

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

In the Matter of the Accusation Against:)
)
CHRISTOPHER C. DOTSON, M.D.)
)
Physician's and Surgeon's)
Certificate No. C 19255)
)
Respondent.)
_____)

File No: 06-1995-50838

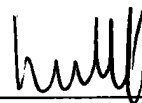
DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Division of Medical Quality of the Medical Board of California, Department of Consumer Affairs, State of California, as its Decision in the above-entitled matter.

This Decision shall become effective at 5:00 p.m. on June 16, 2000.

DATED May 17, 2000.

**DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA**



**Ira Lubell, M.D.
Chair, Panel A**

1 BILL LOCKYER, Attorney General
of the State of California
2 CINDY M. LOPEZ (State Bar No. 119988)
Deputy Attorney General
3 California Department of Justice
300 South Spring Street, Suite 5212
4 Los Angeles, California 90013-1233
Telephone: (213) 897-7373

5 Attorneys for Complainant
6

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

11	In the Matter of the Accusation)	Case No. 06-95-50838
	Against:)	
12)	OAH No.
	CHRISTOPHER DOTSON, M.D.)	STIPULATED SETTLEMENT
13	10150 National Blvd.)	AND
	Los Angeles, CA 90034)	DISCIPLINARY ORDER
14)	
	Physician's and Surgeon's)	
15	Certificate No. C19255,)	
)	
16	Respondent.)	
)	

17
18 **IT IS HEREBY STIPULATED AND AGREED** by and between the
19 parties to the above-entitled proceedings that the following
20 matters are true:

21 1. An Accusation in case number 06-95-50838 was filed
22 with the Division of Medical Quality, of the Medical Board of
23 California Department of Consumer Affairs (the "Division") on
24 October 8, 1997, and is currently pending against Christopher
25 Dotson, M.D. (the "respondent").

26 2. The Accusation, together with all statutorily
27 required documents, was duly served on the respondent on or about

1 October 8, 1997, and respondent filed his Notice of Defense
2 contesting the Accusation in a timely fashion.

3 3. Complainant, Ron Joseph, is the Executive Director
4 of the Medical Board of California and brought this action solely
5 in his official capacity. The Complainant is represented by the
6 Attorney General of California, Bill Lockyer, by and through
7 Deputy Attorney General Cindy M. Lopez.

8 4. At all times relevant herein, respondent has been
9 licensed by the Medical Board of California under Physician's and
10 Surgeon's Certificate No. C19255.

11 5. Respondent is represented in this matter by Jay N.
12 Hartz, Esq., whose address is Watt Plaza, Suite 1600, 1875
13 Century Park East, Los Angeles, CA 90067-2799.

14 6. Respondent and his attorney have fully read and
15 discussed the charges contained in Accusation Number 06-95-50838.
16 Respondent has been fully advised regarding his legal rights and
17 the effects of this Stipulated Settlement and Disciplinary Order.

18 7. Respondent understands the nature of the charges
19 alleged in the Accusation and that, if proven at hearing, the
20 charges and allegations would constitute cause for imposing
21 discipline upon his Physician's and Surgeon's Certificate.
22 Respondent is fully aware of his right to a hearing on the
23 charges contained in the Accusation, his right to confront and
24 cross-examine witnesses against him his right to the use of
25 subpoenas to compel the attendance of witnesses and the
26 production of documents in both defense and mitigation of the
27 charges, his right to reconsideration, court review and any and

1 all other rights accorded by the California Administrative
2 Procedure Act and other applicable laws.

3 8. Respondent knowingly, voluntarily and irrevocably
4 waives and gives up each of these rights.

5 9. For the purpose of resolving Accusation No.
6 06-95-50838 without the expense and uncertainty of further
7 proceedings, respondent agrees that, at a hearing, complainant
8 could establish a prima facie case for the charges in the
9 Accusation, and that respondent hereby gives up his right to
10 contest those charges.

11 10. Based on the foregoing admissions and stipulated
12 matters, the parties agree that the Division shall, without
13 further notice or formal proceeding, issue and enter the
14 following order:

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DISCIPLINARY ORDER

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18 **IT IS HEREBY ORDERED** that Physician's and Surgeon's
19 Certificate number C19255 issued to Christopher Dotson, M.D. is
20 revoked. However, the revocation is stayed and respondent is
21 placed on probation for 5 (five) years on the following terms and
22 conditions.

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Within 15 days after the effective date of this decision the
respondent shall provide the Division, or its designee, proof of
service that respondent has served a true copy of this decision
on the Chief of Staff or the Chief Executive Officer at every
hospital where privileges or membership are extended to
respondent or where respondent is employed to practice medicine

1 and on the Chief Executive Officer at every insurance carrier
2 where malpractice insurance coverage is extended to respondent.

