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

In the Matter of the Petition to Revoke Probation Against: **Terri Charisse Coble, M.D.** **Physician's and Surgeon's Certificate No. G 77555** **Respondent.**	**Case No. 800-2022-084679**

DECISION

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

This Decision shall become effective at 5:00 p.m. on September 20, 2022.

IT IS SO ORDERED September 13, 2022.

MEDICAL BOARD OF CALIFORNIA

Jenna Jones for

William Prasifka
Executive Director

ROB BONTA
Attorney General of California
ALEXANDRA M. ALVAREZ
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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 Petition to Revoke Probation Against: **TERRI CHARISSE COBLE, M.D.** **11469 Olive Blvd. 219** **Creve Coeur, MO. 63141** **Physician's and Surgeon's Certificate No. G 77555** Respondent.	Case No. 800-2022-084679 OAH No. 2022030534 **STIPULATED SETTLEMENT, VOLUNTARY SURRENDER OF LICENSE, AND 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 Karolyn M. Westfall, Deputy Attorney General.

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2. Respondent Terri Charisse Coble, M.D. (Respondent) is represented in this proceeding by attorney Lindsay M. Johnson, Esq., whose address is: The Law Offices of Ray & Bishop, PLC, 4100 Newport Place Drive, Suite 670, Newport Beach, CA 92660.

3. On or about September 15, 1993, the Board issued Physician's and Surgeon's Certificate No. G 77555 to Terri Charisse Coble, 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 Petition to Revoke Probation No. 800-2022-084679, and will expire on August 31, 2022, unless renewed.

4. In a prior disciplinary action entitled *In the Matter of the Accusation Against Terri Charisse Coble, M.D.,* Case No. 09-2009-203013, the Board issued a Decision and Order, effective February 10, 2012, in which Respondent's Physician's and Surgeon's Certificate was revoked. However, the revocation was stayed and Respondent's Physician's and Surgeon's Certificate was placed on probation for a period of five (5) years, subject to terms and conditions of the Order. A copy of that Decision and Order is attached as Exhibit A to Petition to Revoke Probation No. 800-2022-084679 and is hereby incorporated by reference.

JURISDICTION

5. Petition to Revoke Probation No. 800-2022-084679 was filed before the Board, and is currently pending against Respondent. The Petition to Revoke Probation and all other statutorily required documents were properly served on Respondent on February 4, 2022. Respondent timely filed her Notice of Defense contesting the Petition to Revoke Probation.

6. A copy of Petition to Revoke Probation No. 800-2022-084679 is attached hereto as Exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

7. Respondent has carefully read, and understands the charges and allegations in Petition to Revoke Probation No. 800-2022-084679. Respondent has also carefully read, and understands the effects of this Stipulated Settlement, Voluntary Surrender, and Order.

8. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Petition to Revoke Probation; the right to be

represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

9. Having the benefit of counsel, Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

ADMISSIONS AND STIPULATIONS

10. Respondent admits the truth of each and every charge and allegation in Petition to Revoke Probation No. 800-2022-084679, a true and correct copy of which is attached hereto as Exhibit A, and that she has thereby subjected her Physician's and Surgeon's Certificate No. G 77555 to discipline.

11. The parties agree and stipulate that since being placed on probation on February 10, 2012, in Case No. 09-2009-203013, Respondent has resided and worked in Missouri, and that Respondent's probation in Case No. 09-2009-203013 has been in a "Residing or Practicing Out-of-State" status since 2012.

12. The parties agree and stipulate that as a result of being placed on probation in Case No. 09-2009-203013, on or about August 27, 2012, Respondent was placed on probation with the Missouri State Board of Registration for the Healing Arts for a period of five (5) years subject to various terms and conditions that included, but was not limited to, the following:

A. Successfully complete a continuing education course in medical record keeping;

B. Successfully complete a continuing medical education course in ethics;

C. Participate for the duration of the probationary period in the Missouri State Medical Association's Physician Health Program (MPHP) or the Missouri Association of Osteopathic Physicians and Surgeons Program (MAOPS), and comply with each and every requirement to remain in the program;

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D. Follow all recommendations of treatment and aftercare recommended by MPHP or MAOPS, or any other approved treatment provider;

E. Completely abstain from the personal use or possession of controlled substances and dangerous drugs for the duration of the probationary period;

