



BOARD OF MEDICAL QUALITY ASSURANCE

1430 HOWE AVENUE, SACRAMENTO, CALIFORNIA 95833

TELEPHONE:

Applications and Examinations (916) 322-5040

RECEIVED B. BROWN JR., Governor

QUALITY ASSURANCE

6/12 2 43 PM '77

APPLICATION FOR PHYSICIAN'S AND SURGEON'S CERTIFICATE
BASED ON NATIONAL BOARD CREDENTIALS

CLASS C

00741

(Please type or print neatly. When space provided is insufficient, attach additional sheets.)

1. NAME: Last First Middle Maiden		2. Telephone No.	
Willis Donald Clyde			
3. List other names, if any, you have used:			
None			
4. Address: Street and No. (Rural Route)		City	State Zip Code
5. Name you wish on License:		Birthdate: (Month - Day - Year)	
Donald Clyde Willis			
6. Premedical Education: Name of College or University		Location	
Northwest Nazarene College		Nampa, Idaho	
Period of attendance:		Check premed courses successfully completed:	
From 9-61 To 6-65		<input checked="" type="checkbox"/> Chemistry <input checked="" type="checkbox"/> Physics <input checked="" type="checkbox"/> Biology or Zoology	
7. Medical School:			
Year	Name of Institution	Location	From To
1st	Indiana University	Indianapolis	8-72 2-76
2nd	Same		
3rd	Same		
4th	Same		
5th			
6th			
8. Doctor of Medicine Degree granted by:		Date	For office use only
Indiana University School of Medicine		Feb. 29, 1976	School Code: IND. 20
9. 1st Year Postgraduate Training (Internship):			
Location		Type of Service	From To
Royal Jubilee Hospital, Victoria, B.C., Canada		Rotating	6-76 6-77
10. List all States in which you have been licensed to practice medicine:			
None			
11. Has any disciplinary action ever been taken regarding any license which you now hold or ever held?			
Yes No			
If Yes, indicate below:			
State	Date	Charge	Disposition
12. Have you ever been denied a license to practice medicine in any State or Country?			
Yes No			
If Yes, indicate below:			
State or Country	Date of Denial	Reason for Denial	
13. Are you now or have you ever been addicted to narcotic drugs?			
Yes No			

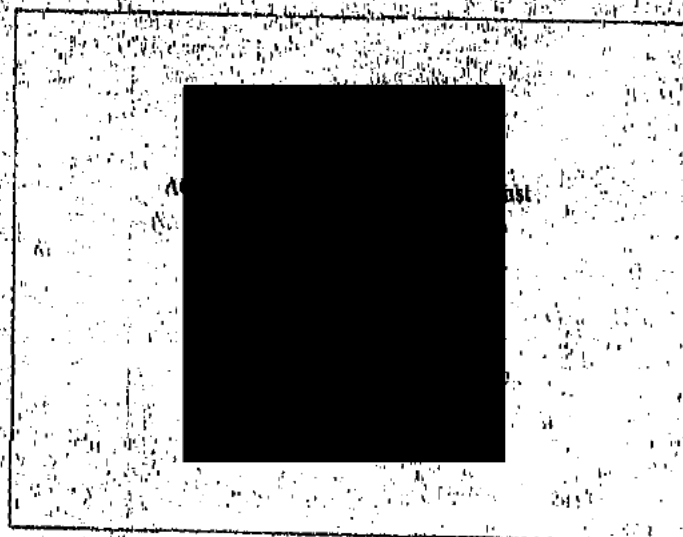
14. Have you ever been convicted, pled guilty or nolo contendere to a violation of any Federal, State or Local law relating to the manufacture, distribution or dispensing of controlled substances/narcotics, or to drug addiction? ☐ Yes ☐ No

15. Have you ever been convicted of, pled guilty or nolo contendere in any offense, misdemeanor or felony, in any state? (Except violations of traffic laws resulting in fines of \$50.00 or less.) ☐ Yes ☐ No

16. If you answered "Yes" to either No. 14 or No. 15 above, please provide the following information:

Violation and Location	Date	Penalty/Disposition

17. Have you ever had staff privileges in a hospital suspended or revoked? ☐ Yes ☐ No
If yes, please explain on another sheet of paper.



Applicant: Please complete the following:

Height: ☐ Ft. ☐ In. Weight: ☐ Lbs.

Hair color: ☐ Eye color: ☐

Identifying marks: ☐

NOTE—APPLICANT WILL SIGN THIS STATEMENT IN PRESENCE OF NOTARY PUBLIC.

"I hereby certify (or declare), under penalty of perjury, that the foregoing information contained in this application and any attachments is true and correct, and that the attached photo and duplicate copy are a true likeness of myself, the applicant identified herein."

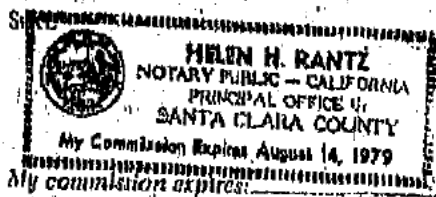
Signature of Applicant: Donald C. Wilkes

Date: 9-19-77

Subscribed and sworn to before me this 19th day of September 1977

Signature of Notary: Helen H. Rantz

Address: Stanford, California





BOARD OF MEDICAL EXAMINERS

1020 N STREET, SACRAMENTO, CALIFORNIA 95814
TELEPHONE: (916) 322-3040

PLEASE FORWARD TO YOUR MEDICAL SCHOOL

CERTIFICATE OF EDUCATION

This Certifies That Donald Clyde WILLIS
Full name of applicant
 enrolled in Indiana University School of Medicine
Name of medical school (college)
 on the 22 day of August 19 72
Month Year
☒ as a Freshman,
☐ with advanced standing based on _____
Please specify

The undersigned further certifies that official transcripts on file show that prior to completing the study of medicine the applicant herein referred to completed at least a two-year resident course of college grade including:

☒ PHYSICS ☒ CHEMISTRY ☒ BIOLOGY (or) ZOOLOGY (Check course(s) completed)
 at Northwest Nazarene College, Nampa, Idaho and that he attended while at this
Please indicate school
 medical school (college) 4 full yrs courses of lectures of 36+ weeks each,
Specify number Specify number of weeks
 completing all hours by the subjects below listed, and that he ~~has~~;

☒ was granted the degree DOCTOR of Medicine
Doctor

☐ left the above mentioned medical school (college) for the following reason(s):

on the 29 day of February 19 76
Month Year

Please indicate which of the following courses of study were successfully undertaken by the applicant:

<input checked="" type="checkbox"/> Anatomy	<input checked="" type="checkbox"/> Preventive medicine	<input checked="" type="checkbox"/> Medicine
<input checked="" type="checkbox"/> Embryology	<input checked="" type="checkbox"/> Hygiene and sanitation	<input checked="" type="checkbox"/> Pediatrics
<input checked="" type="checkbox"/> Histology	<input checked="" type="checkbox"/> Radiology, including roentgenologic technique and radiation safety	<input checked="" type="checkbox"/> Psychiatry
<input checked="" type="checkbox"/> Neuropathology	<input checked="" type="checkbox"/> Urology	<input checked="" type="checkbox"/> Neurology
<input checked="" type="checkbox"/> Physiology	<input checked="" type="checkbox"/> Ophthalmology	<input checked="" type="checkbox"/> Dermatology
<input checked="" type="checkbox"/> Psychobiology	<input checked="" type="checkbox"/> Anesthesia	<input checked="" type="checkbox"/> Physical medicine
<input checked="" type="checkbox"/> Biochemistry	<input checked="" type="checkbox"/> Otolaryngology	<input checked="" type="checkbox"/> Therapeutics
<input checked="" type="checkbox"/> Pathology, bacteriology and immunology	<input checked="" type="checkbox"/> Obstetrics and gynecology	<input checked="" type="checkbox"/> Tropical medicine
<input checked="" type="checkbox"/> Pharmacology		<input checked="" type="checkbox"/> Surgery, including orthopedic surgery

Signed and the College seal affixed this 3rd day

of October 19 72
Month Year

By Steven E. Buring
 President, Secretary, Dean

[AFFIX SEAL
HERE]

LICENSEE NAME
WILLIS, DONALD C

LICENSE NO.
G35712

EXPIRATION
DATE
06/30/15

**AMOUNT
DUE NOW
\$1,289.50**

"H"	Completed Continuing Education
"E"	Change of Address (fill in reverse side)
"I"	Conviction Disclosure — [REDACTED]
"J"	Conviction Disclosure — [REDACTED]
"F"	Family Physician Training Program (\$25)
"G"	Financial Interest Statement-Read instructions above

¹²D¹²

SIGNATURE REQUIRED

I declare under penalty of perjury under the laws of the State of California that all statements, answers, and representations on this form, including supplementary attached hereto, are true, complete and accurate.

Signature

Donny C. Williams

Date 6.25.16

ENTER YOUR PHONE NUMBER FOR REFERENCE:

63010700000700006000357129010630150012895000128950

CHANGE OF MAILING ADDRESS

WILLIS, DONALD C

G35712

[illegible]

Street Address (this address is public information **except** when a PO Box is used for the public address of record; this address then becomes confidential)

[illegible]

City

[illegible]

State

--	--

Zip

--	--	--	--	--	--	--

→

--	--	--	--	--

PO Box (if used, must provide a confidential physical street address, above)

[illegible]

City

[illegible]

State

--	--

Zip

--	--	--	--	--

--	--	--	--	--

Application Summary

6/18/17 9:02 AM

Page 1 of 3

License Type:	Physician and Surgeon G
License Number:	35712
File Number:	187516
Application:	Physician's and Surgeon's Renewal
Application Number:	14394780
Application Date:	06/18/2017 (mm/dd/yyyy)

Application Questions

Have you served or are you currently serving in the military? **Yes**

Personal Detail

First Name:	DONALD
Middle Name:	CLYDE
Last Name:	WILLIS
Birthdate:	**/**/****
Gender:	Male

Addresses

License Related Addresses

Address of Record (Required)

Warning:

In order to protect your privacy and identity, address will not be displayed.

Confidential Address

Warning:

In order to protect your privacy and identity, address will not be displayed.

License Attributes Selected

Secondary Status	Military
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Questions

Since you last renewed your license, have you had any license disciplined by a government agency or other disciplinary body, or, have you been convicted of any crime in any state, the U.S.A. and its territories, military court or a foreign country?



Have you successfully completed, and can document, the mandatory courses and hours of CME within the last two years, or you meet the conditions which would exempt you from all or part of the CME requirements, or you hold a permanent CME waiver?

I certify under penalty of perjury, under the laws of California, that I have disclosed the names of those health-related facilities in which I or my family have a financial interest OR I declare under penalty of perjury I have no financial interests to disclose.

Family Physician Training Program Voluntary Fee
Voluntary Fee:

Attachments**Physician Survey**

Are you retired?	No
Activities in Medicine	Patient Care - 30-39 Hours
Patient Care Practice Location	Zip: 93301 County: KERN
Telemedicine Practice Location	Zip: County:
Patient Care Secondary Practice Location	Zip: 93701 County: FRESNO
Telemedicine Secondary Practice Location	Zip: County:
Current Training Status	Not in Training
Areas of Practice	Obstetrics and Gynecology - Primary
Board Certifications	American Board of Obstetrics and Gynecology - Obstetrics and Gynecology
Cultural Background	White
Foreign Language Proficiency	None
Web Site Profile	Cultural Background - Yes
	Foreign Language Proficiency - No
	Gender - Yes
E-mail:	

Fees

Biennial Renewal Fee	\$783.00
DUE TO CURES FUND	\$12.00
Steven M. Thompson Physician Corps Loan Repayment Program	\$25.00
Total Amount Due:	\$820.00

Applications are not considered submitted for processing until payment is received.

Attestation

I declare under penalty of perjury under the laws of the State of California that all statements, answers, and representations provided, including supplementary attached hereto, are true, complete and accurate.

Signature:

Date:



1497801788500

David M. Galie
 State Bar No. 57065
 Freeman & Galie
 507 Polk Street, Suite 350
 San Francisco, California 94102
 Telephone: (415) 885-5728

Attorneys for Respondent
 Donald Clyde Willis, M.D.

BEFORE THE
 DIVISION OF MEDICAL QUALITY
 MEDICAL BOARD OF CALIFORNIA
 STATE OF CALIFORNIA

In the Matter of the Accusation)	NO. 16-95-46312
Against:)	OAH No. N-9506238
DONALD CLYDE WILLIS, M.D.)	
657 Waverley Street)	SPECIAL NOTICE OF
Palo Alto, CA 94301-2550)	DEFENSE/AFFIRMATIVE
Physician and Surgeon)	DEFENSES
Certificate No. G35712)	
RESPONDENT)	

In addition to the Notice of Defense already on file in this matter, respondent Donald Clyde Willis, M.D., files this Special Notice of Defense With Affirmative Defenses, as follows:

1. Respondent objects to the Accusation, and each cause for discipline alleged therein, on the ground that it does not state acts or omissions upon which the agency can proceed.

2. Respondent objects to the form of the Accusation, and each cause for discipline alleged therein, on the ground that it is so indefinite or uncertain that he cannot identify the transactions or prepare his defense.

1 **FIRST AFFIRMATIVE DEFENSE**

2 3. As a First Affirmative Defense, respondent alleges that
3 the imposition of costs of prosecution and/or investigation is
4 unconstitutional. It invests in an investigation and prosecution
5 of a presumed innocent licensee, a "profit motive", to support
6 the board's enforcement program, which impermissibly infringes on
7 the right of an accused to a fair and impartial investigation,
8 and to a fair and impartial prosecution, devoid of any motivation
9 to prevail "at all costs" in order to recover costs.