3 1. **EDUCATION COURSE** Within ninety (90) days of the
4 effective date of this decision, and on an annual basis
5 thereafter, respondent shall submit to the Division or its
6 designee for its prior approval an educational program or course
7 to be designated by the Division, which shall not be less than 40
8 hours per year, for each year of probation. This program shall
9 be in addition to the Continuing Medical Education requirements
10 for re-licensure. Following the completion of each course, the
11 Division or its designee may administer an examination to test
12 respondent's knowledge of the course. Respondent shall provide
13 proof of attendance for 40 hours of continuing medical education
14 of which 40 hours were in satisfaction of this condition and were
15 approved in advance by the Division or its designee.

16 2. **PACE PROGRAM** Within 90 days from the effective
17 date of this decision, respondent, at his own expense, shall
18 enroll in the Physician Assessment and Clinical Education Program
19 at the University of California, San Diego School of Medicine
20 (hereinafter, the "PACE Program") and shall undergo assessment,
21 clinical training and examination. First, the respondent shall
22 undergo the comprehensive assessment program including the
23 measurement of medical skills and knowledge in the area of
24 Obstetrics and Gynecology. There will also be an appraisal of
25 physical health and psychological testing. After assessment, the
26 PACE Evaluation Committee will review all results and make a
27 recommendation to the Division or its designee, the respondent

1 and other authorized personnel as to what clinical training is
2 required, including scope and length, treatment of any medical or
3 psychological condition, and any other factors affecting the
4 respondent's practice of medicine. The respondent shall
5 undertake whatever clinical training and treatment of any medical
6 or psychological condition as may be recommended by the PACE
7 Program. Finally, at the completion of the PACE Program,
8 respondent shall submit to an examination on its contents and
9 substance. The examination shall be designed and administered by
10 the PACE faculty. Respondent shall not be deemed to have
11 successfully completed the program unless he passes the
12 examination. Respondent agrees that the determination of the
13 PACE program faculty as to whether he has passed the examination
14 and/or successfully completed the PACE program shall be binding.

15 Respondent shall complete the PACE program no later
16 than six months after his initial enrollment unless the Division
17 or its designee agrees in writing to a later time for completion.

18 If respondent successfully completes the PACE program,
19 including the examination referenced above, he
20 agrees to cause the PACE representative to forward a
21 Certification of Successful Completion of the program to the
22 Division or its designee.

23 If respondent fails to successfully complete the PACE
24 program within the time limits outlined above, he shall be
25 suspended from the practice of medicine.

26 Failure to participate in, and successfully complete
27 all phases of the PACE program, as outlined above, shall

1 constitute a violation of probation.

2 3. **ORAL CLINICAL OR WRITTEN EXAM** Respondent shall take
3 and pass an oral clinical exam in the area of obstetrics and
4 gynecology administered by the Division, or its designee. This
5 examination shall be taken within ninety (90) days after
6 respondent has completed the PACE program. If respondent fails
7 the first examination, respondent shall be allowed to take and
8 pass a second examination, which may consist of a written as well
9 as an oral examination. The waiting period between the first and
10 second examinations shall be at least three (3) months. If
11 respondent fails to pass the first and second examination,
12 respondent will be suspended from the practice of medicine until
13 such time as he successfully passes the exam. Failure to pass
14 the oral clinical examination within eighteen (18) months after
15 the effective date of this decision shall constitute a violation
16 of probation. The respondent shall pay the costs of these
17 examinations within ninety (90) days of the administration of
18 each exam. Failure to pay these costs shall constitute a
19 violation of probation.

20 4. **OBEY ALL LAWS** Respondent shall obey all federal,
21 state and local laws, all rules governing the practice of
22 medicine in California, and remain in full compliance with any
23 court ordered criminal probation, payments and other orders.

24 5. **QUARTERLY REPORTS** Respondent shall submit
25 quarterly declarations under penalty of perjury on forms provided
26 by the Division, stating whether there has been compliance with
27 all the conditions of probation.

1 6. PROBATION SURVEILLANCE PROGRAM COMPLIANCE Respondent
2 shall comply with the Division's probation surveillance program.
3 Respondent shall, at all times, keep the Division informed of his
4 business and residence addresses which shall both serve as
5 addresses of record. Changes of such addresses shall be
6 immediately communicated in writing to the Division. Under no
7 circumstances shall a post office box serve as an address of
8 record.

9 Respondent shall also immediately inform the Division,
10 in writing, of any travel to any areas outside the jurisdiction
11 of California which lasts, or is contemplated to last, more than
12 thirty (30) days.

13 7. INTERVIEW WITH THE DIVISION, ITS DESIGNEE OR ITS DESIGNATED
14 PHYSICIAN(S) Respondent shall appear in person for interviews with
15 the Division, its designee or its designated physician(s) upon
16 request at various intervals and with reasonable notice.

