 subspecialty.... A physician and surgeon licensed under Chapter 5 (commencing with
19 Section 2000) by the Medical Board of California who is certified by a board or
20 association referred to in clause (i), (ii), or (iii) shall not use the term ‘board certified’
21 unless the full name of the certifying board is also used and given comparable
22 prominence with the term ‘board certified’ in the statement.

23 “...

24 “(j) The Attorney General shall commence legal proceedings in the appropriate
25 forum to enjoin advertisements disseminated or about to be disseminated in violation
26 of this section and seek other appropriate relief to enforce this section.

27 Notwithstanding any other provision of law, the costs of enforcing this section to the
28

respective licensing boards or committees may be awarded against any licensee found to be in violation of any provision of this section....

“ ”
...

13. Section 652 of the Code states, in pertinent part:

“Violation of this article in the case of a licensed person constitutes unprofessional conduct and grounds for suspension or revocation of his or her license by the board by whom he or she is licensed....”

COST RECOVERY

14. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licensee to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

PERTINENT DRUG INFORMATION

15. Dextroamphetamine – Generic name for Dexedrine, is a central nervous system stimulant of the amphetamine class that affect chemicals in the brain and nerves that contribute to hyperactivity and impulse, control. It is a Schedule II controlled substance pursuant to Health and Safety Code section 11055, subdivision (d), and a dangerous drug as defined in Business and Professions Code section 4022.

16. Diazepam – Generic name for Valium, is a benzodiazepine drug used to treat a wide range of conditions, including anxiety, panic attacks, insomnia, seizures (including status epilepticus), muscle spasms (such as in tetanus cases), restless legs syndrome, alcohol withdrawal, benzodiazepine withdrawal, opiate withdrawal syndrome and Ménière's disease. It 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.

17. **Fentanyl** – Generic name for the drug Duragesic. Fentanyl is a potent, synthetic opioid analgesic with a rapid onset and short duration of action used for pain. Fentanyl is a

1 Schedule II controlled substance pursuant to Code of Federal Regulations Title 21 section
2 1308.12. Fentanyl is a dangerous drug pursuant to California Business and Professions Code
3 section 4022 and is a Schedule II controlled substance pursuant to California Health and Safety
4 Code section 11055(c).

5 18. Midazolam – Generic name for Versed. Midazolam is a benzodiazepine medication
6 used for anesthesia, procedural sedation, trouble sleeping, and severe agitation. Midazolam is a
7 Schedule IV controlled substance pursuant to Code of Federal Regulations Title 21 section
8 1308.14. Midazolam is a dangerous drug pursuant to California Business and Professions Code
9 section 4022 and is a Schedule IV controlled substance pursuant to California Health and Safety
10 Code section 11057(d).

11 19. Tramadol – Generic name for the drug Ultram. Tramadol is an opioid pain
12 medication used to treat moderate to moderately severe pain. Effective August 18, 2014,
13 Tramadol was placed into Schedule IV of the Controlled Substances Act pursuant to Code of
14 Federal Regulations Title 21 section 1308.14(b). It is a dangerous drug pursuant to Business and
15 Professions Code section 4022.

16 **FACTUAL ALLEGATIONS**

17 20. Respondent is a physician and surgeon, board certified in anesthesiology, who at all
18 times relevant to the allegations brought herein worked at the Life-Span Center for Anti-Aging &
19 Regenerative Medicine in Redding, California.

20 **Patient 1**¹

21 21. Patient 1 was a 42-year old obese male who first sought treatment from Respondent
22 on or about April 9, 2014 through December 3, 2015 for fatigue, poor sleep, and decreased
23 memory. During that time, Respondent provided wellness care, including hormone replacement
24 therapy, to Patient 1. Patient 1 also had a primary care physician prior to and concurrent to the
25 care and treatment provided by Respondent.

26
27
28 ¹ To protect the privacy of the patients involved, patient names were not included in this
pleading. Respondent is aware of the identity of each patient.

