

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

In the Matter of the Accusation )  
Against: )  
 )  
ALLEN ROBERT DORAN, M.D. )  
Certificate #G-50024 )  
 )  
 )  
Respondent. )  
\_\_\_\_\_ )

File No: 02-95-46366

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby accepted 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 on April 21, 1997.

DATED March 21, 1997.

MEDICAL BOARD OF CALIFORNIA

I do hereby certify that  
this document is true  
and correct copy of the  
original on file in this  
office.

Jill Spencer 9-6-00  
SIGNED DATE  
Assistant Custodian of Records  
TITLE

DIVISION OF MEDICAL QUALITY  
MEDICAL BOARD OF CALIFORNIA



\_\_\_\_\_  
Ira Lubell, M.D.  
Chair, Panel A

MEDICAL BOARD OF CALIFORNIA  
I do hereby certify that  
this document is true  
and correct copy of the  
original on file in this  
office.

1 DANIEL E. LUNGREN, Attorney General  
of the State of California  
2 GAIL M. HEPPELL  
Supervising Deputy Attorney General  
3 MARA FAUST  
Deputy Attorney General  
4 1300 I Street, Suite 125  
P. O. Box 944255  
5 Sacramento, CA 94244-2550  
Telephone: (916) 324-5358  
6 Attorneys for Complainant  
7

*Jill Spencer*  
SIGNED 9-6-00  
DATE

*Assistant Custodian of Records*  
TITLE

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

11 In the Matter of the Accusation ) Case No. 02-95-46366  
Against: )  
12 ) OAH No. N-9512064  
13 ALLEN ROBERT DORAN, M.D. )  
STIPULATED SETTLEMENT  
AND DECISION  
14 )  
California Physician and Surgeon )  
15 Certificate No. G-50024 )  
Respondent. )  
16 )  
17

18 In the interest of a prompt and speedy settlement of  
19 this matter, consistent with the public interest and the  
20 responsibility of the Division of Medical Quality, Medical Board  
21 of California, Department of Consumer Affairs ("Division") the  
22 parties hereby agree to the following Stipulated Settlement and  
23 Decision which will be submitted to the Division for its approval  
24 and adoption as the final disposition of the Amended Accusation.

25 PARTIES

26 1. Complainant Ronald Joseph is the Executive  
27 Director of the Medical Board of California who brought this

1 action solely in his official capacity and is represented in this  
2 matter by Daniel E. Lungren, Attorney General of the State of  
3 California, and by Mara Faust, Deputy Attorney General.

4 2. Respondent Allen Robert Doran ("respondent") is  
5 represented in this matter by attorney David J. Bills whose  
6 address is 4330 Auburn Blvd., Suite 2500, P.O.Box 41958,  
7 Sacramento, California 95841-0958.

8 3. At all times relevant herein, respondent has been  
9 licensed by the Medical Board of California under Certificate No.  
10 G-50024.

11 JURISDICTION

12 4. Amended Accusation, No. 02-95-46366, was filed  
13 before the Division and is currently pending against respondent.  
14 The Amended Accusation, together with all other statutorily  
15 required documents, was duly served on the respondent on July 15,  
16 1996, and respondent timely filed a Notice of Defense (contesting  
17 the Amended Accusation). A copy of the Amended Accusation No.  
18 02-95-46366 is attached as Exhibit A and incorporated herein by  
19 reference.

20 ADVISEMENT AND WAIVERS

21 5. Respondent has fully and completely discussed with  
22 his counsel the nature of the charges alleged in the Amended  
23 Accusation and the effects of this stipulation.

24 6. Respondent understands that the charges and  
25 allegations in the Amended Accusation, if proven at a hearing,  
26 constitute cause for imposing discipline upon Allen Robert Doran.  
27 Respondent is fully aware of his legal rights and that, but for

1 this Stipulation, he would be entitled: 1) to a hearing on the  
2 charges and allegations in the Amended Accusation; 2) to be  
3 represented by counsel, at his own expense, in all proceedings in  
4 this matter; 3) to confront and cross-examine the witnesses  
5 against him; 4) to present evidence on his own behalf and to the  
6 issuance of subpoenas to compel the attendance of witnesses and  
7 the production of documents; 5) to reconsideration and appeal of  
8 an adverse decision; and 6) all other rights accorded pursuant to  
9 the California Administrative Procedure Act and other applicable  
10 laws.

