

1 ROB BONTA
Attorney General of California
2 MARY CAIN-SIMON
Supervising Deputy Attorney General
3 HARRIET NEWMAN
Deputy Attorney General
4 State Bar No. 189784
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 510-3744
6 Facsimile: (415) 703-5480
Attorneys for Complainant
7

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

12 In the Matter of the Petition to Revoke
Probation Against:

13 **MICHAEL F. SCHAFLE, M.D.**
14 **21 Pinecrest Drive**
15 **Fortuna, CA 95540**

16 **Physician's and Surgeon's Certificate**

17 **No. C 42249**

18 **Respondent**

Case No. 800-2022-088483

**DEFAULT DECISION
AND ORDER**

[Gov. Code, §11520]

19
20 **FINDINGS OF FACT**

21 1. On June 15, 2022, Complainant William Prasifka, in his official capacity as the
22 Executive Director of the Medical Board of California, Department of Consumer Affairs, filed
23 Petition to Revoke Probation No. 800-2022-088483 against Michael F. Schafle, M.D.
24 (Respondent) before the Medical Board of California.

25 2. On October 3, 1986, the Medical Board of California (Board) issued Physician's and
26 Surgeon's Certificate No. C 42249 to Respondent. The Physician's and Surgeon's Certificate
27
28

1 expired on December 31, 2021, and has not been renewed.¹ (Exhibit Package, Exhibit 1,
2 Certificate of Licensure).

3 3. On June 15, 2022, Sharee Woods, an employee of the Board, served by Certified
4 Mail a copy of the Petition to Revoke Probation No. 800-2022-088483, Statement to Respondent,
5 Notice of Defense, Request for Discovery, and Government Code sections 11507.5, 11507.6, and
6 11507.7 to Respondent's address of record with the Board, which was and is 21 Pinecrest Drive,
7 Fortuna, CA 95540. (Exhibit Package, Exhibit 2, Petition to Revoke Probation, related
8 documents, and Declaration of Service).

9 4. Service of the Petition to Revoke Probation was effective as a matter of law under the
10 provisions of Government Code section 11505, subdivision (c).

11 5. On July 8, 2022, the aforementioned documents were returned by the U.S. Postal
12 Service marked "Unclaimed." (Exhibit Package, Exhibit 3, returned envelope from the post
13 office).

14 6. On July 6, 2022, counsel for Complainant served a Courtesy Notice of Default upon
15 Respondent at Respondent's address of record, which was and is 21 Pinecrest Dr., Fortuna, CA
16 95540. The Courtesy Notice of Default provided Respondent with a copy of the Accusation and
17 the Accusation Packet, which included, the Statement to Respondent, a Notice of Defense,
18 Request for Discovery, Government Code sections 11507.5, 11507.6, and 11507.7, and advised
19 Respondent that he was in default. (Exhibit Package, Exhibit 4, Courtesy Notice of Default and
20 Declaration of Service.)

21 7. On August 5, 2022, the aforementioned documents sent to Respondent were returned
22 by the U.S. Postal Service marked "Return to Sender, Insufficient Address, Unable to Forward."
23 (Exhibit Package, Exhibit 5, envelope returned by the post office.)

24 8. Respondent failed to file a Notice of Defense within 15 days after service upon him
25 of the Petition to Revoke Probation, and therefore waived his right to a hearing on the merits of
26 the Petition to Revoke Probation No. 800-2022-088483.

27
28 ¹ The evidence in support of this Default Decision and order is submitted herewith as the
Exhibit Package."

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

2
3

4

5
6
7
8

9

$$\begin{matrix} 0 \\ 1 \\ 2 \end{matrix}$$

3
4
5
6
7

8

9
0
12
3

4

5
6
7

- a. Respondent failed to provide proof he has maintained a record of all controlled substances ordered, prescribed, dispensed, administered or possessed.
- b. Respondent failed to provide proof of enrollment in or successful completion of education courses, a Prescribing Practices course, a Professionalism Program (ethics course) or a Clinical Competence Assessment Program.
- c. Respondent failed to provide proof of a practice monitor in place.
- d. Respondent failed to provide proof he is not engaging in the solo practice of medicine.
- e. Respondent failed to provide proof he has provided the Stipulation and Order and the Accusation to every hospital where he practices and every insurance carrier who extends coverage to him.
- f. Respondent failed to submit quarterly declarations for the years 2020, 2021 and through the first quarter of 2022.
- g. Respondent failed to maintain a current and renewed California physician's and surgeon's license.
- h. Respondent failed to respond to multiple attempts by Board staff to contact him regarding his probation, including the scheduling of interviews.
- i. Respondent failed to ensure his period of non-practice did not exceed two years. On March 13, 2022, Respondent's period of non-practice while on probation exceeded two years.
- j. Respondent failed to pay his 2020 probation monitoring costs in the amount of \$3,856 and his 2021 probation monitoring costs in the amount of \$6,843.

ORDER

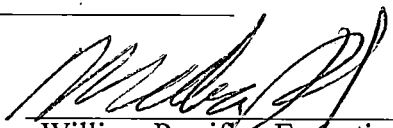
IT IS SO ORDERED that Physician's and Surgeon's Certificate No. C 42249, heretofore issued to Respondent Michael F. Schafle, M.D., is revoked.

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.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

This Decision shall become effective on OCT 06 2022.

It is so ORDERED SEP 06 2022



William Prasifka, Executive Director
FOR THE MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

SF2022401051; 43320508.docx