1 22. On or about April 9, 2014, at Patient 1's first appointment and office visit with
2 Respondent, Respondent was aware of Patient 1's height and weight, the medications Patient 1
3 was prescribed, Patient 1's prior ankle surgeries, and Patient 1's occupation, sleep habits, and
4 diet. Respondent did not conduct a physical examination or obtain the vital signs of Patient 1.
5 Patient 1's medical records do not indicate any inquiry by Respondent as to Patient 1's personal
6 or family history of prostate cancer, breast cancer, blood disorders, sleep apnea, coronary artery
7 disease or venous thromboembolic disease. Patient 1's medical records do not indicate any
8 inquiry by Respondent as to Patient 1's symptoms of hypogonadism (low testosterone), Patient
9 1's libido, urinary function, headaches, vision changes, breast changes, history of heart disease or
10 cardiovascular risks. Respondent's treatment plan for Patient 1 consisted of a melatonin
11 supplement as a sleep aid, L-Theanine amino acid, and/or a combination of melatonin and L-
12 Theanine.

13 23. On or about April 10, 2014, after Patient 1's first appointment and office visit with
14 Respondent, Respondent did not communicate with Patient 1's primary care physician; at no time
15 did Respondent provide his medical records or notes of Patient 1 to Patient 1's primary care
16 physician, and at no time did Respondent request Patient 1's medical records from Patient 1's
17 primary care physician.

18 24. On or about April 10, 2014, Respondent conducted a blood draw and analysis of
19 Patient 1's blood work which Respondent received the results from prior to April 23, 2014.
20 Respondent noted some of Patient 1's blood results were suboptimal and circled or highlighted
21 some of Patient 1's results such as Patient 1's iron serum, ferritin serum, white blood count, low-
22 density lipoprotein (LDL), high-density lipoprotein (HDL), and though not noted, Patient 1's
23 suboptimal testosterone values. While the hormones Prolactin and thyroid stimulating hormone
24 (TSH) were tested for, Respondent did not test for other pituitary hormones.

25 25. On or about April 23, 2014, Respondent conducted Patient 1's second appointment
26 and office visit during which time Respondent discussed the results of Patient 1's blood draw and
27 analysis with Patient 1. Respondent's modified treatment plan for Patient 1 at this second
28 appointment consisted of L-Theanine amino acid as a sleep aid, vitamin B and C complex, zinc,

1 saw palmetto, glucose tolerance factor (GTF) chromium, iodized salt, and 1,500 mg of
2 testosterone pellets to increase Patient 1's testosterone levels. Respondent did not document in
3 Patient 1's medical records any assessment for classifying Patient 1's low testosterone
4 (hypogonadism) or evaluating for secondary causes of hypogonadism such as deficiencies or
5 excesses of other pituitary hormones or a hypothalamic or pituitary tumor; nor did Respondent
6 assess or document other pituitary hormone levels besides Prolactin and TSH.

7 26. On or about April 28, 2014, Respondent conducted a testosterone pellet insertion
8 procedure on Patient 1. Patient 1 signed a consent form for the operation, special treatment, and
9 procedure the same day. There is no indication in Patient 1's medical record that Respondent
10 discussed the specific risks such as prostate enlargement, growth of prostate cancer, breast
11 tenderness, infertility, testicular atrophy, polycythemia, cardiovascular disease stroke or blood
12 clots for prescribing testosterone hormones as a hormone therapy; nor is there any indication that
13 Respondent discussed with Patient 1 any alternative to improving his testosterone without
14 medication.

15 27. On or about the following dates Respondent conducted blood draws and analyses of
16 Patient 1's blood work which did not include a complete blood count (CBC) or means by which
17 to measure Patient 1's hematocrit: May 28, 2014; June 30, 2014; July 28, 2014; September 16,
18 2014; October 17, 2014; December 10, 2014; January 14, 2015; and June 24, 2015.

19 28. On or about June 11, 2014, Patient 1 returned to Respondent's office for a follow-up
20 appointment during which Patient 1 discussed his diet, sleeping habits, sexual activity, and self-
21 reported symptoms with Respondent.

22 29. On or about July 21, 2014, Patient 1 returned to Respondent's office for a follow-up
23 appointment during which Patient 1 discussed his exercise activities and self-reported symptoms
24 with Respondent. Respondent increased Patient 1's dosage of anastrozole from a half to a full
25 tablet twice a week which was not reflected in Patient 1's medical records up to this point.

26 30. On or about August 12, 2014, Patient 1 returned to Respondent's office for a second
27 testosterone pellet insertion procedure during which Respondent increased the amount of
28 testosterone from 1,500 mg to 1,700 mg.