11 7. With these rights in mind, respondent freely,  
12 voluntarily, knowingly and intelligently waives and gives up each  
13 and every right set forth above.

#### 14 CULPABILITY

15 8. Respondent admits the truth of the first cause for  
16 discipline in Amended Accusation No. 02-95-46366 in that from  
17 September 1993 through August 1994 respondent Allen Robert Doran  
18 engaged in the psychiatric treatment of patient J.W. and that in  
19 the fall of 1994 respondent became romantically and sexually  
20 involved with J.W. which constituted a violation of Business and  
21 Professions Code section 726 (sexual misconduct).

22 9. Respondent agrees that his license is subject to  
23 discipline pursuant to section 726 of the Code, as set forth  
24 above in paragraph 8. Respondent agrees to be bound by the  
25 Division's imposition of discipline as set forth in the Order  
26 below.

27 ///

1           10. In exchange for respondent's admission in  
2 paragraphs 8 and 9, complainant will dismiss the balance of the  
3 charges involving patient J.W. in the first and second causes for  
4 discipline, namely the Business and Professions Code section 729,  
5 2242(a), 2238, and 2234, and complainant will dismiss the third  
6 cause for discipline, involving patient J.J.

7                           CONTINGENCY

8           11. This stipulation shall be subject to the approval  
9 of the Division. Respondent understands and agrees that Board  
10 staff and counsel for complainant may communicate directly with  
11 the Division regarding this stipulation and settlement, without  
12 notice to or participation by respondent or his counsel. If the  
13 Division fails to adopt this stipulation as its Order, the  
14 stipulation shall be of no force or effect, it shall be  
15 inadmissible in any legal action between the parties, and the  
16 Division shall not be disqualified from further action in this  
17 matter by virtue of its consideration of this stipulation.

18           12. In consideration of the foregoing admissions and  
19 stipulations, the parties agree that the Division shall, without  
20 further notice or formal proceeding, issue and enter the  
21 following Disciplinary Order:

22                           DISCIPLINARY ORDER

23           IT IS HEREBY ORDERED that California Physician and  
24 Surgeon's Certificate No. G-50024 issued to Allen Robert Doran is  
25 revoked. However, the revocation is stayed and respondent is  
26 placed on probation for 15 years on the following terms and  
27

1 conditions. Within 15 days after the effective date of this  
2 decision the respondent shall provide the Division, or its  
3 designee, proof of service that respondent has served a true copy  
4 of this decision on the Chief of Staff or the Chief Executive  
5 Officer at every hospital where privileges or membership are  
6 extended to respondent or where respondent is employed to  
7 practice medicine and on the Chief Executive Officer at every  
8 insurance carrier where malpractice insurance coverage is  
9 extended to respondent.

10 1. ACTUAL SUSPENSION As part of probation, respondent  
11 is suspended from the practice of medicine for 90 days beginning  
12 the sixteenth (16th) day after the effective date of this  
13 decision.

14 2. NO TREATMENT OF FEMALE PATIENTS During the period of  
15 probation, respondent shall not treat female patients.  
16 Respondent shall within 30 days of the lifting of the suspension  
17 of his license provide written proof to the Division that he is  
18 not treating female patients.

19 3. NO SOLO PRACTICE During the period of probation,  
20 respondent shall not engage in a solo practice. Within 30 days  
21 of the lifting of the suspension of respondent's license,  
22 respondent shall provide written proof to the Division that he is  
23 working in an environment in which there is at least one other  
24 licensed psychiatrist.