17 8. TOLLING FOR OUT-OF-STATE PRACTICE, RESIDENCE OR IN-STATE NON-
18 PRACTICE In the event respondent should leave California to
19 reside or to practice outside the State or for any reason should
20 respondent stop practicing medicine in California, respondent
21 shall notify the Division or its designee in writing within ten
22 (10) days of the dates of departure and return or the dates of
23 non-practice within California. Non-practice is defined as any
24 period of time exceeding thirty (30) days in which respondent is
25 not engaging in any activities defined in Sections 2051 and 2052
26 of the Business and Professions Code. All time spent in an
27 intensive training program approved by the Division or its

1 designee shall be considered as time spent in the practice of
2 medicine. Periods of temporary or permanent residence or
3 practice outside California or of non-practice within California,
4 as defined in this condition, will not apply to the reduction of
5 the probationary period.

6 9. COMPLETION OF PROBATION Upon successful completion
7 of probation, respondent's certificate shall be fully restored.

8 10. VIOLATION OF PROBATION If respondent violates
9 probation in any respect, the Division, after giving respondent
10 notice and the opportunity to be heard, may revoke probation and
11 carry out the disciplinary order that was stayed. If an
12 accusation or petition to revoke probation is filed against
13 respondent during probation, the Division shall have continuing
14 jurisdiction until the matter is final, and the period of
15 probation shall be extended until the matter is final.

16 11. COST RECOVERY The respondent is hereby ordered to
17 reimburse the Division the amount of \$6,000.00 within ninety
18 (90) days of the effective date of this decision for its
19 investigative and prosecution costs. Failure to reimburse the
20 Division's cost of investigation and prosecution shall constitute
21 a violation of the probation order, unless the Division agrees in
22 writing to payment by an installment plan because of financial
23 hardship. The filing of bankruptcy by the respondent shall not
24 relieve the respondent of his responsibility to reimburse the
25 Division for its investigative and prosecution costs.

26 12. PROBATION COSTS Respondent shall pay the costs
27 associated with probation monitoring each and every year of

1 probation, which are currently set at \$2304.00 but may be
2 adjusted on an annual basis. Such costs shall be payable to the
3 Division of Medical Quality and delivered to the designated
4 probation surveillance monitor at the beginning of each calendar
5 year. Failure to pay costs within 30 days of the due date shall
6 constitute a violation of probation.

7 13. LICENSE SURRENDER Following the effective date of
8 this decision, if respondent ceases practicing due to retirement,
9 health reasons or is otherwise unable to satisfy the terms and
10 conditions of probation, respondent may voluntarily tender his
11 certificate to the Board. The Division reserves the right to
12 evaluate the respondent's request and to exercise its discretion
13 whether to grant the request, or to take any other action deemed
14 appropriate and reasonable under the circumstances. Upon formal
15 acceptance of the tendered license, respondent will not longer be
16 subject to the terms and conditions of probation.

17 CONTINGENCY

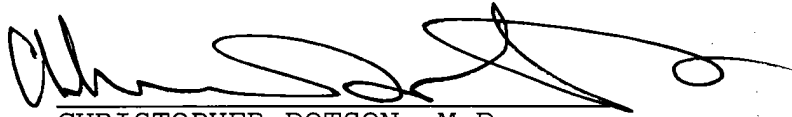
18 This stipulation shall be subject to the approval of
19 the Division of Medical Quality. Respondent understands and
20 agrees that Board staff and counsel for complainant may
21 communicate directly with the Division regarding this stipulation
22 and settlement, without notice to or participation by respondent
23 or his counsel. If the Division fails to adopt this stipulation
24 as its Order, the stipulation shall be of no force or effect, it
25 shall be inadmissible in any legal action between the parties,
26 and the Division shall not be disqualified from further action in
27 this matter by virtue of its consideration of this stipulation.

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ACCEPTANCE

I have read the above Stipulated Settlement and Disciplinary Order. I have fully discussed the terms and conditions and other matters contained therein with my attorney, Jay N. Hartz. I understand the effect this Stipulated Settlement and Disciplinary Order will have on my Physician's and Surgeon's Certificate, and agree to be bound thereby. I enter this stipulation freely, knowingly, intelligently and voluntarily.

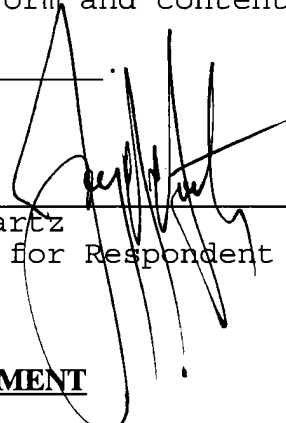
DATED: April 20, 2002



CHRISTOPHER DOTSON, M.D.
Respondent

I have read and fully discussed the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order with respondent Christopher Dotson, M.D., and approve of its form and content.

DATED: April 14 2000



Jay N. Hartz
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for the consideration of the Division of Medical Quality, Medical Board of California

1 Department of Consumer Affairs.

2 DATED: May 10, 2000.

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4 BILL LOCKYER, Attorney General
of the State of California

5 Cindy M. Lopez
6 CINDY M. LOPEZ
7 Deputy Attorney General

8 Attorneys for Complainant
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