

BEFORE THE DIVISION OF MEDICAL QUALITY
BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation
Against:

ROBERT SANTELLA, M.D.,
Certificate No. G-23945,

Respondent.

NO. D-2922

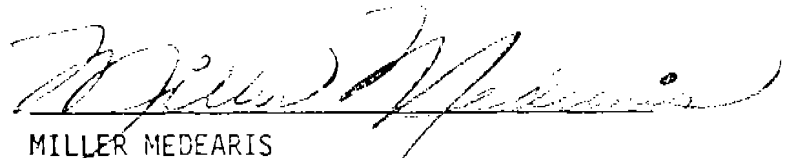
DECISION

The attached Stipulation is hereby adopted by the Division of Medical Quality of the Board of Medical Quality Assurance as its Decision in the above-entitled matter.

This Decision shall become effective on December 10, 1983 .

IT IS SO ORDERED January 4, 1984 .

DIVISION OF MEDICAL QUALITY
BOARD OF MEDICAL QUALITY ASSURANCE


MILLER MEDEARIS
Secretary-Treasurer

1 JOHN K. VAN DE KAMP, Attorney General
of the State of California
2 BARRY D. LADENDORF,
Deputy Attorney General
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5 Attorneys for Complainant
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8 BEFORE THE
9 DIVISION OF MEDICAL QUALITY
10 BOARD OF MEDICAL QUALITY ASSURANCE
11 DEPARTMENT OF CONSUMER AFFAIRS
12 STATE OF CALIFORNIA
13

14 In the Matter of the Accusation) No. D-2922
Against:)
15) STIPULATION FOR
ROBERT SANTELLA, M.D.) SETTLEMENT
16 1662 East Main Street)
Suite 306)
17 El Cajon, California 92021)
License No. G 23945)
18 Respondent.)
19)
20 _____)

21 IT IS HEREBY STIPULATED AND AGREED by and between
22 the parties to the above-entitled matter that the following
23 allegations are true.

24 1. Stephen R. Wilford, complainant herein and Acting
25 Executive Director of the Board of Medical Quality Assurance of
26 the State of California, is represented by John K. Van De Kamp,

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1 Attorney General of the State of California by Barry D. Ladendorf,
2 Deputy Attorney General.

3 2. Robert Santella, M. D. (hereinafter "respondent")
4 is represented by Daniel T. Broderick III, who has been retained
5 as his attorney in regard to the administrative action herein
6 and that the respondent has counseled with Mr. Broderick
7 concerning the effect of this stipulation, which the respondent
8 herein has carefully read and fully understands.

9 3. Respondent has received and read the accusation
10 which is presently on file and pending as Case No. D-2922
11 before the Division of Medical Quality of the Board of
12 Medical Quality Assurance, State of California.

13 4. Respondent understands the nature of the charges
14 alleged in the above-mentioned accusation and that said
15 charges and allegations would constitute cause for imposing
16 discipline upon respondent's medical license heretofore issued
17 by the Board of Medical Quality Assurance.

18 5. Respondent and his counsel are aware of each of
19 respondent's rights, including the right to a hearing on the
20 charges and allegations, the right to confront and cross-examine
21 witnesses who would testify against him, the right to present
22 evidence in his favor and call witnesses on his behalf, or
23 to testify himself, his right to contest the charges and allega-
24 tions, and any other rights which may be accorded to him pur-
25 suant to California Administrative Procedure Act (Gov. Code
26 § 11500, et seq.) his right to reconsideration, review by the
27 superior court and to appeal to any other court; that respondent

1 B. Respondent failed to examine Cheryl L. at the
2 hospital until some 25 hours after her admission.

3 C. Cheryl L. was ultimately found to have a
4 urinary tract infection.

5 Patient - Randa P.

6 A. At all times Randa P. was pregnant and a
7 patient of respondent.

8 B. Respondent failed to recognize the danger
9 the patient's hypertension headaches posed to the fetus.

10 C. Respondent failed to do adequate antepartum
11 monitoring of the condition of the fetus.

12 D. Respondent delayed hospitalizing the patient
13 for evaluation of preeclampsia or possible placental separation
14 for two days.