25 4. PSYCHIATRIC EVALUATION Within thirty (30) days of  
26 the effective date of this decision, and on a periodic basis  
27 thereafter as reasonably may be required by the Division or its

1 designee, respondent shall undergo a psychiatric evaluation (and  
2 psychological testing, if deemed necessary) by a Division-  
3 appointed psychiatrist, who is acceptable to the respondent.  
4 Said appointed psychiatrist shall furnish an evaluation report to  
5 the Division or its designee. The respondent shall pay the cost  
6 of the psychiatric evaluation.

7           If respondent is required by the Division or its  
8 designee to undergo psychiatric treatment, respondent shall  
9 within thirty (30) days of the requirement notice submit to the  
10 Division for its prior approval the name and qualifications of a  
11 psychiatrist of respondent's choice. Respondent shall undergo  
12 and continue psychiatric treatment until further notice from the  
13 Division or its designee. Respondent shall have the treating  
14 psychiatrist submit quarterly status reports to the Division or  
15 its designee indicating whether the respondent is capable of  
16 practicing medicine safely.

17           Respondent shall not engage in the practice of medicine  
18 until notified by the Division, or its designee, of its  
19 determination that respondent is mentally fit to practice safely.

20           5.   PSYCHOTHERAPY   Within sixty (60) days of the  
21 effective date of this decision, respondent shall submit to the  
22 Division or its designee for its prior approval the name and  
23 qualifications of a psychotherapist of respondent's choice. Upon  
24 approval, respondent shall undergo and continue treatment until  
25 the Division or its designee deems that no further psychotherapy  
26 is necessary. Respondent shall have the treating psychotherapist  
27 submit quarterly status reports to the Division or its designee.

1 The Division or its designee may require respondent to undergo  
2 psychiatric evaluations by a Division-appointed psychiatrist.  
3 The respondent shall pay the cost of the therapy and evaluations.

4 If the evaluation or the treating psychiatrist's report  
5 determines that respondent is not mentally fit to practice  
6 medicine safely, then respondent shall be suspended from the  
7 practice of medicine until a repeat evaluation establishes that  
8 he can practice safely, as evidenced by written notice to  
9 respondent from the Division or its designee.

10 6. OBEY ALL LAWS Respondent shall obey all federal,  
11 state and local laws, all rules governing the practice of  
12 medicine in California, and remain in full compliance with any  
13 court ordered criminal probation, payments and other orders.

14 7. QUARTERLY REPORTS Respondent shall submit  
15 quarterly declarations under penalty of perjury on forms provided  
16 by the Division, stating whether there has been compliance with  
17 all the conditions of probation.

18 8. PROBATION SURVEILLANCE PROGRAM COMPLIANCE Respondent  
19 shall comply with the Division's probation surveillance program.  
20 Respondent shall, at all times, keep the Division informed of his  
21 addresses of business and residence which shall both serve as  
22 addresses of record. Changes of such addresses shall be  
23 immediately communicated in writing to the Division. Under no  
24 circumstances shall a post office box serve as an address of  
25 record.

26 Respondent shall also immediately inform the Division,  
27 in writing, of any travel to any areas outside the jurisdiction



1 of California which lasts, or is contemplated to last, more than  
2 thirty (30) days.

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

8           10.    TOLLING FOR OUT-OF-STATE PRACTICE, RESIDENCE OR IN-STATE NON-  
9 PRACTICE     In the event respondent should leave California to  
10 reside or to practice outside the State or for any reason should  
11 respondent stop practicing medicine in California, respondent  
12 shall notify the Division or its designee in writing within ten  
13 (10) days of the dates of departure and return or the dates of  
14 non-practice within California. Non-practice is defined as any  
15 period of time exceeding thirty days in which respondent is not  
16 engaging in any activities defined in Sections 2051 and 2052 of  
17 the Business and Professions Code. All time spent in an  
18 intensive training program approved by the Division or its  
19 designee shall be considered as time spent in the practice of  
20 medicine. Periods of temporary or permanent residence or  
21 practice outside California or of non-practice within California,  
22 as defined in this condition, will not apply to the reduction of  
23 the probationary period.