F. Completely abstain from the personal use or consumption of alcohol for the duration of the probationary period;

G. Submit to biological fluid testing and hair testing as required by the Missouri State Board of Registration for the Healing Arts for the duration of the probationary period;

H. Provide a letter of evaluation from a chemical dependency professional or from the rehabilitation or aftercare program including an evaluation of Respondent's current status in treatment and compliance with the recommendations for treatment, and the current prognosis;

I. Provide a written medical/psychological and substance abuse treatment release(s) or other appropriate release(s) which shall cover the entire probationary period;

J. If treatment is successfully completed during the probationary period, submit a letter of evaluation stating Respondent has successfully completed treatment and the arrangements for appropriate follow-up aftercare;

K. Comply with all regulations of the Missouri State Board of Registration for the Healing Arts, and all federal and state laws;

L. Accept and comply with unannounced visits from the Missouri State Board of Registration for the Healing Arts representatives to monitor her compliance with the probationary terms; and

M. Notify all employers, hospitals, nursing homes, out-patients centers, clinics and all other facilities where Respondent practices or has privileges, of her disciplinary status.

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13. The parties agree and stipulate that on or about April 25, 2017, Respondent provided to the Board proof of compliance with all aspects of her agreement for participation in the MPHP, including random observed biological fluid testing with negative results, weekly attendance in AA meetings, and monthly attendance at MPHP monitoring meetings.

14. The parties agree and stipulate that Respondent provided to the Board proof of completion of a course on medical ethics she completed on or about November 21-23, 2013.

15. The parties agree and stipulate that Respondent provided to the Board proof of completion of a course on medical record keeping she completed on or about August 21-21, 2016.

16. The parties agree and stipulate that on or about August 27, 2017, Respondent successfully completed her probation with the Missouri State Board of Registration for the Healing Arts.

17. The parties agree and stipulate that by reason of the admissions and stipulations set forth in paragraphs 10 through 16, above, it is necessary and proper that all terms and conditions of probation in Case No. 09-2009-203013 shall be deemed satisfied and fully completed by the Board.

18. Respondent hereby voluntarily surrenders her Physician's and Surgeon's Certificate No. G 77555 for the Board's formal acceptance.

19. Respondent understands that by signing this stipulation she enables the Board to deem her probation in Case No. 09-2009-203013 to be satisfied and fully completed, and to issue an order accepting the voluntary surrender of her Physician's and Surgeon's Certificate No. G 77555 without further process.

CONTINGENCY

20. 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. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt

this stipulation as its Decision and Order, the Stipulated Settlement, Voluntary Surrender, and 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.

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

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

ORDER

IT IS HEREBY ORDERED that all terms and conditions of probation ordered in Case No. 09-2009-203013 are hereby deemed satisfied and fully completed.

IT IS FURTHER HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 77555 issued to Respondent Terri Charisse Coble, M.D. is voluntarily surrendered and accepted by the Board.

1. The voluntary surrender of Respondent's Physician's and Surgeon's Certificate and the acceptance of the voluntarily surrendered license by the Board shall not constitute the imposition of discipline against Respondent, but 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 Order.

3. Respondent shall cause to be delivered to the Board her pocket license and, if one was issued, her wall certificate on or before the effective date of the Decision and 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 surrendered license in effect at the time the petition is filed.

ACCEPTANCE

I have carefully read the Stipulated Settlement, Voluntary Surrender, and Order, and have fully discussed it with my attorney Lindsay M. Johnson, Esq. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement, Voluntary Surrender, and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 7/11/2022

TERRI CHARISSE COBLE, M.D.
Respondent

I have read and fully discussed with Respondent Terri Charisse Coble, M.D., the terms and conditions and other matters contained in this Stipulated Settlement, Voluntary Surrender, and Order. I approve its form and content.

DATED: 7/12/22

FOR
LINDSAY M. JOHNSON, ESQ.
Attorneys for Respondent

ENDORSEMENT

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

DATED: 7/12/22

Respectfully submitted,

ROB BONTA
Attorney General of California
ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General

KAROLYN M. WESTFALL
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Petition to Revoke Probation No. 800-2022-084679

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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 Petition to Revoke Probation Against: **TERRI CHARISSE COBLE, M.D.** **11469 Olive Blvd. 219** **Creve Coeur, MO 63141** **Physician's and Surgeon's Certificate No. G 77555** Respondent.	Case No. 800-2022-084679 **PETITION TO REVOKE PROBATION**

Complainant alleges:

PARTIES

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

2. On or about September 15, 1993, the Medical Board of California (Board) issued Physician's and Surgeon's Certificate No. G 77555 to Terri Charisse Coble, M.D. (Respondent). The Physician's and Surgeon's Certificate was in effect at all times relevant to the charges brought herein and will expire on August 31, 2023, unless renewed.