1 31. On or about September 23, 2014, Patient 1 returned to Respondent's office for a
2 follow-up appointment during which Patient 1 discussed his exercise activities, sleeping habits
3 and self-reported symptoms with Respondent. Respondent prescribed Patient 1 ashwagandha and
4 rhodiola at 400 mg per day each to relieve Patient 1's stress despite a lack of documented stress in
5 Patient 1's medical records prior to this date.

6 32. On or about November 3, 2014, Patient 1 returned to Respondent's office for a
7 follow-up appointment during which Patient 1 discussed his diet, sleeping habits and self-reported
8 symptoms with Respondent. Respondent noted in Patient 1's medical records a decrease in
9 Patient 1's testosterone levels in the two months following the second testosterone pellet insertion
10 procedure on or about August 12, 2014. Respondent then altered the treatment plan for Patient 1
11 to switch from testosterone pellet insertions to self-administered testosterone cypionate
12 intramuscular shots at 50 mg twice a week.

13 33. On or about January 23, 2015, Patient 1 returned to Respondent's office for a follow-
14 up appointment during which Patient 1 discussed his diet, exercise activities and self-reported
15 symptoms with Respondent. Respondent noted a recommendation in Patient 1's medical record to
16 increase Patient 1's self-administered testosterone cypionate intramuscular shots to 0.5 mg and to
17 consider platelet-rich plasma (PRP) treatment.

18 34. On or about July 21, 2015, Patient 1 returned to Respondent's office for a follow-up
19 appointment during which Patient 1 discussed his self-reported symptoms of retaining water, sore
20 joints and shoulder, and overall poor feeling with Respondent. Respondent conducted no
21 examination of Patient 1 on this date. Respondent altered the treatment plan for Patient 1 to
22 reduce the self-administered testosterone cypionate intramuscular shots to 0.4 ml twice a week.

23 35. On or about August 31, 2015, Patient 1 returned to Respondent's office for a PRP
24 procedure and treatment.

25 36. On or about December 3, 2015, Patient 1 returned to Respondent's office for a
26 follow-up appointment during which Patient 1 discussed his sleeping habits, exercise activities
27 and self-reported symptoms with Respondent. Respondent noted in Respondent's medical records
28 to consider intravenous bone marrow for Patient 1's asthma despite no documented complaints in

1 Patient 1's medical records of respiratory issues or Respondent ever conducting a physical
2 examination of Patient 1.

3 37. On or about January 5, 2016, Patient 1 was treated in the emergency department at
4 the Shasta Regional Medical Center in Shasta County, California by other physicians for a
5 pulmonary embolism resulting in his death.

6 Patient 2

7 38. On or about March 20, 2017, Respondent prescribed thirty (30) 50 mg dosages of
8 tramadol and five (5) 5 mg dosages of diazepam to his wife, Patient 2; constituting dangerous and
9 controlled drugs without documented circumstances meriting an emergency for such prescriptions
10 to an immediate family member.

11 Patient 3

12 39. On or about March 9, 2016, Respondent prescribed sixty (60) 10 mg dosages of
13 dextroamphetamine to his daughter, Patient 3; constituting a dangerous and controlled drug
14 without documented circumstances meriting an emergency for such a prescription to an
15 immediate family member.

16 40. On or about August 1, 2018, Respondent prescribed thirty (30) 50 mg dosages of
17 tramadol to his daughter, Patient 3; constituting a dangerous and controlled drug without
18 documented circumstances meriting an emergency for such a prescription to an immediate family
19 member.

20 Respondent

21 41. On or about November 30, 2017, Respondent self-prescribed 0.05 mg / 1 ml dosage
22 of fentanyl to himself; constituting a dangerous and controlled drug without documented
23 circumstances meriting an emergency for such a prescription to an immediate family member.

24 42. On or about December 1, 2017, Respondent self-prescribed two (2) 1 mg / 1 ml
25 dosages of midazolam to himself; constituting a dangerous and controlled drug without
26 documented circumstances meriting an emergency for such a prescription to an immediate family
27 member.

43. On or about March 28, 2018, Respondent self-prescribed two (2) 1 mg / 1 ml dosages of midazolam to himself; constituting a dangerous and controlled drug without documented circumstances meriting an emergency for such a prescription to an immediate family member.

44. On or about April 18, 2018, Respondent self-prescribed four (4) 1 mg / 1 ml dosages of midazolam to himself; constituting a dangerous and controlled drug without documented circumstances meriting an emergency for such a prescription to an immediate family member.