10 **SECOND AFFIRMATIVE DEFENSE**

11 4. As a Second Affirmative defense, respondent alleges that
12 the imposition of costs of prosecution and/or investigation is
13 unconstitutional in that these costs are not fixed; are not
14 imposed in every case; and are arbitrary and capricious. They
15 provide the Board with extreme and unfair leverage in settlement
16 negotiations, encouraging the disposition of cases based upon
17 crude economic considerations.

18 **THIRD AFFIRMATIVE DEFENSE**

19 5. As a Third Affirmative Defense, respondent alleges the
20 possibility of obtaining costs impermissible intrudes into and
21 infects the initial decision of the Board whether or not to file
22 a case after an investigation is completed, particularly as to
23 cases of de minimis violations, or "close cases", all to the
24 severe prejudice of a respondent.

1 **FOURTH AFFIRMATIVE DEFENSE**

2 6. As a Fourth Affirmative Defense, respondent alleges that
3 the imposition of costs of prosecution and/ or investigation is
4 unconstitutional because it provides the Board with a powerful
5 weapon which is denied to a respondent who cannot recoup the cost
6 of his own investigation, or the cost of his own defense, should
7 he prevail after hearing, thus denying him equal protection under
8 the law.

9 **FIFTH AFFIRMATIVE DEFENSE**

10 7. As a Fifth Affirmative Defense, respondent alleges that
11 the statute providing for recouping costs of investigation an/or
12 enforcement is unconstitutionally vague and ambiguous on its face
13 as well as in its application, in that a respondent proceeds at
14 his peril as to what might be considered reasonable costs of
15 investigation and enforcement. Investigators and prosecutors
16 could seek to collect for "in house" expenses, including but not
17 limited to secretarial service, law clerk service, legal
18 research, computer time, and any outside services such as expert
19 witnesses or consultants. Expert witnesses themselves become
20 tainted and their testimony suspect, with the knowledge that
21 payment of their bills, and their future employability by the
22 Board, may depend on whether the agency prevails, which in turn
23 may depend on their testimony against a respondent.

24 **SIXTH AFFIRMATIVE DEFENSE**

25 8. As a Sixth Affirmative Defense, respondent alleges that
26 the statute providing for assessment of investigation and/or

1 enforcement costs is an unconstitutional denial of equal
2 protection in that fear of paying huge costs discourages
3 respondents from defending against charges, and encourages them
4 to admit disputed allegations. The statute thus has a "chilling
5 effect" on the exercise of all those rights guaranteed to a
6 respondent by the U.S. and California constitutions, which may be
7 summarized "as the right to a day in court".

8 **SEVENTH AFFIRMATIVE DEFENSE**

9 9. As a Seventh Affirmative Defense, respondent alleges
10 that Government Code §11500 et seq. (Administrative Adjudication)
11 under which the board is proceeding against respondent is
12 unconstitutional because it provides no interim procedure for
13 challenging the sufficiency of the pleadings.

14 **EIGHTH AFFIRMATIVE DEFENSE**

15 10. As an Eighth Affirmative Defense, respondent alleges
16 that this action is barred by the doctrine of collateral estoppel
17 and/or res judicata.

18 **NINTH AFFIRMATIVE DEFENSE**

19 11. As a Ninth Affirmative Defense, respondent alleges that
20 Bus. & Prof. Code §2305 is unconstitutional on its face and as
21 applied. This section makes it a basis to discipline a physician
22 licensed in this state for having been disciplined by another
23 state licensing agency. If the out of state licensing authority
24 disciplines a physician for conduct which is sanctionable in that
25 state, but that same conduct is not sanctionable by California,
26 proceeding on the sole basis of Bus. & Prof. Code §2305 is

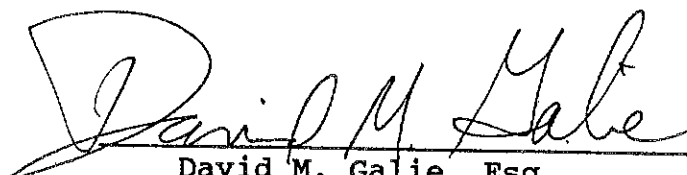
1 unconstitutional. By proceeding on the basis of the Voluntary
2 Limitation of respondent's license, which is erroneously alleged
3 to be "discipline", without establishing that the out of state
4 conduct relates to the fitness to practice in California, the
5 board does violence to the U.S. and California constitutions and
6 case law. (See, Matanky v. BME 79 Cal.App.3d 293; 144 C.R. 826).
7

8 WHEREFORE, Respondent requests that a hearing be held, and
9 the Board issue an order:

- 10 1. Dismissing the Accusation.
- 11 2. Denying complainant's request for investigative costs
12 and prosecution costs.
- 13 3. Granting respondent his reasonable costs of
14 investigation and defense of this action.
- 15 4. Such other action as is deemed just and proper to
16 protect the rights of respondent.

17
18 Dated: November 2, 1995
19

20 Respectfully submitted,

21
22 
23

24 David M. Galie, Esq.
25 Freeman & Galie
26 Attorneys for Respondent
Donald Clyde Willis, M.D.

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

In the matter of the Public Letter
of Reprimand Issued to:

DONALD C. WILLIS, M.D.
License No. G 35712

No. 16-2003-150531

Respondent.

ORDER ISSUING PUBLIC LETTER OF REPRIMAND

The above named respondent was issued a Public Letter of Reprimand on December 22, 2003 pursuant to Section 2233 of the Business and Professions Code.

WHEREFORE, THE ABOVE IS SO ORDERED by the Division of Medical Quality of the Medical Board of California.

So ordered January 30, 2004.

DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA



Ronald H. Wender, M.D.
President

**MEDICAL BOARD OF CALIFORNIA**
DISCIPLINE COORDINATION UNIT

1426 Howe Avenue, Suite 54
Sacramento, CA 95825-3236
(916) 263-2525
www.medbd.ca.gov



December 22, 2003

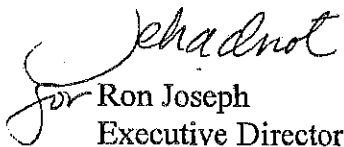
Donald C. Willis, M.D.
3818 Granda Vista Drive
Paradise, CA 95969

RE: Physician's and Surgeon's License No. G 35712
Case No. 16-2003-150531

Public Letter of Reprimand

An investigation by the Medical Board of California revealed that on August 7, 2003, the Alaska Division of Occupational Licensing accepted the voluntary surrender of your medical license. You failed to fully disclose your employment history on your application for licensure, to wit, you neglected to list your 4 month employment with the U.S. Indian Health Service in Oklahoma from December 3, 2000 to April 13, 2001. These actions are in violation of California B&P Code sections 141(a), 2305, and 2234.