PRIOR DISCIPLINARY HISTORY

3. In a prior disciplinary action titled *In the Matter of Accusation Against Terri Charisse Coble, M.D.,* Case No. 09-2009-203013, the Board, issued a Decision and Order, effective February 10, 2012, in which Respondent's Physician's and Surgeon's Certificate was revoked. However, the revocation was stayed and Respondent's Physician's and Surgeon's Certificate was placed on probation for a period of five (5) years, subject to terms and conditions of the Order. A copy of that Decision and Order is attached hereto as Exhibit A and is incorporated by reference.

JURISDICTION

4. This Petition to Revoke Probation is brought before the Board under the authority of the following laws, and under the Board's Decision and Order in Case No. 09-2009-203013. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

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

> (a) A licensee whose matter has been heard by an administrative law judge of the Medical Quality Hearing Panel as designated in Section 11371 of the Government Code, or whose default has been entered, and who is found guilty, or who has entered into a stipulation for disciplinary action with the board, may, in accordance with the provisions of this chapter:
>
> (1) Have his or her license revoked upon order of the board.
>
> (2) Have his or her right to practice suspended for a period not to exceed one year upon order of the board.
>
> (3) Be placed on probation and be required to pay the costs of probation monitoring upon order of the board.
>
> (4) Be publicly reprimanded by the board. The public reprimand may include a requirement that the licensee complete relevant educational courses approved by the board.
>
> (5) Have any other action taken in relation to discipline as part of an order of probation, as the board or an administrative law judge may deem proper.
>
> ...

6. At all times after the effective date of the Decision and Order in Case No. 09-2009-203013, Probation Condition No. 15 stated:

> VIOLATION OF PROBATION. Failure to fully comply with any term or condition of probation is a violation of probation. If respondent violates probation in any respect, the Board, after giving respondent notice and the opportunity to be heard,

may revoke probation and carry out the disciplinary order that was stayed. If an Accusation, Petition to Revoke Probation, or an Interim Suspension Order is filed against respondent during probation, the Board shall have continuing jurisdiction until the matter is final, and the period of probation shall be extended until the matter is final.

CAUSE TO REVOKE PROBATION

(Residing or Practicing Out-of-State While on Probation)

7. At all times after the effective date of the Decision and Order in Case No. 09-2009-203013, Probation Condition No. 12 stated:

> RESIDING OR PRACTICING OUT-OF-STATE. 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. Non-practice is defined as any period of time exceeding 30 calendar days in which respondent is not engaging in any activities defined in Sections 2051 and 2052 of the Business and Professions Code.
>
> All time spent in an intensive training program outside the State of California which has been approved by the Board or its designee shall be considered as time spent in the practice of medicine within the State. A Board-ordered suspension of practice shall not be considered as a period of non-practice. Periods of temporary or permanent residence or practice outside California will not apply to the reduction of the probationary term. Periods of temporary or permanent residence or practice outside California will relieve respondent of the responsibility to comply with the probationary terms and conditions with the exception of this condition and the following terms and conditions of probation: Obey All Laws; Probation Unit Compliance; and Cost Recovery.
>
> Respondent's license shall be automatically cancelled if respondent's periods of temporary or permanent residence or practice outside California total two years. However, respondent's license shall not be cancelled as long as respondent is residing and practicing medicine in another state of the United States and is on active probation with the medical licensing authority of that state, in which case the two year period shall begin on the date probation is completed or terminated in that state.

8. Respondent's probation is subject to revocation because she exceeded two years of temporary or permanent residence or practice outside California, pursuant to Probation Condition No. 12 referenced above. The facts and circumstances regarding this violation are as follows:

9. On or about January 25, 2012, C.V., an employee of the Board, mailed a letter to Respondent at her address of record in Missouri. This letter informed Respondent that her probation had been placed in a "Residing or Practicing Out-of-state" status, pursuant to Condition No. 12 of the Board's Decision in Case No 09-2009-203013, and that her out-of-state period could not exceed two years.