45. On or about April 18, 2018, Respondent self-prescribed eight (8) 1 mg / 1 ml dosages of midazolam to himself; constituting a dangerous and controlled drug without documented circumstances meriting an emergency for such a prescription to an immediate family member.

FIRST CAUSE FOR DISCIPLINE

(Gross Negligence)

46. Respondent Daniel Marc Goodman, M.D. has subjected his Physician's and Surgeon's Certificate No. G 63650 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 Patients 1, 2, 3, and himself as more particularly alleged hereafter:

47. Complainant re-alleges paragraphs 20 through 46, and those paragraphs are incorporated by reference as if fully set forth herein.

48. Respondent's care and treatment of Patient 1, 2, 3, and himself departed from the standard of care in that:

A. Respondent performed a limited history and no physical examination of Patient 1, failing to note potential risks for hormone replacement therapy such as personal or family history of prostate cancer, breast cancer, blood disorders, sleep apnea, coronary artery disease and venous thromboembolic disease;

B. Respondent performed a limited history and no physical examination of Patient 1, failing to note symptoms of hypogonadism, secondary causes of hypogonadism and symptoms which might be contraindications to prescribing testosterone therapy;

1 C. Respondent performed a limited history and no physical examination of Patient 1,
2 failing to note Patient 1's libido, urinary function, history of headaches, vision changes, breast
3 changes, any history of heart disease, and cardiovascular risks;

4 D. Respondent performed a limited history and no physical examination of Patient 1,
5 failing to examine Patient 1's vital signs, breasts, abdomen, testicles and prostate;

6 E. Respondent failed to conduct and document any discussion between Patient 1 and
7 Respondent regarding the risks such as prostate enlargement, growth of prostate cancer, breast
8 tenderness, infertility, testicular atrophy, polycythemia, cardiovascular disease, stroke and blood
9 clots for hormone replacement therapy;

10 F. Respondent failed to conduct and document any discussion between Patient 1 and
11 Respondent regarding the possible alternatives to hormone replacement therapy;

12 G. Respondent failed to monitor and perform follow-up blood count tests of Patient 1
13 after April 2014;

14 H. Respondent adjusted Patient 1's prescribed medications based on Patient 1's self-
15 reported symptoms rather than on Patient 1's serum testosterone; and

16 I. Respondent wrote stimulants, opiate, and benzodiazepine medication prescriptions of
17 controlled substances for his wife, daughter, and himself under circumstances not amounting to
18 an emergency.

19 **SECOND CAUSE FOR DISCIPLINE**

20 **(Repeated Negligent Acts)**

21 49. Respondent Daniel Marc Goodman, M.D. has further subjected his Physician's and
22 Surgeon's Certificate No. G 63650 to disciplinary action under sections 2227 and 2234, as
23 defined by section 2234, subdivision (c), of the Code, in that he committed repeated negligent
24 acts in his care and treatment of Patients 1, 2, 3, and himself, as more particularly alleged
25 hereafter:

26 50. Complainant re-alleges paragraphs 20 through 49, and those paragraphs are
27 incorporated by reference as if fully set forth herein.

51. Respondent's care and treatment of Patient 1 departed from the standard of care in that:

A. Respondent failed to document any assessment for classifying Patient 1's low testosterone or evaluate Patient 1 for primary or secondary causes of hypogonadism, and

B. Respondent failed to test for pituitary hormones other than Prolactin and TSH to assess and evaluate Patient 1's low testosterone for secondary causes of hypogonadism.

THIRD CAUSE FOR DISCIPLINE

(Failure to Maintain Adequate and Accurate Medical Records)

52. Respondent Daniel Marc Goodman, M.D. has further subjected his Physician's and Surgeon's Certificate No. G 63650 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 for Patients 1, 2, 3, and himself, as more particularly alleged in paragraphs 20 through 51, above, which are hereby incorporated by reference and re-alleged as if fully set forth herein.

FOURTH CAUSE FOR DISCIPLINE

(Public Communication Containing a False, Misleading or Deceptive Statement)

53. Respondent Daniel Marc Goodman, M.D. has further subjected his Physician's and Surgeon's Certificate No. G 63650 to disciplinary action under section 2227 and 2234, as defined by sections 651 and 652 of the Code, in that he made a public communication containing a false, misleading or deceptive statement, as more particularly alleged hereafter:

54. Complainant re-alleges paragraphs 20 through 53, and those paragraphs are incorporated by reference as if fully set forth herein.