Pursuant to the authority of the California Business and Professions Code section 2233, you are hereby issued this Public Letter of Reprimand by the Medical Board of California.


for Ron Joseph
Executive Director

1 DANIEL E. LUNGREN, Attorney General
of the State of California
2 JANA TUTON, Supervising
Deputy Attorney General
3 MARA L. FAUST
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, California 94244-2550
Telephone: (916) 324-5358

6
7 Attorneys for Complainant

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

12 In the Matter of the Accusation) No. 16-95-46312
Against:) (OAH No. N9506238)
13)
14 DONALD CLYDE WILLIS, M.D.) NOTICE OF HEARING
15)
16 Respondent.) [Gov. Code, § 11509]
17)

17 TO RESPONDENT:

18 YOU ARE HEREBY NOTIFIED that a hearing will be held
19 before a Medical Review Committee sitting with an Administrative
20 Law Judge of the Office of Administrative Hearings of the
21 Department of General Services, State of California, or an
22 Administrative Law Judge sitting alone, at: 501 J Street,
Suite 220, Second Floor Hearing Rooms, Sacramento, California
95814, on December 4, 1995, at 9:00 a.m., or as soon thereafter as
the matter can be heard, upon the charges made in the Accusation
served upon you.

23 You may be present at the hearing. You have the right to
24 be represented by an attorney at your own expense. You are not
25 entitled to the appointment of an attorney to represent you at
26 public expense. You are entitled to represent yourself without
27 legal counsel. You may present any relevant evidence, and will be
28 given full opportunity to cross-examine all witnesses testifying
against you. You are entitled to the issuance of subpoenas to
compel the attendance of witnesses and the production of books,
documents and other things by applying to:

1 PRESIDING JUDGE
2 OFFICE OF ADMINISTRATIVE HEARINGS
3 501 J STREET, SUITE 230
 SACRAMENTO, CALIFORNIA 95814

4 Pursuant to section 11513 of the Government Code, the
5 hearing shall be conducted in the English language, except that a
6 party who does not proficiently speak or understand the English
7 language and who requests language assistance shall be provided an
8 interpreter approved by the administrative law judge or hearing
9 officer conducting the proceedings. The cost of providing the
 interpreter shall be paid by the agency having jurisdiction over
 the matter if the administrative law judge or hearing officer so
 directs, otherwise by the party for whom the interpreter is
 provided. If you require the assistance of an interpreter, timely
 notice of this fact should be given to Deputy Attorney General Mara
 Faust so that appropriate arrangements can be made.

10 CONTINUANCES: Pursuant to section 11524 of the
11 California Government Code, the agency may grant a continuance, but
12 when an administrative law judge of the Office of Administrative
13 Hearings has been assigned to the hearing, no continuance may be
14 granted except by him or her or by the presiding Administrative Law
15 Judge, for good cause shown. When seeking a continuance, a party
16 shall apply for the continuance within 10 working days following
 the time the party discovered or reasonably should have discovered
 the event or occurrence which establishes the good cause for the
 continuance. A continuance may be granted for good cause after the
 10 working days have lapsed if the party seeking the continuance is
 not responsible for and has made a good faith effort to prevent the
 condition or event establishing the good cause.

17 Continuances are not favored. If you need a continuance,
18 write or call immediately to the Office of Administrative Hearings,
19 501 "J" Street, Suite 230, Sacramento, California 95814; (916)
20 323-0619. That agency has control of continuances.

21 DATED: July 18, 1995

22 DANIEL E. LUNGREN, Attorney General
23 of the State of California
24 JANA TUTON, Supervising
25 Deputy Attorney General

26 Mara Faust
27 MARA FAUST
28 Deputy Attorney General

 Attorneys for Complainant

1 DANIEL E. LUNGREN, Attorney General
of the State of California
2 JANA TUTON, Supervising
Deputy Attorney General
3 MARA L. FAUST
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, California 94244-2550
Telephone: (916) 324-5358

6 Attorneys for Complainant
7
8

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

12 In the Matter of the Accusation)	No. 16-95-46312
13 Against:)	(OAH No. N9506238)
14 DONALD CLYDE WILLIS, M.D.)	<u>NOTICE OF HEARING</u>
15 Respondent.)	[Gov. Code, § 11509]

16
17 TO RESPONDENT:

18 YOU ARE HEREBY NOTIFIED that a hearing will be held
19 before a Medical Review Committee sitting with an Administrative
20 Law Judge of the Office of Administrative Hearings of the
21 Department of General Services, State of California, or an
22 Administrative Law Judge sitting alone, at: OFFICE OF
ADMINISTRATIVE HEARINGS, World Savings Tower, 1970 Broadway, Second
Floor, Oakland, California 94612 on December 4, 1995, beginning at
9:00 a.m. or as soon thereafter as the matter can be heard, upon
the charges made in the Accusation served upon you.

23 You may be present at the hearing. You have the right to
24 be represented by an attorney at your own expense. You are not
25 entitled to the appointment of an attorney to represent you at
26 public expense. You are entitled to represent yourself without
27 legal counsel. You may present any relevant evidence, and will be
given full opportunity to cross-examine all witnesses testifying
against you. You are entitled to the issuance of subpoenas to
compel the attendance of witnesses and the production of books,
documents and other things by applying to:

RECEIVED
MEDICAL BOARD OF CALIF.
16 OCT 95 08 28Z
CENTRAL COMPLAINT UNIT

1 PRESIDING JUDGE
2 OFFICE OF ADMINISTRATIVE HEARINGS
3 501 J STREET, SUITE 230
 SACRAMENTO, CALIFORNIA 95814

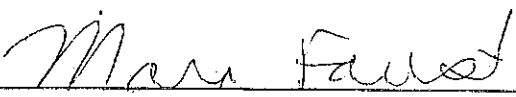
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9 officer conducting the proceedings. The cost of providing the
 interpreter shall be paid by the agency having jurisdiction over
 the matter if the administrative law judge or hearing officer so
 directs, otherwise by the party for whom the interpreter is
 provided. If you require the assistance of an interpreter, timely
 notice of this fact should be given to Deputy Attorney General Mara
 Faust so that appropriate arrangements can be made.

10 CONTINUANCES: Pursuant to section 11524 of the
11 California Government Code, the agency may grant a continuance, but
12 when an administrative law judge of the Office of Administrative
13 Hearings has been assigned to the hearing, no continuance may be
14 granted except by him or her or by the presiding Administrative Law
15 Judge, for good cause shown. When seeking a continuance, a party
16 shall apply for the continuance within 10 working days following
 the time the party discovered or reasonably should have discovered
 the event or occurrence which establishes the good cause for the
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 10 working days have lapsed if the party seeking the continuance is
 not responsible for and has made a good faith effort to prevent the
 condition or event establishing the good cause.

17 Continuances are not favored. If you need a continuance,
18 write or call immediately to the Office of Administrative Hearings,
19 501 "J" Street, Suite 230, Sacramento, California 95814; (916)
20 323-0619. That agency has control of continuances.

