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

In the Matter of the Second Amended Accusation Against: **Jaron Ross Andersen, M.D.** **Physician's & Surgeon's Certificate No. A 97202** **Respondent.**	**Case No. 800-2018-048265**

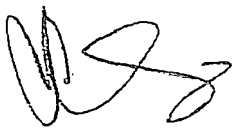
DECISION

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 January 12, 2023.

IT IS SO ORDERED: December 13, 2022.

MEDICAL BOARD OF CALIFORNIA



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

ROB BONTA
Attorney General of California
ROBERT MCKIM BELL
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BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Second Amended Accusation Against: **JARON ROSS ANDERSEN, M.D.** **15615 Taloga St.** **Hacienda Heights, CA 91745-6046** **Physician's and Surgeon's Certificate Number A 97202** Respondent.	Case No. 800-2018-048265 OAH No. 2022020831 **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. 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 Colleen M. McGurrin, Deputy Attorney General.

2. Respondent Jaron Ross Andersen, M.D. (Respondent) is represented in this proceeding by attorney Peter R. Osinoff, Esq. and Derek O'Reilly-Jones, Esq., of Bonne Bridges

Mueller O'Keefe & Nichols, whose address is: 355 South Grand Avenue, Suite 1750, Los Angeles, CA 90071-1562.

3. On or about September 8, 2006, the Board issued Physician's and Surgeon's Certificate Number A 97202 to Jaron Ross Andersen, 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 Second Amended Accusation No. 800-2018-048265, and will expire on April 30, 2024, unless renewed.

JURISDICTION

4. Second Amended Accusation No. 800-2018-048265 was filed before the Board, and is currently pending against Respondent. The Second Amended Accusation and all other statutorily required documents were properly served on Respondent on February 8, 2022. Respondent timely filed his Notice of Defense contesting the Second Amended Accusation.

5. A copy of Second Amended Accusation No. 800-2018-048265 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 Second Amended Accusation No. 800-2018-048265. 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 Second 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.

8. Respondent freely, 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 Second Amended Accusation No. 800-2018-048265, 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 factual basis for the charges in the Second 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 Second Amended Accusation No. 800-2018-048265, 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 Number A 97202 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 imposition of discipline 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. 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.

15. 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

A. **PUBLIC REPRIMAND**

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate Number A 97202 issued to Respondent JARON ROSS ANDERSEN, M.D. shall be and is hereby Publicly Reprimanded pursuant to Business and Professions Code section 2227, subdivision (a)(4). This Public Reprimand, which is issued in connection with Respondent's care and treatment of Patient A as set forth in Second Amended Accusation No. 800-2018-048265, is as follows and on the following conditions:

On or about June 18, 2017, in performing surgery on Patient A, you failed to remove the contaminated cannulated reamer that had been previously autoclaved, and flushed it with Betadine and saline, and failed to adequately and accurately document the incident in the operation report in violation of Business and Professions Code sections 2234 and 2266.

B. **EDUCATION COURSE**. Within 60 calendar days of the effective date of this Decision, 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 eight (8) hours total in the area(s) of infection(s) and contaminated device(s) and instrument(s). These 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 33 hours of CME of which 8 hours were in satisfaction of this condition.

C. **MEDICAL RECORD KEEPING COURSE**. Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in medical record keeping

approved in advance by the Board or its designee. Respondent shall provide the approved course provider with any information and documents that the approved course provider may deem pertinent. Respondent shall participate in and successfully complete the classroom component of the course not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully complete any other component of the course within one (1) year of enrollment. The medical record keeping course shall be at Respondent's expense and shall be in addition to the Continuing Medical Education (CME) requirements for renewal of licensure.

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.

D. **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.

E. **INVESTIGATION/ENFORCEMENT COST RECOVERY.** Respondent is hereby ordered to reimburse the Board its costs of investigation and enforcement, including, but not limited to, amended accusations, legal reviews, expert reviews, and witness and hearing related preparation beginning January 1, 2022, in the amount of $14,997.00 (fourteen thousand nine hundred ninety-seven dollars and no cents). Costs shall be payable to the Medical Board of California. Failure to pay such costs shall be considered a violation of this public reprimand and shall be grounds for further discipline.

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

The filing of bankruptcy by Respondent shall not relieve Respondent of the responsibility to repay investigation and enforcement costs, including expert review costs.

F. **VIOLATION OF PUBLIC REPRIMAND.** Failure to fully comply with any term or condition of this public reprimand is a violation of this stipulation. If Respondent violates the provisions of this stipulation in any respect, the Board, after giving Respondent notice and the opportunity to be heard, may take further disciplinary charges against Respondent. If an Accusation, or Petition to Revoke Probation, or an Interim Suspension Order is filed against Respondent during the public reprimand, the Board shall have continuing jurisdiction until the matter is final, and the period of this public reprimand shall be extended until the matter is final.