55. On or about September 25, 2018, Board investigators received an advertisement in the form of a scanned portable document format (PDF) in regards to the Respondent's medical practice which identifies "the field of Anti-Aging and Regenerative Medicine..." and states, "currently, Dr. Goodman is one of only a few Board Certified physicians in the United States who has specific Fellowship Training in Stem Cell Therapies." The advertisement also states that Respondent is "board certified in Anti-Aging and Regenerative Medicine" and that he is "trained and certified in the newest, most advanced medical specialty."

1 56. On or about June 21, 2019, Board investigators received Respondent's written
2 summary response, his curriculum vitae, and certificates of fellowship training, which claim
3 board certification for the American Academy of Anti-Aging Medicine and Anti-Aging &
4 Regenerative Medicine Fellowship. It also states Respondent completed a fellowship in stem cell
5 therapies and in metabolic endocrinology.

6 57. On or about October 15, 2019, Board investigators conducted an on-site visitation to
7 Respondent's medical practice Life-Span Center for Anti-Aging & Regenerative Medicine and
8 photographed an advertisement featuring the Respondent pertaining to stem cell therapies
9 displayed next to the front desk window. Board investigators also obtained Respondent's business
10 card from the same front desk of Respondent's medical practice which stated that Respondent
11 was board certified in anesthesiology and anti-aging/regenerative medicine with a fellowship in
12 stem cell therapies.

13 58. Respondent's advertisements and public communications do not clearly distinguish
14 between board certification in Anesthesiology and Respondent's further training in "stem cell
15 therapies" and "anti-aging and regenerative medicine" as well as fellowship training in
16 "metabolic endocrinology." These marketing materials and public communications contain a false
17 equivalency between Respondent's training in anesthesiology and his alternative medicine
18 training as "Anti-aging and Regenerative medicine" which is not a recognized medical specialty
19 by the Accreditation Council for Graduate Medical Education (ACGME) nor is it a recognized
20 board by the American Board of Medical Specialties (ABMS).

21 **FIFTH CAUSE FOR DISCIPLINE**

22 **(General Unprofessional Conduct)**

23 59. Respondent Daniel Marc Goodman, M.D. has further subjected his Physician's and
24 Surgeon's Certificate No. G 63650 to disciplinary action under sections 2227 and 2234, as
25 defined by section 2234 of the Code, in that he has engaged in conduct which breaches the rules
26 or ethical code of the medical profession, or conduct which is unbecoming of a member in good
27 standing to his care and treatment of Patients 1, 2, 3, and himself in addition to his overall
28

1 conduct, as more particularly alleged in paragraphs 20 through 58, above, which are hereby
2 incorporated by reference and re-alleged as if fully set forth herein.

3 **DISCIPLINARY CONSIDERATIONS**

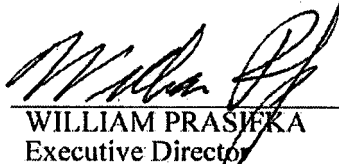
4 60. To determine the degree of discipline, if any, to be imposed on Respondent Daniel
5 Marc Goodman, M.D., Complainant alleges that on or about March 27, 2015, in a prior
6 disciplinary action titled "In the Matter of the Accusation Against Daniel Marc Goodman, M.D."
7 before the Medical Board of California, in Case Number 02-2012-220917, Respondent's license
8 was publicly reprimanded pursuant to Business and Professions Code section 2227, subdivision
9 (a)(4) for "your act of swinging at the back of DH's head and knocking off her bouffant cap at
10 work was inappropriate and constituted unprofessional conduct." That decision is now final and is
11 incorporated by reference as if fully set forth herein.

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 No. G 63650, issued
16 to Daniel Marc Goodman, M.D.;
- 17 2. Revoking, suspending or denying approval of Daniel Marc Goodman, M.D.'s
18 authority to supervise physician assistants and advanced practice nurses;
- 19 3. Ordering Daniel Marc Goodman, M.D., to pay the Board the costs of the
20 investigation and enforcement of this case, and if placed on probation, the costs of probation
21 monitoring; and
- 22 4. Taking such other and further action as deemed necessary and proper.

23
24 DATED: **MAR 24 2022**



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

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