21 DATED: October 12, 1995

22 DANIEL E. LUNGREN, Attorney General
23 of the State of California
24 JANA TUTON, Supervising
25 Deputy Attorney General

26 
27 MARA FAUST
28 Deputy Attorney General

 Attorneys for Complainant

1 David M. Galie
State Bar No. 57065
2 Freeman & Galie
507 Polk Street, Suite 350
3 San Francisco, California 94102
Telephone: (415) 885-5728

4
5 Attorneys for Respondent
Donald Clyde Willis, M.D.

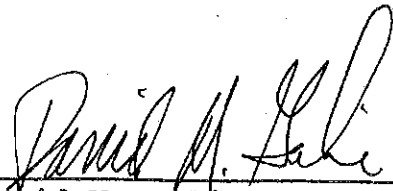
6 BEFORE THE
7 DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA
8 STATE OF CALIFORNIA

9 In the Matter of the Accusation)	NO. 16-95-46312
10 Against:)	OAH No.N-9506238
11)	
12 DONALD CLYDE WILLIS, M.D.)	MOTION FOR CHANGE
657 Waverley Street)	OF VENUE (Gov't Code
13 Palo Alto, CA 94301-2550)	\$11508, CCP §397(a)&(c);
Physician and Surgeon)	
14 Certificate No. G35712)	MEMORANDUM OF POINTS AND
RESPONDENT)	AUTHORITIES IN SUPPORT
15)	THEREOF;
16)	DECLARATION OF
	DAVID M. GALIE

17 Donald Clyde Willis, M.D., hereby moves for a change of
18 venue under the provisions of Gov't Code § 11508 and CCP §397 (a)
19 and (c).

20 This motion is based on the pleadings herein, the
21 declaration of David M. Galie, and the attached Memorandum of
22 Points and Authorities.

23 DATED: September 14, 1995

24
25 
26 David M. Galie
Attorney for Respondent
Donald Clyde Willis, M.D.

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 INTRODUCTION

3 Respondent Donald Clyde Willis, M.D. has been served with an
4 Accusation alleging that he was disciplined in Oregon, and
5 alleging that the fact of that discipline establishes cause for
6 discipline in California under Bus. & Prof. Code §2305.
7 Respondent filed a Notice of Defense on or about April 11, 1995.
8 A Notice of Hearing was mailed on July 20, 1995 setting the
9 hearing for December 4, 1995 in Sacramento, California. The
10 Accusation and Notice of Hearing were mailed to Respondent's
11 address of record in Palo Alto, California.

12 I

13 Sacramento County Is Not the Proper Venue For This Hearing

14 Gov't Code §11508 provides that the hearing ". . . shall be
15 held in San Francisco [Oakland] if the transaction occurred or
16 the respondent resides within the First or Sixth Appellate
17 District. . ." The transaction in this matter "occurred" in the
18 State of Oregon, therefore residency determines proper venue.

19 Dr. Willis resides in Palo Alto, California which is in San
20 Mateo County, and which is in ". . . the First or Sixth Appellate
21 District. . . " He does not, nor has he ever, resided in
22 Sacramento County, or in the Third or Fifth Appellate District.
23 The Office of Administrative Hearings in Oakland, California is
24 the appropriate venue for this hearing.

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II

Venue Should Be Transferred to Alameda County (Oakland)

CCP § 397 states that the court may on motion change the place of trial: "(a) when the court designated in the complaint is not the proper court."

CCP § 398 states that if an action or proceeding is commenced in a court other than one designated as the proper court, it may be transferred for that reason to the proper court.

The proper court under Gov't Code §11508 is San Francisco (Oakland) because Dr. Willis ". . . resides within the First or Sixth Appellate District. . ."

III

THE PLACE OF TRIAL IN THIS MATTER SHOULD BE
SAN FRANCISCO (OAKLAND) FOR THE CONVENIENCE OF
WITNESSES AND THE PROMOTION OF JUSTICE.

CCP § 397 (c) provides for a change of the place of trial "When the convenience of witnesses and the ends of justice would be promoted by the change." Respondent has not yet definitely identified the witnesses he will be calling on his behalf. However, his prospective witnesses reside in the Bay Area, either in San Mateo County, San Francisco County or Alameda County. Furthermore, respondent resides in San Mateo County, and is employed in San Mateo County.

Dr. Willis's attorney has offices only in San Francisco, and it will be an additional unfair financial burden on respondent to require his attorney to appear in Sacramento County.

1 It will be an unreasonable hardship in terms of time and
2 money, to force Dr. Willis, his witnesses, and his attorney to
3 appear and defend in Sacramento county.

4 Justice will be promoted by transferring this hearing to the
5 Bay Area, i.e. the Oakland office of the Office of Administrative
6 Hearings. Respondent can preserve scarce resources to defend the
7 case on the merits, and to present all of the facts unfettered by
8 financial disincentives caused by the additional costs for his
9 attorney, for his witnesses, and for himself, to travel a lengthy
10 distance to attend a hearing.

11 The only possible Board witness known to respondent at this
12 time is Beverly Wright, Enforcement Program Analyst, who was
13 revealed in discovery as the person who "investigated" this case
14 for the Board. She is located in the Torrance office of the
15 Medical Board in Southern California. She is not inconvenienced,
16 no would the Board incur any additional expenses if she travelled
17 from Torrance to Oakland, rather than from Torrance to
18 Sacramento.

19 There appears to be no inconvenience to the attorneys for
20 the Medical Board, who have offices in San Francisco and Oakland.
21 An attorney in either of these offices can fairly and efficiently
22 proceed with this matter, which is based entirely on an action by
23 the Oregon Board of Medical Examiners.

24 In the event of any interim court proceeding, such as a
25 Petition to Compel Discovery, Dr. Willis will be placed at a
26 distinct disadvantage, and his right to judicial

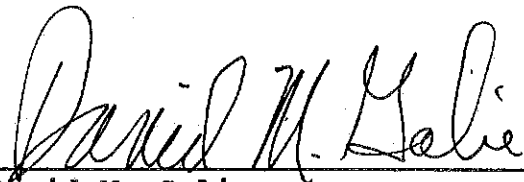
1 intervention/relief will be attenuated because under Government
2 Code §11507.7 such petition must be heard in the county where the
3 hearing is to be held.

4 Also, I am the attorney of record in case No. N 9409140
5 scheduled for hearing to include December 4, 1995, the date this
6 case is scheduled for hearing in Sacramento. By granting this
7 motion, efficiency of operation of the Office of Administrative
8 Hearings is promoted, because a continuance of this case based on
9 that conflict would be requested whether this motion is granted
10 or not.

11 For all of the above reasons, respondent requests that this
12 case be transferred to Alameda County (Oakland) for hearing.

13
14 DATED: September 14, 1995
15

16 Respectfully submitted,

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20 David M. Galie
21 Attorney for Respondent
22 Donald Clyde Willis, M.D.
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DECLARATION OF DAVID M. GALIE

I, David M. Galie state I am an attorney licensed to practice in the State of California.