24           11.    COMPLETION OF PROBATION     Upon successful completion  
25 of probation, respondent's certificate shall be fully restored.

26           12.    VIOLATION OF PROBATION     If respondent violates  
27 probation in any respect, the Division, after giving respondent

1 notice and the opportunity to be heard, may revoke probation and  
2 carry out the disciplinary order that was stayed. If an  
3 accusation or petition to revoke probation is filed against  
4 respondent during probation, the Division shall have continuing  
5 jurisdiction until the matter is final, and the period of  
6 probation shall be extended until the matter is final.

7           13. COST RECOVERY The respondent is hereby ordered to  
8 reimburse the Division the amount of \$30,000 for its  
9 investigative and prosecution costs. This amount shall be paid  
10 in annual installments of \$10,000 each year for the first three  
11 years, with the first installment payable no later than one year  
12 after the effective date of this decision, with the second  
13 installment payable no later than two years after the effective  
14 date of this decision, and with the third installment payable no  
15 later than three years after the effective date of this decision.  
16 Failure to reimburse the Division's cost of investigation and  
17 prosecution shall constitute a violation of the probation order,  
18 unless the Division agrees in writing to payment by an  
19 installment plan other than that set forth above because of  
20 financial hardship. The filing of bankruptcy by the respondent  
21 shall not relieve the respondent of his responsibility to  
22 reimburse the Division for its investigative and prosecution  
23 costs.

24           14. PROBATION COSTS Respondent shall pay the costs  
25 associated with probation monitoring each and every year of  
26 probation. These costs shall not exceed \$2,304.00 in any year,  
27 and they shall not be prepaid. Such costs shall be payable to

1 the Division of Medical Quality and delivered to the designated  
2 probation surveillance monitor at the end of each calendar year.  
3 Failure to pay costs within 30 days of the due date shall  
4 constitute a violation of probation.

5  
6 ACCEPTANCE

7 I have carefully read the above Stipulated Settlement  
8 and Decision. I understand the effect this stipulation will have  
9 on my license and agree to be bound thereby. I enter into this  
10 Stipulated Settlement and Decision knowingly, voluntarily, freely  
11 and intelligently.

12 DATED: 2/8/97

13 Allen R. Doran M.D.  
14 ALLEN ROBERT DORAN  
15 Respondent  
16

17 I have fully discussed with respondent ^C the terms and  
18 conditions and other matters contained in the above Stipulated  
19 Settlement and Decision and approve its form and content.

20 DATED: February 2, 1997

21 David J. Bills  
22 DAVID J. BILLS  
23 Attorney for Respondent  
24  
25  
26  
27

ENDORSEMENT

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The foregoing Stipulated Settlement and Decision is hereby respectfully submitted for consideration of the Division of Medical Quality, Medical Board of California, Department of Consumer Affairs.

DATED: Feb 13, 1997.

DANIEL E. LUNGREN, Attorney General  
of the State of California  
GAIL M. HEPPELL, Supervising  
Deputy Attorney General

Mara Faust  
MARA FAUST  
Deputy Attorney General

Attorneys for Complainant

I do hereby certify that  
this document is true  
and correct copy of the  
original on file in this  
office.

1 DANIEL E. LUNGREN, Attorney General  
of the State of California  
2 GAIL M. HEPPELL, 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

Jill Spencer 9-6-00  
SIGNED DATE  
Assistant Custodian of Records  
TITLE

6 Attorneys for Complainant  
7

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

11 In the Matter of the Accusation	)	CASE NO. 02-95-46366
12 Against:	)	
13 ALLEN ROBERT DORAN, M.D.,	)	<u>FIRST AMENDED</u>
	)	<u>ACCUSATION</u>
14	)	
15 California Physician and	)	
16 Surgeon's Certificate	)	
No. G-50024	)	
17 Respondent.	)	

18 Complainant, Ronald Joseph, for causes for discipline,  
19 alleges.

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

24 2. On June 6, 1983, the Medical Board of California  
25 issued physician and surgeon's certificate number G50024, issued  
26 to ALLEN ROBERT DORAN, M.D. The certificate will expire May 31,  
27 1997, unless renewed.  
28

STATUTES

1  
2           3.    Business and Professions Code section 2004<sup>1/</sup>  
3 provides that the Board has the responsibility for the  
4 enforcement of disciplinary provisions of the Medical Practices  
5 Act and for reviewing the quality of medical practice carried out  
6 by physician and surgeon certificate holders.