10. On or about August 27, 2012, in Case No. 2012-001353, the Missouri State Board of Registration for the Healing Arts placed Respondent's physician's and surgeon's License No. 2010018988 on probation for a period of five (5) years subject to various terms and conditions.

11. On or about August 28, 2017, Respondent's probation in Missouri Case No. 2012-001353 was terminated.

12. Between on or about September 13, 2017, and on or about June 28, 2019, C.V. mailed multiple letters to Respondent at her address of record in Missouri. These letters informed Respondent that her period of non-practice in California would exceed two years on August 28, 2019, and would be considered a violation of probation at that time. These letters further advised Respondent to inform C.V. in writing if she returned to the practice of medicine in California.

13. On or about May 18, 2020, C.V. mailed a letter to Respondent at her address of record in Missouri. This letter informed Respondent that her period of non-practice in California exceeded two years on August 28, 2019, and it was now considered a violation of probation.

14. Between on or about July 24, 2017, and on or about September 21, 2021, Respondent submitted multiple quarterly declarations to the Board. In these declarations, Respondent stated under penalty of perjury that she lived and worked full-time in Missouri.

15. Between on or about February 10, 2012, and on or about January 24, 2022, Respondent has never informed the Board that she has returned to California to live or practice.

16. Respondent's probation is subject to revocation because she has exceeded two (2) years of temporary or permanent residence or practice outside California from the date her probation in Missouri Case No. 2012-001353 was terminated.

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 the probation that was granted by the Medical Board of California in Case No. 09-2009-203013, and imposing the disciplinary order that was stayed thereby revoking Physician's and Surgeon's Certificate No. G 77555 issued to Respondent, Terri Charisse Coble, M.D.;

2. Revoking or suspending Physician's and Surgeon's Certificate No. G 77555, issued to Respondent, Terri Charisse Coble, M.D.;

3. Revoking, suspending or denying approval of Respondent, Terri Charisse Coble, M.D.'s authority to supervise physician's assistants, pursuant to section 3527 of the Code; and

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

DATED: FEB 0 4 2022

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

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Exhibit A

Decision and Order

Medical Board of California Case No. 09-2009-203013

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

In the Matter of the Accusation Against:	)	
	)	
	)	
Terri Charisse Coble, M.D.	)	Case No. 09-2009-203013
	)	
Physician's and Surgeon's Certificate No. G 77555	)	
	)	
Respondent	)	
	)	

DECISION

The attached Proposed Stipulation 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 February 10, 2012.

IT IS SO ORDERED: Janaury 13, 2012.

MEDICAL BOARD OF CALIFORNIA

Shelton Duruisseau

Shelton Duruisseau, Ph.D., Chair
Panel A

KAMALA D. HARRIS
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BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **TERRI CHARISSE COBLE, M.D.** **12545 OLIVE BLVD # 118** **CREVE COEUR, MO 63141** **Physician's and Surgeon's** **Certificate No. G 77555** Respondent.	Case No. 09-2009-203013 **STIPULATED SETTLEMENT 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. Linda K. Whitney (Complainant) is the Executive Director of the Medical Board of California. She brought this action solely in her official capacity and is represented in this matter by Kamala D. Harris, Attorney General of the State of California, by Sanford H. Feldman, Deputy Attorney General.

2. Respondent TERRI CHARISSE COBLE, M.D. is representing herself in this proceeding and has chosen not to exercise her right to be represented by counsel.

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3. On or about September 15, 1993, the Medical Board of California issued Physician's and Surgeon's Certificate No. G 77555 to TERRI CHARISSE COBLE, M.D. (Respondent). Physician's and Surgeon's Certificate No. G 77555 was in full force and effect at all times relevant to the charges brought in Accusation No. 09-2009-203013 and will expire on August 31, 2011, unless renewed.

JURISDICTION

4. Accusation No. 09-2009-203013 was filed before the Medical Board of California (Board), Department of Consumer Affairs on October 1, 2010, and is currently pending against Respondent. A true and correct copy of the Accusation and all other statutorily required documents were properly served on Respondent on October 1, 2009. Respondent filed her Notice of Defense contesting the Accusation on November 30, 2010. A true and correct copy of Accusation No. 09-2009-203013 is attached as Exhibit 1 and incorporated herein by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 09-2009-203013. Respondent has also carefully read, and understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of her 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 her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

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

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. 09-2009-203013.