2. I am the attorney of record for Donald C. Willis, M.D. in the within proceedings.

3. My offices are located solely in the County of San Francisco.

4. Dr. Willis resides in San Mateo County.

5. Dr. Willis practices in San Mateo County.

6. My preliminary assessment of this case indicates there are meritorious defenses to the allegations in the Accusation.

7. It will be an undue financial burden to Dr. Willis to defend this case in a venue so far removed from his residence, his practice, his witnesses, and his attorney's office.

8. Government Code § 11507.7 states that venue for discovery disputes is in the county in which the hearing will be held. Dr. Willis will be deterred from seeking such remedies by financial considerations if such a matter is scheduled to be heard in Sacramento. Conversely, if the board files such a petition against him, he will be forced to defend in Sacramento County.

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1 I declare under penalty of perjury that the foregoing is
2 true and correct, and that this declaration was executed at San
3 Francisco, California, on September 14, 1995.
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7 David M. Galie
8 Attorney for Respondent
Donald Clyde Willis, M.D.

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BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DIVISION OF MEDICAL QUALITY
STATE OF CALIFORNIA

In the Matter of the Accusation
Against:

DONALD CLYDE WILLIS, M.D.
657 Waverley Street
Palo Alto, CA 94301-2550

Physician and Surgeon's Certificate
No. G 35712

Respondent.

No. 16-94-46312

OAH No. N 9506238

DECISION

The attached Proposed Decision of the Administrative Law Judge is hereby adopted by the Medical Board of California as its Decision in the above-entitled matter.

This Decision shall become effective on FEBRUARY 5, 1996.

IT IS SO ORDERED JANUARY 5, 1996.

Anabel Imbert M.D.

ANABEL ANDERSON IMBERT, M.D.
President
Division of Medical Quality

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DIVISION OF MEDICAL QUALITY
STATE OF CALIFORNIA

In the Matter of the Accusation)	
Against:)	
)	
DONALD CLYDE WILLIS, M.D.)	No. 16-94-46312
657 Waverley Street)	
Palo Alto, CA 94301-2550)	OAH No. N 9506238
)	
Physician and Surgeon's Certificate)	
No. G 35712)	
)	
Respondent.)	
)	

PROPOSED DECISION

This matter was heard before Michael C. Cohn, Administrative Law Judge, State of California, Office of Administrative Hearings, in Oakland, California on December 4, 1995.

Complainant Dixon Arnett was represented by Mara Faust, Deputy Attorney General.

Respondent Donald Clyde Willis, M.D., was present and was represented by David M. Galie, Attorney at Law, 507 Polk Street, Suite 350, San Francisco, California 94102.

FINDINGS OF FACT

1. On October 17, 1977 the Medical Board of California issued physician and surgeon certificate number G35712 to Donald Clyde Willis, M.D. ("respondent"). Respondent's certificate has been renewed through June 30, 1997.

2. Respondent received his medical degree from Indiana University in 1976. He had previously received a Ph.D. in clinical psychology from the University of Portland in 1970. Respondent undertook a one-year rotating internship at the Royal Jubilee Hospital in Victoria, British Columbia in 1976-77. He then undertook a three-year residency in obstetrics and gynecology at Stanford University from 1977 to 1980.

In July 1980 respondent began employment as an obstetrician and gynecologist with Kaiser Permanente in Portland, Oregon. Respondent remained employed by Kaiser until 1994. During his career at Kaiser respondent served as a member of the Perinatal Committee at Bess Kaiser Hospital, including serving as

chairman of that committee from 1981 to 1984. Respondent was board certified in obstetrics and gynecology in 1982. He has a special interest in laproscopic surgery.

3. Despondent over severe marital troubles, on September 20, 1993 respondent attempted suicide, shooting himself in the forehead with a .22 caliber revolver in a park near his home. Although he never lost consciousness, respondent remained in the park until the following morning, when he was discovered by a passerby. He thereafter underwent surgery for the removal of bone and bullet fragments before being transferred to the Menninger Foundation in Topeka, Kansas for three months of inpatient psychiatric care.

4. On January 5, 1994 the president of Northwest Permanente notified the Oregon Board of Medical Examiners ("Oregon Board") in writing that respondent was scheduled to return to the Portland area around January 14, 1994 and that it was Kaiser's intention, as his employer, "to undertake an evaluation of his current level of cognitive functioning, prognosis for future function, and any residual impairment," and to "return him to clinical practice at the level at which his cognitive functioning allows."

5. At some point following his return to Oregon, respondent requested, pursuant to Oregon Revised Statutes 677.410, that voluntary limitations be placed upon his license. Respondent subsequently appeared before an Investigative Committee of the Oregon Board. That committee's report bears the following entry for June 9, 1994:

"Recommendation to allow Dr. Willis to return to practice at Kaiser [sic] Permanente in OBG in a supervised setting with neuro-psychiatric examinations to be stipulated every two years and quarterly psych and hospital reporting through VL [voluntary limitation] (non-reportable, non-disciplinary. July FB [full board] agenda item."

6. By the time respondent's case came before the full Oregon Board in July he had decided to leave Oregon and relocate in California. The Oregon Board's minutes contain the following entry for July 13, 1994:

"Dr. Willis attempted suicide in September 1993. He has recently resigned from Kaiser and is going to Palo Alto to practice. He has applied for a California license* and intends to tell the California Board his full

* This statement by the Oregon Board was obviously in error since respondent has held a California license since 1977.

history. The Investigative Committee recommends accepting a voluntary limitation from licensee, allowing him to return to practice under specific guidelines (including no surgery). This voluntary limitation will be reportable to the national data bank and the FSMB."

The Oregon Board thereafter approved the following motion: "IN THE MATTER OF DONALD WILLIS, M.D., THE BOARD OF MEDICAL EXAMINERS ACCEPT THE VOLUNTARY LIMITATION AS AMENDED."

7. In August 1994 a formal document entitled "Voluntary Limitation" was signed by respondent and the chairman of the Oregon Board. That document provides:

"Donald Willis, M.D. is a physician licensed to practice medicine in the State of Oregon. Pursuant to the provisions of ORS 677.410, Dr. Willis requests that the Board of Medical Examiners (Board) impose the following conditions on his license to practice medicine in the State of Oregon:

"(1) Dr. Willis will practice medicine only in a supervised setting approved by the Board in advance.

"(2) Dr. Willis must undergo a neuropsychological examination at his expense to be reported to the Board of Medical Examiners beginning in July 1996 and continuing every two years thereafter, or sooner if deemed appropriate by the Board.

"(3) Dr. Willis will arrange to have written reports from the Chief of Staff of his approved supervisory setting, and his treating psychiatrist, to be sent to the Board at each of its quarterly meetings beginning in October 1994.

