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

In the Matter of the Accusation Against:	)	
Lelys Campos, M.D.	)	**Case No. 800-2019-057095**
Physician's and Surgeon's Certificate No. A36358	)	
Respondent	)	

DECISION

The attached Stipulated 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 February 27, 2020.

IT IS SO ORDERED February 20, 2020.

MEDICAL BOARD OF CALIFORNIA

By: Christine J. Lally
Christine J. Lally, Interim Executive Director

XAVIER BECERRA
Attorney General of California
E. A. JONES III
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Attorneys for Complainant

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

In the Matter of the Accusation Against: LELYS CAMPOS, M.D. 8809 Sunland Boulevard Sun Valley, California 91352 Physician's and Surgeon's Certificate No. A 36358, Respondent.	Case No. 800-2019-057095 **STIPULATED 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. Christine J. Lally ("Complainant") is the Interim Executive Director of the Medical Board of California ("Board"). She brought this action solely in her official capacity and is represented in this matter by Xavier Becerra, Attorney General of the State of California, by Christine R. Friar, Deputy Attorney General.

2. LELYS CAMPOS, M.D. ("Respondent") 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 March 2, 1981, the Board issued Physician's and Surgeon's Certificate No. A 36358 to Respondent. That license was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2019-057095 and will expire on April 3, 2020, unless renewed.

JURISDICTION

4. Accusation No. 800-2019-057095 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent. Respondent did not timely filed a Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2019-057095 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 800-2019-057095. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and 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. 800-2019-057095, agrees that cause exists for discipline and hereby surrenders her Physician's and Surgeon's Certificate No. A 36358 for the Board's formal acceptance.

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

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 surrender, 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 Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

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

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 Order:

ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 36358, issued to Respondent Lelys Campos, M.D., is surrendered and accepted by the Board.

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

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

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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 revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2019-057095 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

5. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation, No. 800-2019-057095 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

ACCEPTANCE

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

DATED: 1-29-20

L. Campos, M.D.
LELYS CAMPOS, M.D.
Respondent

[Endorsement on following page]

ENDORSEMENT

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

DATED: January 30, 2020

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
E. A. JONES III
Supervising Deputy Attorney General

CHRISTINE R. FRIAR
Deputy Attorney General
Attorneys for Complainant

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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO Nov. 14 2019
BY _____ ANALYST

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

In the Matter of the Accusation Against:	Case No. 800-2019-057095
Lelys Campos, M.D. 8809 Sunland Blvd. Sun Valley, CA 91352 Physician's and Surgeon's Certificate No. A 36358, Respondent.	**ACCUSATION**

PARTIES

1. Christine J. Lally ("Complainant") brings this Accusation solely in her official capacity as the Interim Executive Director of the Medical Board of California, Department of Consumer Affairs ("Board").

2. On or about March 2, 1981, the Medical Board issued Physician's and Surgeon's Certificate Number A 36358 to Lelys Campos, M.D. ("Respondent"). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on April 3, 2020, unless renewed.

3. On October 18, 2019, an Order on Petition for Interim Suspension Order after Noticed Hearing was issued. Pursuant to that Order, Respondent's Physician's and Surgeon's

Certificate number A 36358 is suspended pending a full administrative determination of Respondent's fitness to practice medicine, as follows:

a. Respondent shall not practice or attempt to practice any aspect of medicine or surgery in the State of California;

b. Respondent shall not advertise, by any means, or hold herself out as practicing or available to practice medicine or to supervise physician assistants, nurses or assistants;

c. Respondent shall not be present in any location or office which is maintained for the practice of medicine, or at which medicine is practiced, for any purpose except as a patient or as a visitor of family or friends;

d. Respondent shall not possess, order, purchase, receive, prescribe, furnish, administer, or otherwise distribute controlled substances or dangerous drugs as defined by federal or state law; and

e. Respondent shall not do any other act, not specifically prohibited above, for which a physician's or surgeon's certificate is required.

JURISDICTION

4. This Accusation is brought before the Board under the authority of the following provisions of the California Business and Professions Code ("Code") unless otherwise indicated.

5. Section 2004 of the Code states:

"The board shall have the responsibility for the following:

"(a) The enforcement of the disciplinary and criminal provisions of the Medical Practice Act.

"(b) The administration and hearing of disciplinary actions.

"(c) Carrying out disciplinary actions appropriate to findings made by a panel or an administrative law judge.

"(d) Suspending, revoking, or otherwise limiting certificates after the conclusion of disciplinary actions.

"(e) Reviewing the quality of medical practice carried out by physician and surgeon certificate holders under the jurisdiction of the board.

"..."

6. Section 2227 of the Code states:

"(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.

"(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."