9. Respondent agrees that her Physician's and Surgeon's Certificate No. G 77555 is subject to discipline and she agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

CONTINGENCY

10. 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 settlement, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that facsimile copies of this Stipulated Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

12. 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:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 77555 issued to Respondent TERRI CHARISSE COBLE, M.D. (Respondent) is revoked. However, the revocation is stayed and Respondent is placed on probation for five (5) years on the following terms and conditions.

1. CONTROLLED SUBSTANCES - ABSTAIN FROM USE Respondent shall abstain completely from the personal use or possession of controlled substances as defined in the California Uniform Controlled Substances Act, dangerous drugs as defined by Business and Professions Code section 4022, and any drugs requiring a prescription. This prohibition does not

apply to medications lawfully prescribed to respondent by another practitioner for a bona fide illness or condition.

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

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

3. BIOLOGICAL FLUID TESTING Respondent shall immediately submit to biological fluid testing, at respondent's expense, upon the request of the Board or its designee. A certified copy of any laboratory test results may be received in evidence in any proceedings between the Board and the respondent. Failure to submit to, or failure to complete the required biological fluid testing, is a violation of probation.

4. MEDICAL RECORD KEEPING COURSE Within 120 calendar days of the effective date of this decision, respondent shall enroll in a course in medical record keeping, at respondent's expense, approved in advance by the Board or its designee. Failure to successfully complete the course during the first 6 months of probation is a violation of probation.

A medical record keeping course 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 course would have been approved by the Board or its designee had the course 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 course, or not later than 15 calendar days after the effective date of the Decision, whichever is later.

5. ETHICS COURSE Within 120 calendar days of the effective date of this Decision, respondent shall enroll in a course in ethics, at respondent's expense, approved in advance by the

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Board or its designee. Failure to successfully complete the course during the first year of probation is a violation of probation.

An ethics course 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 course would have been approved by the Board or its designee had the course 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 course, or not later than 15 calendar days after the effective date of the Decision, whichever is later.

6. NOTIFICATION Prior to engaging in the practice of medicine, the respondent shall provide a true copy of the Decision(s) and Accusation(s) to the Chief of Staff or the Chief Executive Officer at every hospital where privileges or membership are extended to respondent, at any other facility where respondent engages in the practice of medicine, including all physician and locum tenens registries or other similar agencies, and to the Chief Executive Officer at every insurance carrier which extends malpractice insurance coverage to respondent. Respondent shall submit proof of compliance to the Board or its designee within 15 calendar days.

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

7. SUPERVISION OF PHYSICIAN ASSISTANTS During probation, respondent is prohibited from supervising physician assistants.

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

9. QUARTERLY DECLARATIONS Respondent shall submit quarterly declarations under penalty of perjury on forms provided by the Board, stating whether there has been compliance with all the conditions of probation. Respondent shall submit quarterly declarations not later than 10 calendar days after the end of the preceding quarter.

10. PROBATION UNIT COMPLIANCE Respondent shall comply with the Board's probation unit. Respondent shall, at all times, keep the Board informed of respondent's business

and residence addresses. Changes of such addresses shall be immediately communicated in writing to the Board or its designee. Under no circumstances shall a post office box serve as an address of record, except as allowed by Business and Professions Code section 2021(b).

Respondent shall not engage in the practice of medicine in respondent's place of residence. Respondent shall maintain a current and renewed California physician's and surgeon's license.

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

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

12. RESIDING OR PRACTICING OUT-OF-STATE 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. Non-practice is defined as any period of time exceeding 30 calendar days in which respondent is not engaging in any activities defined in Sections 2051 and 2052 of the Business and Professions Code.

All time spent in an intensive training program outside the State of California which has been approved by the Board or its designee shall be considered as time spent in the practice of medicine within the State. A Board-ordered suspension of practice shall not be considered as a period of non-practice. Periods of temporary or permanent residence or practice outside California will not apply to the reduction of the probationary term. Periods of temporary or permanent residence or practice outside California will relieve respondent of the responsibility to comply with the probationary terms and conditions with the exception of this condition and the following terms and conditions of probation: Obey All Laws; Probation Unit Compliance; and Cost Recovery.

Respondent's license shall be automatically cancelled if respondent's periods of temporary or permanent residence or practice outside California total two years. However, respondent's

license shall not be cancelled as long as respondent is residing and practicing medicine in another state of the United States and is on active probation with the medical licensing authority of that state, in which case the two year period shall begin on the date probation is completed or terminated in that state.