"Dr. Willis understands and agrees that this voluntary limitation is subject to approval by the full Board. If Dr. Willis fails to abide by the conditions imposed herein, he understands and agrees that the Board may enter an order imposing disciplinary action to include revoking, suspending or otherwise sanctioning the license of Dr. Willis. Dr. Willis also understands that...this voluntary limitation...will be a reportable license limitation to the National Practitioner Data Bank. This voluntary limitation also will be reportable to any hospital or other institutional health care provider at which Dr. Willis intends to practice, the Federation of State Medical Boards, and, if requested by any person, reportable as a public record."

8. Respondent moved to Palo Alto in July 1994. He did not resume the practice of medicine until around April 1995 when he undertook part-time employment as a contract physician at Planned Parenthood of San Mateo County. He is still employed in that position. In June and July 1995 respondent acted as *locum tenens* in the private practice of Forrest O. Smith, M.D. Since that time respondent has continued to work as a part-time contract physician at Dr. Smith's Pregnancy Consultation Center in Pleasanton. In both his part-time positions, which total between 10 and 25 hours a week, respondent's functions are limited to performing abortions and providing contraception, pregnancy and abortion consultations.

9. Although respondent asserted that within a week of his arrival in Palo Alto in July 1994 he notified the Medical Board of California ("Board") of his change of address, intention to practice and the circumstances of his suicide attempt, the only response from the Board was the filing of the instant accusation. Respondent has never been asked to submit to the Board any medical reports concerning his condition, nor has he been required to undergo any medical or psychiatric evaluations.

10. Although the accusation contained a cost recovery prayer, no evidence of costs was presented at the hearing.

DETERMINATION OF ISSUES

1. Complainant seeks to discipline respondent pursuant to Business and Professions Code section 2305. It provides:

"The revocation, suspension, or other discipline by another state of a license or certificate to practice medicine issued by the state, or the revocation, suspension, or restriction of the authority to practice medicine by any agency of the federal government, to a licensee under this chapter shall constitute grounds for disciplinary action for unprofessional conduct against such licensee in this state."

In support of his position, complainant cites Marek v. Board of Podiatric Medicine (1993) 16 Cal.App.4th 1089, 1096, where it was held that section 2305 "applies by its terms to any discipline imposed by another state on the holder of a license or certificate to practice medicine," even when no hearing on the merits had been held by the sister state. The court stated, "The focus of section 2305 is the mere fact that a measure of discipline was imposed on a licensee and not how it was imposed by the foreign jurisdiction."

2. Respondent asserts that section 2305 does not establish cause for disciplinary action against him since the

voluntary limitation to which he agreed to subject his Oregon license did not constitute discipline by that state and does not, therefore, constitute unprofessional conduct.

3. It is determined that the voluntary limitation action taken in Oregon did not constitute discipline by a sister state within the meaning of section 2305.

a) A reading of Oregon's statutory scheme relating to the discipline of medical licenses demonstrates that a voluntary limitation does not constitute a disciplinary action. Oregon Revised Statutes 677.200(1) provides that a disciplinary action is initiated by the filing of a verified written complaint. ORS 677.205 then provides:

"(1) The Board of Medical Examiners for the State of Oregon may discipline...any person licensed, registered or certified under this chapter who has:

"(a) Admitted the facts of a complaint filed in accordance with ORS 677.200(1) alleging facts which establish that such person is in violation of one or more of the grounds for suspension or revocation of a license as set forth in ORS 677.190;

"(b) Been found to be in violation of one or more of the grounds for disciplinary action of a licensee as set forth in this chapter; or

"(c) Had an automatic license suspension as provided in ORS 677.225."

The Oregon proceeding relating to respondent was not initiated by the filing of a verified written complaint and none of the bases for discipline set forth in ORS 677.205 apply to respondent. By contrast, the restrictions placed on respondent's license were imposed pursuant to ORS 677.410, which provides:

"A licensee may request in writing to the board a limitation of license to practice medicine or podiatry, respectively. The board may grant such request for limitation and shall have the authority, if it deems appropriate, to attach conditions to the license of the licensee within the provisions of ORS 677.205 and 677.410 to 677.425. Removal of a voluntary limitation on licensure to practice medicine or podiatry shall be determined by the board."

b) That the Oregon action was nondisciplinary in nature is further demonstrated by the recommendation of the Investigative Committee, the action of the Oregon Board in accepting, with modifications, that recommendation and the terms

of the voluntary limitation agreement approved by the Oregon Board. In its recommendation to the full board that a voluntary limitation on respondent's license be imposed, the committee specifically provided that the voluntary limitation would be "non-reportable, non-disciplinary." Although the Oregon Board subsequently specified that the voluntary limitation would be "reportable to the national data bank and the FSMB," the board made no mention of modifying the "non-disciplinary" aspect of the committee's recommendation.

Further, the voluntary limitation agreement later signed by respondent and approved by the Oregon Board provides that if respondent fails to abide by the conditions of the voluntary limitation, "the Board may enter an order imposing disciplinary action to include revoking, suspending or otherwise sanctioning" respondent's license. The clear implication of this provision is that the voluntary limitation is not a disciplinary action, but that failure to adhere to its terms would result in such an action being taken.

c) In Marek, supra, 16 Cal.App.4th 1089, two podiatrists entered into a consent decree in Nevada which revoked their licenses to practice in that state and placed them on three years' probation on certain terms and conditions. Under the terms of the consent decree, the podiatrists did not admit the truth of any of the allegations of the complaint which had been filed against them in Nevada but acknowledged that their failure to contest those allegations "'subjects them to disciplinary action by the [Nevada Board].'" (16 Cal.App.4th at p. 1093.) The California Board of Podiatric Medicine's subsequent discipline of the podiatrists under Business and Professions Code section 2305, based solely upon their having been disciplined in a sister state, was upheld upon the court's finding, as set forth above, that section 2305 was not limited only to "discipline imposed after a full hearing on the merits," but applied to "any discipline imposed by another state." (16 Cal.App.4th at p. 1096.)

The facts of Marek are distinguishable from the present case in that the state of Nevada clearly imposed discipline upon the podiatrists' licenses, even though that discipline resulted from a consent decree and the licensees admitted no wrongdoing. The consent decree itself provided that the licensees acknowledged they were subjecting themselves to disciplinary action. In the present case, as set forth above, although restrictions were placed on his license by the state of Oregon, the voluntary limitation to which respondent agreed did not constitute disciplinary action under either that state's statutory scheme or the terms of the voluntary limitation agreement itself.

d) While the phrase "any discipline imposed by another state" as used in section 2305 was broadly construed in

Marek, supra, 16 Cal.App.4th 1089, to include discipline imposed without a hearing on the merits, it does not follow that all restrictions imposed on a license by a sister state constitute "discipline." It is significant that the statute establishes as unprofessional conduct a "revocation, suspension, or other discipline" imposed by a sister state but a "revocation, suspension, or restriction" imposed by a federal government agency. Had the legislature chosen to do so, it could have made the imposition of a "restriction" by a sister state unprofessional conduct just as it did a "restriction" imposed by the federal government. That it chose not to do so indicates the legislature did not intend to include all restrictions imposed by sister states as grounds for disciplinary action.