7. Section 820 of the Code states:

"Whenever it appears that any person holding a license, certificate or permit under this division or under any initiative act referred to in this division may be unable to practice his or her profession safely because the licentiate's ability to practice is impaired due to mental illness, or physical illness affecting competency, the licensing agency may order the licentiate to be examined by one or more physicians and surgeons or psychologists designated by the agency.

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The report of the examiners shall be made available to the licentiate and may be received as direct evidence in proceedings conducted pursuant to Section 822."

8. Section 822 of the Code states:

"If a licensing agency determines that its licentiate's ability to practice his or her profession safely is impaired because the licentiate is mentally ill, or physically ill affecting competency, the licensing agency may take action by any one of the following methods:

"(a) Revoking the licentiate's certificate or license.

"(b) Suspending the licentiate's right to practice.

"(c) Placing the licentiate on probation.

"(d) Taking such other action in relation to the licentiate as the licensing agency in its discretion deems proper.

"The licensing agency shall not reinstate a revoked or suspended certificate or license until it has received competent evidence of the absence or control of the condition which caused its action and until it is satisfied that with due regard for the public health and safety the person's right to practice his or her profession may be safely reinstated."

CAUSE FOR DISCIPLINE

(Inability to Practice Medicine Safely Due to Physical and/or Mental Impairments Affecting Competency)

9. Respondent Lelys Campos, M.D. is subject to disciplinary action under section 822 of the Code in that she is unable to engage in the practice medicine due to physical and/or mental impairments affecting competency. The circumstances are as follows:

10. On June 27, 2019, the Board received a complaint alleging that Respondent is cognitively impaired and initiated an investigation based upon the complaint.

11. On August 15, 2019, an investigator for the Board visited Respondent's medical office and interviewed Respondent and her Office Manager, SJG. The investigator for the Board observed Respondent to appear frail and confused during the interview. She was also forgetful and repeated herself.

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12. During their respective interviews, Respondent and SJG gave conflicting statements regarding who performed cosmetic procedures at Respondent's office. Respondent stated that SJG performed the procedures. SJG, who has no medical training, denied performing cosmetic procedures and instead stated that they are performed by Respondent and another doctor.

13. Respondent agreed to undergo voluntary mental and physical examinations to assess for mental or physical illness, pursuant to section 820 of the Code.

14. On September 10, 2019, Respondent underwent a mental examination by psychiatrist, N.L, M.D. At that time, Respondent completed a two-hour Comprehensive Psychiatric Evaluation. Testing included an interview, administration of the Minnesota Multiphasic Personality Inventory – Second Edition; administration of the Beck Depression Inventory, Administration of the Beck Anxiety Inventory, administration of the Folstein Mini Mental Status Examination; review of a CURES report, and urine drug and alcohol testing. Dr. N.L. diagnosed Respondent with severe neurocognitive disorder. Dr. N.L. found that Respondent suffers from cognitive impairment and is unable to safely practice medicine. Based upon his examination and evaluation of Respondent, it is Dr. N.L.'s opinion that Respondent is unable to practice medicine safely and that there is no monitoring that would allow Respondent to practice medicine safely.

15. On October 17, 2019, Respondent underwent a neurological examination by neurologist, R.F., M.D. The examination included a history, physical examination and review of Respondent's medical records and imaging studies from 2009, 2014, 2018 and 2019. Based upon Respondent's history, physical examination and review of her medical records and imaging studies from 2009, 2014, 2018 and 2019, Dr. R.F. formed the opinion that Respondent has dementia. As such, Respondent is unable to practice medicine without posing a present danger or threat to public health, safety and welfare.

16. Respondent's ability to practice medicine safely is impaired due to physical and/or mental impairments affecting competency.

DISCIPLINARY CONSIDERATIONS

17. To determine the degree of discipline, if any, to be imposed on Respondent, Complainant alleges that, in a prior disciplinary action entitled *In the Matter of the Accusation*

Against Lelys Campos, M.D. before the Medical Board of California, in Case Number D-4071, Respondent's license was revoked for unprofessional conduct in that Respondent's clinical practice privileges were permanently suspended by the Department of the Army in or about April, 1988, for various reasons, including (1) inadequate documentation of emergency room treatment records; (2) failure to report a possible child abuse case; and (3) not performing correct work-ups. However, the revocation of Respondent's license was stayed and Respondent was placed on five years of probation, effective July 11, 1991, with the requirement that she complete an oral clinical examination and an educational program or course related to general medicine and other standard terms and conditions. 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 36358, issued to Lelys Campos, M.D.;

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

3. Ordering Lelys Campos, M.D., if placed on probation, to pay the Board the costs of probation monitoring; and

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

DATED: November 14, 2019

CHRISTINE J. LALLY
Interim Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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