13. FAILURE TO PRACTICE MEDICINE - CALIFORNIA RESIDENT

In the event respondent resides in the State of California and for any reason respondent stops practicing medicine in California, respondent shall notify the Board or its designee in writing within 30 calendar days prior to the dates of non-practice and return to practice. Any period of non-practice within California, as defined in this condition, will not apply to the reduction of the probationary term and does not relieve respondent of the responsibility to comply with the terms and conditions of probation. Non-practice is defined as any period of time exceeding 30 calendar days in which respondent is not engaging in any activities defined in sections 2051 and 2052 of the Business and Professions Code.

All time spent in an intensive training program which has been approved by the Board or its designee shall be considered time spent in the practice of medicine. For purposes of this condition, non-practice due to a Board-ordered suspension or in compliance with any other condition of probation, shall not be considered a period of non-practice.

Respondent's license shall be automatically cancelled if respondent resides in California and for a total of two years, fails to engage in California in any of the activities described in Business and Professions Code sections 2051 and 2052.

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

15. VIOLATION OF PROBATION Failure to fully comply with any term or condition of probation is a violation of probation. If respondent violates probation in any respect, the Board, after giving respondent notice and the opportunity to be heard, may revoke probation and carry out the disciplinary order that was stayed. If an Accusation, Petition to Revoke Probation,

or an Interim Suspension Order is filed against respondent during probation, the Board shall have continuing jurisdiction until the matter is final, and the period of probation shall be extended until the matter is final.

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

17. PROBATION MONITORING COSTS Respondent shall pay the costs associated with probation monitoring each and every year of probation, as designated by the Board, which may be adjusted on an annual basis. Such costs shall be payable to the Board and delivered to the Board or its designee no later than January 31 of each calendar year. Failure to pay costs within 30 calendar days of the due date is a violation of probation.

ACCEPTANCE

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

DATED: 8/29/11

TERRI CHARISSE COBLE, M.D.
Respondent

ENDORSEMENT

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

Dated: August 22, 2011

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
THOMAS S. LAZAR
Supervising Deputy Attorney General

SANFORD H. FELDMAN
Deputy Attorney General
Attorneys for Complainant

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EXHIBIT A

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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO OCTOBER 1 2010
BY: K. MONTALBANO ANALYST

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

In the Matter of the Accusation Against: **TERRI CHARISSE COBLE, M.D.** **78 365 Highway 111, Unit 341** **La Quinta, CA 92253** **Physician's and Surgeon's** **Certificate No. G 77555** Respondent.	Case No. 09-2009-203013 **ACCUSATION**

Complainant alleges:

PARTIES

1. Linda K. Whitney (Complainant) brings this Accusation solely in her official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs.

2. On or about September 15, 1993, the Medical Board of California issued Physician's and Surgeon's Certificate No. G 77555 to TERRI CHARISSE COBLE, M.D. (Respondent). Physician's and Surgeon's Certificate No. G 77555 was in full force and effect at all times relevant to the charges brought herein and will expire on August 31, 2011, unless renewed.

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JURISDICTION

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

4. Section 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, be publically reprimanded or have such other action taken in relation to discipline as the Division deems proper.

5. Section 2234 of the Code states in pertinent part:

"The Division of Medical Quality[1] 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 [Chapter 5, the Medical Practice Act].

" . . .

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

" . . . "

6. Section 2225.5 of the Code states, in pertinent part:

"(a) (1) A licensee who fails or refuses to comply with a request for the medical records of a patient, that is accompanied by that patient's written authorization for release of records to the board, within 15 days of receiving the

[1] California Business and Professions Code section 2002, as amended and effective January 1, 2008, provides that, unless otherwise expressly provided, the term "board" as used in the State Medical Practice Act (Bus. & Prof. Code, §§ 2000, *et seq.*) means the "Medical Board of California," and references to the "Division of Medical Quality" and "Division of Licensing" in the Act or any other provision of law shall be deemed to refer to the Board.

request and authorization, shall pay to the board a civil penalty of one thousand dollars ($1,000) per day for each day that the documents have not been produced after the 15th day, unless the licensee is unable to provide the documents within this time period for good cause.

". . .

"(e) Imposition of the civil penalties authorized by this section shall be in accordance with the Administrative Procedure Act (Chapter 5 (commencing with Section 11500) of Division 3 of Title 2 of the Government Code).