This determination is only bolstered by the legislature's recent amendment of section 2305. Effective January 1, 1996, that section will provide that "[t]he revocation, suspension, or other discipline, restriction, or limitation imposed by another state" constitutes unprofessional conduct. (Stats.1995 c.708, §9 (S.B. 609).) By that amendment, the legislature has broadened the sort of sister state action which will result in cause for disciplinary action in California so that it more closely parallels the manner in which federal agency actions are treated.

4. Inasmuch as it has been determined that the voluntary limitation action taken in Oregon did not constitute discipline by a sister state within the meaning of Business and Professions Code section 2305, no cause for disciplinary action against respondent for unprofessional conduct was established pursuant to that section.

ORDER

The accusation against respondent Donald Clyde Willis, M.D., is dismissed.

DATED: December 11, 1995


MICHAEL C. COHN
Administrative Law Judge

1 DANIEL E. LUNGREN, Attorney General
of the State of California
2 JANA L. TUTON
Supervising Deputy Attorney General
3 MARA FAUST
Deputy Attorney General
4 1515 K Street, Suite 511
P. O. Box 944255
5 Sacramento, California 94244-2550
Telephone: (916) 324-5358
6
Attorneys for Complainant
7
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9

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

12 In the Matter of the Accusation) NO. 16-95-46312
Against:)
13)
DONALD CLYDE WILLIS, M.D.) ACCUSATION
14 657 Waverley Street)
Palo Alto, California 94301-2550)
15 California Physician and)
Surgeon Certificate)
16 No. G35712)
17 Respondent.)

18
19 Dixon Arnett, for causes for discipline, alleges:
20

21 1. Complainant Dixon Arnett makes and files this
22 accusation in his official capacity as Executive Director of the
23 Medical Board of California (hereinafter referred to as the
24 "Board").
25

26 2. On October 17, 1977, the Medical Board of
27 California issued physician and surgeon certificate number G35712

1 to Donald Clyde Willis, M.D. The certificate will expire June
2 30, 1995, unless renewed.

3

4 3. Under Business and Professions Code section 2234,
5 the Division of Medical Quality shall take action against any
6 licensee who is charged with unprofessional conduct.

7 Under Business and Professions Code section 2305, the
8 revocation, suspension, or other discipline by another state of a
9 license or certificate to practice medicine issued by the state
10 shall constitute unprofessional conduct against such licensee in
11 this state.

12 Under Business and Professions Code section 118(b), the
13 expiration of a license shall not deprive the Board of
14 jurisdiction to proceed with a disciplinary action during the
15 time within which the license may be renewed, restored, or
16 reinstated.

17 Under Business and Professions Code section 2428, a
18 license which has expired may be renewed any time within five
19 years after expiration.

20 Under Business and Professions Code section 125.3, the
21 Medical Board of California may request the administrative law
22 judge to direct a licentiate found to have committed a violation
23 or violations of the licensing act to pay a sum not to exceed the
24 reasonable costs of the investigation and enforcement of the
25 case.

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1 4. Respondent has subjected his physician and surgeon
2 certificate to discipline under Business and Professions Code
3 section 2305 on the grounds of unprofessional conduct in that on
4 August 18, 1994, the State of Oregon imposed discipline on
5 respondent's license to practice medicine in that state by
6 approving respondent's voluntary limitation of his license.
7 Respondent is required to practice medicine only in a supervised
8 setting, must undergo a neuropsychological examination every two
9 years, and must have written reports submitted from the Chief of
10 Staff of his approved supervised setting and his treating
11 psychiatrist. Attached as Exhibit A and incorporated by
12 reference is a true and correct copy of the Voluntary Limitation
13 from the State of Oregon.

14

15 WHEREFORE, complainant prays a hearing be had and that
16 the Medical Board of California make its order:

17 1. Revoking or suspending physician and surgeon
18 certificate number G35712, issued to Donald Clyde Willis, M.D.

19 2. Prohibiting Donald Clyde Willis, M.D. from
20 supervising physician assistants.

21 3. Ordering Donald Clyde Willis, M.D., to pay to the
22 Medical Board of California its costs for investigation and
23 enforcement according to proof at the hearing, pursuant to
24 Business and Professions Code section 125.3.

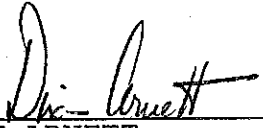
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1 4. Taking such other and further action as may be
2 deemed proper and appropriate.

3 DATED: April 5, 1995

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6 
7 DIXON ARNETT
8 Executive Director
9 Medical Board of California
10 Department of Consumer Affairs
11 State of California

12 Complainant
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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
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(SM 3/15/95)

EXHIBIT A

BEFORE THE
BOARD OF MEDICAL EXAMINERS
STATE OF OREGON

COPY

In the Matter of:

DONALD WILLIS, M.D.,
LICENSE NO. MD10994.

VOLUNTARY LIMITATION

Donald Willis, M.D. is a physician licensed to practice medicine in the State of Oregon. Pursuant to the provisions of ORS 677.410, Dr. Willis requests that the Board of Medical Examiners (Board) impose the following conditions on his license to practice medicine in the State of Oregon:

(1) Dr. Willis will practice medicine only in a supervised setting approved by the Board in advance.

(2) Dr. Willis must undergo a neuropsychological examination at his expense to be reported to the Board of Medical Examiners beginning in July 1996 and continuing every two years thereafter, or sooner if deemed appropriate by the Board.

(3) Dr. Willis will arrange to have written reports from the Chief of Staff of his approved supervised setting, and his treating psychiatrist, to be sent to the Board at each of its quarterly meetings beginning in October 1994.

Dr. Willis understands and agrees that this voluntary limitation is subject to approval by the full Board. If Dr. Willis fails to abide by the conditions imposed herein, he understands and agrees that the Board may enter an order imposing disciplinary action to include revoking, suspending or otherwise sanctioning the license of Dr. Willis. Dr. Willis also

1 understands that, if this voluntary limitation is accepted by the
2 Board, it will be a reportable license limitation to the National
3 Practitioner Data Bank. " This voluntary limitation also will be
4 reportable to any hospital or other institutional health care
5 provider at which Dr. Willis intends to practice, the Federation
6 of State Medical Boards, and, if requested by any person,
7 reportable as a public record.

8 IT IS SO STIPULATED this 9 day of Aug., 1994.

9
10 Donald C. Willis
Donald Willis, M.D.

11
12 IT IS SO ACCEPTED this 18th day of August, 1994.

13
14 Terry Connor
Terry Connor, D.O., Chairman
15 Board of Medical Examiners
16 State of Oregon

17
18
19 CERTIFIED TO BE A TRUE COPY OF
THE ORIGINAL:

20 [Signature]
Notary Public for Oregon

21 My Commission Expires 10-04-97

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26 PJS:cfs:ros/JGG09EAE