G. **LICENSE SURRENDER.** Following the effective date of this Decision, if Respondent ceases practicing due to retirement or health reasons or is otherwise unable to satisfy the terms and conditions of this public reprimand, Respondent may request to surrender his license. The Board reserves the right to evaluate Respondent's request and to exercise its discretion in determining 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 this public reprimand. If Respondent re-applies for a medical license, the application shall be treated as a petition for reinstatement of a revoked certificate.

H. **FUTURE ADMISSIONS CLAUSE.** If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing action agency in the State of California, the charges and allegations contained in Second Amended Accusation No. 800-2018-040169 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict license.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorneys, Peter R. Osinoff, Esq. and Derek O'Reilly-Jones, 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 and Disciplinary Order freely, voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 7/27/22

JARON ROSS ANDERSEN, M.D.
Respondent

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I have read and fully discussed with Respondent Jaron Ross Andersen, M.D. the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 07/27/2022

DEREK O'REILLY-JONES, ESQ.
Attorney for Respondent

ENDORSEMENT

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

DATED: July 27, 2022

Respectfully submitted,

ROB BONTA
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General

Colleen M. McGurrin

COLLEEN M. MCGURRIN
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Second Amended Accusation No. 800-2018-048265

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

In the Matter of the Second Amended Accusation Against: JARON ROSS ANDERSEN, M.D. 898 Calle La Primavera Glendale, California 91208-3027 Physician's and Surgeon's Certificate A 97202, Respondent.	Case No. 800-2018-048265 **SECOND AMENDED ACCUSATION**

PARTIES

1. William Prasifka (Complainant) brings this Second Amended Accusation solely in his official capacity as the Executive Director of the Medical Board of California (Board).

2. On September 8, 2006, the Board issued Physician's and Surgeon's Certificate Number A 97202 to Jaron Ross Andersen, M.D. (Respondent). That license was in full force and effect at all times relevant to the charges brought herein and will expire on April 30, 2022, unless renewed.

3. In 2013, Respondent's license was previously disciplined in the action titled *In the Matter of the Accusation Against Jaron Ross Andersen, M.D.*, Case Number 06-2013-229405,

effective November 14, 2013. In that action, Respondent's license was revoked, which was stayed, placing his license on four (4) years' probation with various terms and conditions. That Decision is now final.

4. In 2015, Respondent's license was subsequently disciplined in the action titled *In the Matter of the Accusation and Petition to Revoke Probation Against Jaron Ross Andersen, M.D.*, Case Number 800-2014-003445, effective July 23, 2015. In that action, Respondent's license was revoked, which was stayed, and his probation was extended for one (1) year with the same terms and conditions. That Decision is now final.

JURISDICTION

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

6. Section 22 of the Code states:

> "Board" as used in any provisions of this code, refers to the board in which the administration of the provision is vested, and unless otherwise expressly provided, shall include "bureau," "commission," "committee," "department," "division," "examining committee," "program," and "agency."

7. Section 477 of the Code states:

> As used in this division:
>
> (a) "Board" includes "bureau," "commission," "committee," "department," "division," "examining committee," "program," and "agency."
>
> (b) "License" includes certificate, registration or other means to engage in a business or profession regulated by this code.

8. Section 2220 of the Code provides, in pertinent part:

> Except as otherwise provided by law, the board may take action against all persons guilty of violating this chapter. The board shall enforce and administer this article as to physician and surgeon certificate holders, including those who hold certificates that do not permit them to practice medicine, such as, but not limited to, retired, inactive, or disabled status certificate holders, and the board shall have all the powers granted in this chapter for these purposes including, but not limited to:
>
> (a) Investigating complaints from the public, from other licensees, from health care facilities, or from the board that a physician and surgeon may be guilty of unprofessional conduct. The board shall investigate the circumstances underlying a report received pursuant to Section 805 or 805.01 within 30 days to determine if an

interim suspension order or temporary restraining order should be issued. The board shall otherwise provide timely disposition of the reports received pursuant to Section 805 and Section 805.01.

(b) . . . (c).

9. Section 2227 of the Code provides, 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 . . . license revoked upon order of the board.

(2) Have his . . . 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.

(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical review or advisory conferences, professional competency examinations, continuing education activities, and cost reimbursement associated therewith that are agreed to with the board and successfully completed by the licensee, or other matters made confidential or privileged by existing law, is deemed public, and shall be made available to the public by the board pursuant to Section 803.1.

10. Section 2228 of the Code states:

The authority of the board or the California Board of Podiatric Medicine to discipline a licensee by placing him or her on probation includes, but is not limited to, the following:

(a) Requiring the licensee to obtain additional professional training and to pass an examination upon the completion of the training. The examination may be written or oral, or both, and may be a practical or clinical examination, or both, at the option of the board or the administrative law judge.