15 E. Patient Randa P. delivered a still-born baby
16 on August 27, 1981.

17 7. Based on the foregoing stipulations and reci-
18 tal, it is stipulated and agreed that the Division of Medical
19 Quality may issue the following order as its decision in this
20 case, to be effective on December 10, 1983.

21 ORDER

22 IT IS HEREBY ORDERED that License Number G-23945
23 issued to Robert Santella, M. D. is revoked. However, said
24 revocation is stayed and respondent is placed on probation for
25 five years on the following terms and conditions:

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1 A. As part of probation, respondent is
2 suspended from the practice of medicine for 60 days
3 beginning December 10, 1983.

4 B. Within 60 days of the effective date of
5 this decision, respondent shall take and pass an
6 oral clinical examination to be administered by the
7 Division or its designee. If the respondent fails
8 this examination, respondent must wait three months
9 between reexaminations, except that after three
10 failures, respondent must wait one year to take each
11 necessary reexamination thereafter. The Division
12 shall pay the cost of the first examination and
13 respondent shall pay the costs of any subsequent
14 examinations.

15 Respondent shall not practice medicine until
16 respondent has passed this examination and has been so notified
17 by the Division in writing.

18 C. Within 90 days of the effective date of this
19 decision and on an annual basis thereafter during the
20 period of probation, respondent shall take and complete not
21 less than 40 hours per year of Category I continuing medi-
22 cal education with emphasis in obstetrics and gynecology.
23 This program shall be in addition to the continuing medical
24 education requirements for relicensure.

25 D. Respondent shall obey all federal, state and
26 local laws and all rules governing the practice of medicine
27 in California.

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E. Respondent shall submit quarterly declarations under penalty of perjury on forms provided by the Division, stating whether there has been compliance with all conditions on probation.

F. Respondent shall comply with the Division's probation surveillance program.

G. Respondent shall appear in person for interviews with the Division's medical consultant upon request at various intervals and with reasonable notice.

H. In the event respondent should leave California to reside or to practice outside the state, respondent must notify in writing the Division of the dates of departure and return. Periods of residency or practice outside California will not apply to the reduction of this probation period.

I. Upon successful completion of probation, respondent's certificate will be fully restored.

J. If respondent violates probation in any respect, the Division, 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 or petition to revoke probation is filed against the respondent during probation, the Division shall have continuing

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1 jurisdiction until the matter is final and the period of
2 probation shall be extended until the matter is final.

3 I concur in the stipulation and order.

4 Dated: 11/1/83

5 JOHN K. VAN DE KAMP, Attorney General
6 of the State of California
7 BARRY T. LADENDORF,
8 Deputy Attorney General

9 By 
10 BARRY D. LADENDORF
11 Deputy Attorney General

12 Attorneys for Complainant
13 Board of Medical Quality Assurance
14 State of California

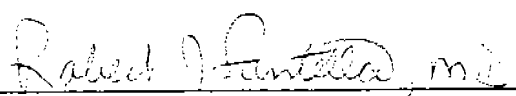
15 I concur in the stipulation and order.

16 Dated: 10/26/83

17 
18 DANIEL T. BRODERICK, III
19 Attorney for Respondent

20 I have read the above stipulation fully and have
21 discussed it with my counsel. I understand that by its terms I
22 will be waiving certain rights accorded me under California law.
23 I also understand that by its terms the Board of Medical Quality
24 Assurance will issue a Decision and Order on this stipulation
25 whereby my license to practice medicine will be subject to cer-
26 tain terms and conditions. I agree to the above stipulation
27 for settlement.

Dated: 10/24/83


ROBERT SANTELLA, M. D.
Respondent