". . ."

7. Section 2239 of the Code states, in pertinent part:

"(a) The use or prescribing for or administering to himself or herself, of any controlled substance; or the use of any of the dangerous drugs specified in Section 4022, or of alcoholic beverages, to the extent, or in such a manner as to be dangerous or injurious to the licensee, or to any other person or to the public, or to the extent that such use impairs the ability of the licensee to practice medicine safely or more than one misdemeanor or any felony involving the use, consumption, or self-administration of any of the substances referred to in this section, or any combination thereof, constitutes unprofessional conduct[2]. The record of the conviction is conclusive evidence of such unprofessional conduct.

". . ."

8. Section 125.9 of the Code states, in pertinent part:

". . ."

"(5) Failure of a licensee to pay a fine within 30 days of the date of assessment, unless the citation is being appealed, may result in disciplinary action

[2] There is a nexus between a physician's use of alcoholic beverages and his or her fitness to practice medicine, established by the Legislature in section 2239, "in all cases where a licensed physician used alcoholic beverages to the extent or in such a manner as to pose a danger to himself or others." (*Watson v. Superior Court (Medical Board)* (2009) 176 Cal.App.4th 1407, 1411.)

being taken by the board, bureau, or commission. Where a citation is not contested and a fine is not paid, the full amount of the assessed fine shall be added to the fee for renewal of the license. A license shall not be renewed without payment of the renewal fee and fine."

9. Section 2021 of the Code states, in pertinent part:

"(b) Each licensee shall report to the board each and every change of address within 30 days after each change, giving both the old and new address. If an address reported to the board at the time of application for licensure or subsequently is a post office box, the applicant shall also provide the board with a street address. If another address is the licensee's address of record, he or she may request that the second address not be disclosed to the public."

FIRST CAUSE FOR DISCIPLINE

(Use of Alcoholic Beverages to the Extent or in Such a Manner that Respondent Was a Danger to Herself or Others)

10. Respondent is subject to disciplinary action under sections 2227 and 2234, as defined by section 2239 of the Code, in that she used alcoholic beverages to the extent or in such a manner, as to be dangerous or injurious to herself, any other person or to the public. The circumstances are set forth below.

11. On or about December 9, 2008, in the middle of the day, Respondent was driving in the area of Fred Waring and Washington Street in the city of La Quinta, California. Respondent's vehicle was weaving in and out of lanes, nearly colliding with several other vehicles and hitting curbs. After a traffic stop of Respondent, Officers of the Riverside County Sheriff's Department spoke with Respondent who smelled of alcohol, was swaying from side to side, had red and watery eyes, was staggering and was slurring her speech. Respondent performed poorly on field sobriety tests. Her preliminary blood alcohol level ranged between .127% to .139%. Respondent was arrested for driving under the influence of alcohol.

12. On or about February 5, 2009, in the case entitled "*The People of the State of California v. Terri Charisse Coble*, Riverside County Superior Court Case No. INM194800,

Respondent was charged in Count 1 with violating of Vehicle Codes section 23152, subdivision (a) – driving under the influence of alcohol and in Count 2 with violating section 23152, subdivision (b) - driving with a blood alcohol level in excess of .08%.

13. On or about August 17, 2009, Respondent entered a plea of guilty to Count 2 and Count 1 was dismissed in the interests of justice. Respondent was placed on 36 months summary probation with terms including, but not limited to, one day in custody, a fine and a prohibition of driving with alcohol in her blood.

SECOND CAUSE FOR DISCIPLINE

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

14. Respondent is further subject to disciplinary action under sections 2227 and 2234, as defined by section 2236, of the Code, in that she was convicted of a crime substantially related to the qualifications, functions or duties of a physician and surgeon as more particularly described in paragraphs 11 through 13, above, which are hereby incorporated by reference as if full set forth herein.

THIRD CAUSE FOR DISCIPLINE

(Failure to Pay Fine)

15. Respondent is further subject to disciplinary action under sections 2227 and 2234, as defined by section 125.9, of the Code, in that she failed to pay a fine within 30 days of assessment. The circumstances are set forth below.

16. On or about August 28, 2009, the Chief of Enforcement of the Board issued a Citation Order to Respondent. Pursuant to Code sections 125.9 and 2234, Respondent was cited for failing to report her August 17, 2009 misdemeanor conviction referenced in Paragraph 12 above, which is hereby incorporated by reference as if fully set forth herein. In addition, an administrative fine of $750.00 was imposed. The Citation Order was sent by certified mail to Respondent at her address of record.

