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8
9 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 **HAMID REZA ROODNESHIN, M.D.**
14 **20304 91st Plaza S**
Kent, WA 98031

15
16 **Physician's and Surgeon's Certificate**
No. A 131399

17 Respondent.
18

Case No. 800-2021-075680

DEFAULT DECISION
AND ORDER

[Gov. Code §11520]

19
20 1. On September 20, 2021, an employee of the Medical Board of California (Board),
21 served by Certified and First Class Mail a copy of the Accusation No. 800-2021-075680,
22 Statement to Respondent, Notice of Defense, Request for Discovery, and Government Code
23 sections 11507.5, 11507.6, and 11507.7, to Hamid Reza Roodneshin, M.D. (Respondent) at his
24 address of record with the Board, which was and is: 20304 91st Plaza S Kent, WA 98031. The
25 United States Post Office tracking system noted the package was delivered. (Exhibit Package,
26 Exhibit 1¹: (Accusation package, Declaration of Service, and USPS Tracking.)

27
28 ¹ The evidence in support of this Default Decision and Order is separately contained in the
"Exhibit Package" filed herewith.

2. There was no response to the Accusation. On or about October 8, 2021, an employee of the Attorney General's Office sent a Courtesy Notice of Default, by certified mail, addressed to the Respondent at the address of record above. The Courtesy Notice of Default advised Respondent of the service of the Accusation, provided him with an opportunity to file a Notice of Defense and request relief from default. The United States Post Office tracking system shows that the package was delivered but there was no authorized recipient available and a notice was left. On October 30, 2021, the aforementioned documents were returned by the U.S. Postal Service marked "Unclaimed." (Exhibit Package, Exhibit 2: Courtesy Notice of Default, Declaration of Service and USPS Tracking.)

3. Respondent has not responded to service of the Accusation or to the Notice of Default. He has not filed a Notice of Defense. As a result, Respondent has waived his right to a hearing on the merits to contest the allegations contained in the Accusation.

FINDINGS OF FACT

4. On September 20, 2021, Complainant William Prasifka, in his official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs, filed Accusation No. 800-2021-075680 against Respondent before the Medical Board of California.

5. On June 27, 2014, the Board issued Physician's and Surgeon's Certificate No. A 131399 to Respondent. The Physician's and Surgeon's Certificate is in delinquent status because it expired on February 29, 2020, and has not been renewed. (Exhibit Package, Exhibit 3: License Certification.)

6. Respondent's Physician's and Surgeon's Certificate is also currently suspended by virtue of a Notice of Out of State Suspension Order issued by the Board on May 13, 2021, pursuant to Business and Professions Code section 2310(a). Accordingly, Respondent's license to practice medicine in California was immediately suspended as of May 13, 2021. Respondent has not requested a hearing on the issue of penalty, as provided by Business and Professions Code section 2310(c). (Exhibit Package, Exhibit 4: Notice of Out of State Suspension.)

1 7. On September 20, 2021, Respondent was duly served with an Accusation, alleging
2 causes for discipline against Respondent. A Courtesy Notice of Default was thereafter served on
3 Respondent. Respondent failed to file a Notice of Defense.

4 8. The allegations of the Accusation are true as follows:

5 A. On August 21, 2020, the Washington Medical Commission, Department of Health,
6 State of Washington, issued a "Statement of Charges" against Respondent's license to practice
7 medicine in the State of Washington, *In the Matter of the License to Practice as a Physician and*
8 *Surgeon of Hamid R. Roodneshin, M.D.*, Case No. M2020-705. The Statement of Charges
9 alleged that Respondent did not cooperate in the Washington Medical Commission's
10 investigation of the suspension of his hospital clinical privileges based on allegations of
11 unprofessional conduct regarding his care of two cardiology patients.

12 B. On January 7, 2021, the Washington Medical Commission issued "Findings of Fact,
13 Conclusions of Law and Final Order of Default (Failure to Respond)" in Case No. M2020-705.
14 In said Order, the Washington Medical Commission issued a default order and indefinitely
15 suspended Respondent's license to practice medicine in the State of Washington for his failure to
16 respond to the Statement of Charges against his license. (Exhibit Package, Exhibit 5: Certified
17 copy of Statement of Charges, Findings of Fact, Conclusion of Law and Final Order of Default.)

18 C. The disciplinary actions of the Washington Medical Commission against
19 Respondent's license to practice medicine in the State of Washington, constitute cause for
20 discipline pursuant to California Business and Professions Code sections 2305 and/or 141.

21 **DETERMINATION OF ISSUES**

22 9. The Board has jurisdiction to adjudicate this case by default and, pursuant to
23 Government Code Section 11520, finds that Respondent is in default. The Board will take action
24 without further proceedings or hearing and, based on Respondent's admissions by way of default
25 and on the evidence before the Board contained in the Exhibit Package, finds that the allegations
26 in the Accusation are true and correct. Based on the foregoing findings of fact, Respondent
27 Hamid Reza Roodneshin, M.D. has subjected his Physician's and Surgeon's Certificate No. A
28 131399 to discipline.

10. Respondent's conduct and the action of the Washington Medical Commission constitute cause for discipline within the meaning of the Business and Professions Code sections 2305 and 141(a)

11. The Medical Board of California is authorized to revoke Respondent's Physician's and Surgeon's Certificate based upon the violations alleged in the Accusation:

ORDER

IT IS SO ORDERED that Physician's and Surgeon's Certificate No. A 131399, heretofore issued to Respondent Hamid Reza Roodneshin, M.D., is **REVOKED**.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on December 23, 2021.