(b) Requiring the licensee to submit to a complete diagnostic examination by one or more physicians and surgeons appointed by the board. If an examination is ordered, the board shall receive and consider any other report of a complete diagnostic examination given by one or more physicians and surgeons of the licensee's choice.

(c) Restricting or limiting the extent, scope, or type of practice of the licensee, including requiring notice to applicable patients that the licensee is unable to perform

the indicated treatment, where appropriate.

(d) Providing the option of alternative community service in cases other than violations relating to quality of care.

STATUTORY PROVISIONS

11. Section 2234 of the Code, provides in pertinent part:

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

(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.

(b) Gross negligence.

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

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

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

(d) . . . (g).

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

COST RECOVERY

13. Effective on January 1, 2022, section 125.3 of the Code was amended to provide as follows:

(a) Except as otherwise provided by law, in any order issued in resolution of a disciplinary proceeding before any board within the department or before the Osteopathic Medical Board, upon request of the entity bringing the proceeding, the administrative law judge may 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.

(b) In the case of a disciplined licensee that is a corporation or a partnership, the order may be made against the licensed corporate entity or licensed partnership.

(c) A certified copy of the actual costs, or a good faith estimate of costs where actual costs are not available, signed by the entity bringing the proceeding or its designated representative shall be prima facie evidence of reasonable costs of investigation and prosecution of the case. The costs shall include the amount of investigative and enforcement costs up to the date of the hearing, including, but not limited to, charges imposed by the Attorney General.

(d) The administrative law judge shall make a proposed finding of the amount of reasonable costs of investigation and prosecution of the case when requested pursuant to subdivision (a). The finding of the administrative law judge with regard to costs shall not be reviewable by the board to increase the cost award. The board may reduce or eliminate the cost award, or remand to the administrative law judge if the proposed decision fails to make a finding on costs requested pursuant to subdivision (a).

(e) If an order for recovery of costs is made and timely payment is not made as directed in the board's decision, the board may enforce the order for repayment in any appropriate court. This right of enforcement shall be in addition to any other rights the board may have as to any licensee to pay costs.

(f) In any action for recovery of costs, proof of the board's decision shall be conclusive proof of the validity of the order of payment and the terms for payment.

(g) (1) Except as provided in paragraph (2), the board shall not renew or reinstate the license of any licensee who has failed to pay all of the costs ordered under this section.

(2) Notwithstanding paragraph (1), the board may, in its discretion, conditionally renew or reinstate for a maximum of one year the license of any licensee who demonstrates financial hardship and who enters into a formal agreement with the board to reimburse the board within that one-year period for the unpaid costs.

(h) All costs recovered under this section shall be considered a reimbursement for costs incurred and shall be deposited in the fund of the board recovering the costs to be available upon appropriation by the Legislature.

(i) Nothing in this section shall preclude a board from including the recovery of the costs of investigation and enforcement of a case in any stipulated settlement.

(j) This section does not apply to any board if a specific statutory provision in that board's licensing act provides for recovery of costs in an administrative disciplinary proceeding.

FIRST CAUSE FOR DISCIPLINE

(Gross Negligence)

14. Respondent Jaron Ross Andersen, M.D. is subject to disciplinary action under Code section 2234, subdivision (b), in that he failed to remove the non-sterile contaminated cannulated femur reamer, which had retained debris in it, and all other instruments that were in contact with it, out of the sterile surgical field and to request a second sterile instrument tray in his care and treatment of Patient A.[1] The circumstances are as follows:

15. On or about June 16, 2017, Patient A, a then fifty-nine-year-old male, presented to the emergency room at California Hospital Medical Center after he had fallen from a ladder injuring his left leg. He was found to have intertrochanteric[2] three-fragment fractures with displacement of his left femur, among other injuries. He was admitted to the hospital for an open reduction with internal fixation surgery.

16. On or about June 18, 2017, the patient was taken to the operating room where Respondent was scheduled to perform a left proximal femur open reduction surgery with internal fixation of the intertrochanteric fracture with intramedullary nailing.[3] During the surgery, after Respondent had inserted a wire into the patient's femur, he attempted to use a cannulated reamer[4]

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[1] For privacy, the patient in this Accusation is identified as Patient A. The patient's full name will be disclosed to Respondent upon a timely request for discovery pursuant to Government Code section 11507.6.

[2] Intertrochanteric fracture is the fracture of the proximal femur located in the metaphyseal bone in the region between the greater and lesser trochanters, which is a broad, flat process on the femur, at the upper end of its lateral surface (greater trochanter), or a short conical process on the posterior border of the base of its neck (lesser trochanter).