17. On or about September 28, 2009, Respondent sent a letter to the Board stating that she need to make arrangements to pay the fine over time. She included a check for $100.00 and

offered to pay $100.00 each month. On or about October 1, 2009, the Board notified her that the request for a payment plan was approved. Nevertheless, Respondent failed to make any additional payments and letters requesting such payments (dated November 16, 2009, December 3, 2009, January 7, 2010 and February 10, 2010), sent by certified mail to Respondent's address of record, were returned as undeliverable. To date, Respondent has failed to pay $650.00 of the administrative fine imposed by the Citation Order.

FOURTH CAUSE FOR DISCIPLINE

(Failure to Provide Medical Records)

18. Respondent is further subject to disciplinary action under sections 2227 and 2234, as defined in Section 2225.5, in that Respondent failed to provide patient RG's medical records to her and to her new physician within 15 days of receipt of requests for those records. The circumstances are set forth below.

19. On or about August 10, 2009, Respondent advised patient RG that Respondent was leaving her practice as of September 1, 2009. Patient RG asked for her medical records but was told that she had to sign a release and the records would then be sent to her new physician. Patient RG signed the required documents.

20. When patient RG's new physician did not receive the records, he had patient RG sign a release. However, he too was unable to obtain a copy of patient RG's records.

21. Patient RG made several calls to a number Respondent left for patients needing medical records. The number went unanswered except on one occasion. The person answering the phone hung up on patient RG after patient RG identified herself.

22. On or about February 4, 2010, patient RG sent a written request for records to Respondent. She sent the request by certified mail to Respondent's address of record with the Board. The letter was returned as "NOT DELIVERABLE AS ADDRESSED" and as "UNABLE TO FORWARD".

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FOURTH CAUSE FOR DISCIPLINE

(Failure to Provide Board with a Current Address of Record)

23. Respondent is further subject to disciplinary action under sections 2227 and 2234, as defined by section 2021 in that Respondent failed to report her change of address within 30 days. The circumstances are set forth below.

24. Respondent's current address of record with the Board is 78 365 Highway 111, Unit 341, La Quinta, Ca 92253. Respondent is no longer at that address and has not been at that address since on or before November 16, 2009. Respondent has not notified the Board of any change of address.

FIFTH CAUSE FOR DISCIPLINE

(General Unprofessional Conduct)

25. Respondent is further subject to disciplinary action under sections 2227 and 2234, as defined by section 2234 of the Code[3], in that she engaged in conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming a member in good standing of the medical profession, and which demonstrates an unfitness to practice medicine, as more particularly set forth in Paragraphs 10 through 23, above, which are hereby incorporated by reference as if fully set forth herein

DISCIPLINE CONSIDERATIONS

26. To determine the degree of discipline, if any, to be imposed on Respondent, Complainant alleges that on or about August 28, 2009, in a prior action, the Board issued Citation No. 09-2009-203013 and ordered Respondent to complete and return the "Physician Reporting – Criminal Actions" form within 30 days of receipt of the Citation. In addition, Respondent was order to pay an administrative fine in the amount of $750.00. That Citation is now final and is hereby incorporated by reference as if fully set forth herein.

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[3] Unprofessional conduct has been defined as conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming a member in good standing of the medical profession, and which demonstrates an unfitness to practice medicine. *Shea v. Board of Medical Examiners*, (1978) 81 Cal.App.3d 654.

PRAYER

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

1. Revoking or suspending Physician's and Surgeon's Certificate No. G 77555, issued to Respondent TERRI CHARISSE COBLE, M.D.;

2. Revoking, suspending or denying approval of Respondent TERRI CHARISSE COBLE, M.D.'s authority to supervise physician's assistants, pursuant to section 3527 of the Code;

3. Order Respondent TERRI CHARISSE COBLE, M.D., to pay to the Board a civil penalty of one thousand dollars ($1,000) per day for each day that the medical records reference above were not produced following receipt of the request for the records, beginning after the 15th day following the request and in an amount not to exceed $10,000.00;

4. Ordering Respondent TERRI CHARISSE COBLE, M.D., if placed on probation, to pay the costs of probation monitoring; and,

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

DATED: October 1, 2010

LINDA K. WHITNEY
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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