It is so ORDERED November 23, 2021.

WILLIAM PRASIFKA
EXECUTIVE DIRECTOR
FOR THE MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

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13 In the Matter of the Accusation Against:

Case No. 800-2021-075680

14 **HAMID REZA ROODNESHIN, M.D.**
20304 91st Plaza S.
15 Kent, WA 98031-1488

ACCUSATION

16 **Physician's and Surgeon's Certificate**
No. A 131399,

17 Respondent.

18
19 **PARTIES**

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

23 2. On or about June 27, 2014, the Board issued Physician's and Surgeon's Certificate
24 Number A131399 to Hamid Reza Roodneshin, M.D. (Respondent). The Physician's and
25 Surgeon's Certificate is in delinquent status, having expired on February 29, 2020 without being
26 renewed.

27 ///

28 ///

3. Respondent's Physician's and Surgeon's Certificate is also currently suspended by virtue of a Notice of Out of State Suspension Order issued by the Board on May 13, 2021, pursuant to Business and Professions Code section 2310(a). Accordingly, Respondent's license to practice medicine in California was immediately suspended as of May 13, 2021. Respondent has not requested a hearing on the issue of penalty, as provided by Business and Professions Code section 2310(c).

JURISDICTION

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

5. Section 118 of the Code states, in pertinent part:

“(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a board in the department, or its suspension, forfeiture, or cancellation by order of the board or by order of a court of law, or its surrender without the written consent of the board, shall not, during any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its authority to institute or continue a disciplinary proceeding against the licensee upon any ground provided by law or to enter an order suspending or revoking the license or otherwise taking disciplinary action against the licensee on any such ground.

(c) As used in this section, “board” includes an individual who is authorized by any provision of this code to issue, suspend, or revoke a license, and “license” includes “certificate,” “registration,” and “permit.” [Emphasis added.]

6. Section 141 of the Code states:

(a) For any licensee holding a license issued by a board under the jurisdiction of the department, **a disciplinary action taken by another state**, by any agency of the federal government, or by another country **for any act substantially related to the practice regulated by the California license**, may be a ground for disciplinary action by the respective state licensing board. A certified copy of the record of the disciplinary action taken against the licensee by another state, an agency of the federal government, or another country shall be conclusive evidence of the events related therein.

(b) Nothing in this section shall preclude a board from applying a specific statutory provision in the licensing act administered by that board that provides for discipline based upon a disciplinary action taken against the licensee by another state, an agency of the federal government, or another country. [Emphasis added.]

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

5 8. Section 2228 of the Code states:

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

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

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

18 (c) Restricting or limiting the extent, scope, or type of practice of the licensee,
19 including requiring notice to applicable patients that the licensee is unable to perform
20 the indicated treatment, where appropriate.

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

23 9. Section 2305 of the Code states:

24 The revocation, suspension, or other discipline, restriction or limitation
25 imposed by another state upon a license or certificate to practice medicine issued by
26 that state, or the revocation, suspension, or restriction of the authority to practice
27 medicine by any agency of the federal government, that would have been grounds for
28 discipline in California of a licensee under this chapter [Chapter 5, the Medical
Practice Act] shall constitute grounds for disciplinary action for unprofessional
conduct against the licensee in this state.

CAUSE FOR DISCIPLINE

(Restriction or Limitation Imposed on Professional License by Other State)

10 10. On August 21, 2020, the Washington Medical Commission, Department of Health,
11 State of Washington, issued a "Statement of Charges" against Respondent's license to practice
12 medicine in the State of Washington, *In the Matter of the License to Practice as a Physician and*
13 *Surgeon of Hamid R. Roodneshin, M.D.*, Case No. M2020-705. The Statement of Charges
14 alleged that Respondent did not cooperate in the Board's investigation of the suspension of his

1 hospital clinical privileges based on allegations of unprofessional conduct regarding his care of
2 two cardiology patients.

3 11. On January 7, 2021, the Washington Medical Commission, Department of Health,
4 State of Washington, issued "Findings of Fact, Conclusions of Law and Final Order of Default
5 (Failure to Respond)" in Case No. M2020-705. In said Order, the Washington Medical
6 Commission issued a default order and indefinitely suspended Respondent's license to practice
7 medicine in the State of Washington for his failure to respond to the Statement of Charges against
8 his license.

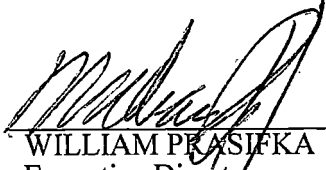
9 12. The disciplinary actions of the Washington Medical Commission against
10 Respondent's license to practice medicine in the State of Washington, as set forth in Paragraph
11 Nos. 10 and 11, constitute cause for discipline pursuant to California Business and Professions
12 Code sections 2305 and/or 141.

13 **PRAYER**

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

- 16 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 131399,
17 issued to Respondent;
18 2. Revoking, suspending or denying approval of Respondent's authority to supervise
19 physician assistants and advanced practice nurses;
20 3. Ordering Respondent, if placed on probation, to pay the Board the costs of probation
21 monitoring; and,
22 4. Taking such other and further action as deemed necessary and proper.

23
24 DATED: **SEP 20 2021**


25 WILLIAM PRASIFKA
26 Executive Director
27 Medical Board of California
28 Department of Consumer Affairs
State of California
Complainant

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