[3] Intramedullary nailing is surgery to repair a broken bone and keep it stable. A permanent nail or rod is placed into the center of the bone that will help an individual to put weight on the bone.

[4] A cannulated reamer is a medical device that allows a surgeon to remove bone in order to place a rod or nail in a patient's bone.

and insert it into the femur, but noticed it would not go into the femur for more than a couple of inches. He removed the reamer and noticed there was an obstruction in it (normally the inside of the reamer is clear and one can see light at the end of it if one looks through it). Respondent banged the reamer on the table and a wire came out indicating that the reamer had been previously used and had not been properly sterilized and disinfected. Instead of removing the contaminated reamer and all other instruments that had been in contact with it out of the surgical field and ordering another sterile instrument tray, Respondent removed the retained wire from the reamer and flushed the reamer with Betadine and saline, and continued with the surgery utilizing the contaminated reamer. This exposed the patient to an increased risk for acquiring a surgical wound infection.

17. In his operative report, Respondent failed to document the incident with the contaminated cannulated reamer and his use of Betadine and saline in an attempt to sterilize the contaminated instrument. In addition, the operative report contains numerous blank entries where the transcriber was not able to transcribe all of Respondent's dictation; however, he failed to augment his operative report.

18. Respondent's acts and omissions, collectively, constitute gross negligence in his care and treatment of Patient A when he continued to utilize and failed to remove the contaminated cannulated reamer on the patient after he discovered it had retained debris from a prior procedure and had not been properly sterilized or disinfected, and failed to order a second sterile instrument tray to utilize during the remainder of the procedure.

SECOND CAUSE FOR DISCIPLINE

(Repeated Negligent Acts)

19. Respondent Jaron Ross Andersen, M.D. is subject to disciplinary action under Code section 2234, subdivision (c), in that he committed repeated negligent acts in his care and treatment of Patient A. The circumstances are as follows:

20. Paragraphs 15 to 17, inclusive, above are incorporated by reference as if fully set forth herein.

21. Respondent's acts and omissions constitute repeated negligent acts in his care and

treatment of Patient A when he continued to utilize and failed to remove the contaminated cannulated reamer on the patient after he discovered it had retained debris from a prior procedure and had not been properly sterilized or disinfected, and failed to order a second sterile instrument tray to utilize during the remainder of the procedure.

THIRD CAUSE FOR DISCIPLINE

(Failure to Maintain Adequate and Accurate Records)

22. Respondent Jaron Ross Andersen, M.D. is subject to disciplinary action under Code section 2266 in that he failed to maintain adequate and accurate records in his care and treatment of Patient A. The circumstances are as follows:

23. Paragraphs 15 to 17, inclusive, above are incorporated by reference as if fully set forth herein.

DISCIPLINARY CONSIDERATIONS

24. To determine the degree of discipline, if any, to be imposed on Respondent Jaron Ross Andersen, M.D., Complainant alleges that on or about November 14, 2013, in a prior disciplinary action titled *In the Matter of the Accusation Against Jaron Ross Andersen, M.D.* before the Medical Board of California, in Case Number 06-2013-229405, Respondent's license was revoked, the revocation was stayed, and he was placed on four (4) years' probation with various terms and conditions for gross negligence, repeated negligent acts, prescribing without exam/indication, excessive prescribing, inadequate records, dishonest acts, violation of drug statutes, misuse of controlled substances, illegitimate prescriptions, false prescriptions and obtaining prescriptions by fraud/deceit. That Decision is now final and is incorporated by reference as if fully set forth herein.

25. To determine the degree of discipline, if any, to be imposed on Respondent Jaron Ross Andersen, M.D., Complainant alleges that on or about July 23, 2015, in a prior disciplinary action titled *In the Matter of the Accusation and Petition to Revoke Probation Against Jaron Ross Andersen, M.D.* before the Medical Board of California, in Case Number 800-2014-003445, Respondent's license was revoked, the revocation was stayed, and his probation was extended for one (1) year under the same terms and conditions for unprofessional conduct, dishonest acts,

failure to abstain from controlled substances, failure to cooperate with biological fluid testing, and failure to complete medical evaluation and treatment. That Decision is now final and is incorporated by reference as if fully set forth herein.

PRAYER

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

1. Revoking or suspending Physician's and Surgeon's Certificate Number A 97202, issued to Respondent Jaron Ross Andersen, M.D.;

2. Revoking, suspending or denying approval of his authority to supervise physician assistants and advanced practice nurses;

3. Ordering him to pay the Board reasonable costs of investigation and prosecution incurred after January 1, 2022.

4. If placed on probation, ordering him to pay the Board the costs of probation monitoring; and

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

DATED: FEB 0 8 2022

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

Complainant

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