7           4.    Section 2234 provides, in pertinent part, that the  
8 Division of Medical Quality shall take action against any  
9 licensee who is charged with unprofessional conduct.

10 Unprofessional conduct is defined therein to include but not to  
11 be limited to (a) violating or attempting to violate directly or  
12 indirectly . . . any provision of the Medical Practice Act; (b)  
13 gross negligence; (c) repeated negligent act; and (d)  
14 incompetence.

15           5.    Section 726 provides that the commission of any  
16 act of sexual abuse, misconduct or relations with a patient which  
17 is substantially related to the qualifications, functions or  
18 duties of the occupation for which a license is issued  
19 constitutes unprofessional conduct and grounds for disciplinary  
20 action for a physician and surgeon.

21           6.    Section 729 (a) provides that:

22           "Any physician and surgeon, psychotherapist, or any  
23 person holding himself or herself out to be a physician and  
24 surgeon or psychotherapist, who engages in an act of sexual  
25 intercourse, sodomy, oral copulation, or sexual contact with  
26 a patient or client, or with a former patient or client when  
27 the relationship was terminated primarily for the purpose of  
engaging in those acts, unless the physician and surgeon or  
psychotherapist has referred the patient or client to an  
independent and objective physician and surgeon or  
psychotherapist, recommended by a third-party physician and

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28           1.    All statutory references are to the Business and  
Professions Code unless otherwise indicated.

1 surgeon or psychotherapist, for treatment, is guilty of  
2 sexual exploitation by a physician and surgeon or  
psychotherapist."

3 7. Section 2238 provides that a violation of any  
4 federal statute or federal regulation or any of the statutes or  
5 regulations of this state regulating dangerous drugs or  
6 controlled substances constitutes unprofessional conduct.

7 8. Section 2242 (a) provides that prescribing,  
8 dispensing, or furnishing of dangerous drugs as defined in  
9 section 4211 without a good faith prior examination and medical  
10 indication therefor, constitutes unprofessional conduct.

11 9. Under Business and Professions Code section 125.3,  
12 the Medical Board of California may request the administrative  
13 law judge to direct a licentiate found to have committed a  
14 violation or violations of the licensing act to pay a sum not to  
15 exceed the reasonable costs of the investigation and enforcement  
16 of the case.

17 DRUGS

18 10. The following controlled substances and/or  
19 dangerous drugs are involved in this proceeding.

20 A. Lorazepam, the generic name for Ativan, is a  
21 Schedule IV controlled substance within the meaning of Health and  
22 Safety Code section 11056, subdivision (d) (12), and is a  
23 dangerous drug as defined in section 4211 of the Code.

24 B. Tranxene, a trade name for Clorazepate Di-  
25 potassium, is a Schedule IV controlled substance within the  
26 meaning of Health and Safety Code section 11057, subdivision  
27 (d) (7), and is a dangerous drug as defined in section 4211 of the  
28 Code.

1 C. Ritalin, a trade name for methylphenidate, is a  
2 Schedule II controlled substance within the meaning of Health and  
3 Safety Code section 11055, subdivision (d)(6), and is a dangerous  
4 drug, as defined in section 4211 of the Code.

5 D. Mellaril, a trade name for thioridazine hydro-  
6 choride, is a dangerous drug as defined in section 4211 of the  
7 Health and Safety Code.

8 CODE OF ETHICS

9 11. The Principles of Medical Ethics With Annotations  
10 Especially Applicable to Psychiatry, published by the American  
11 Psychiatric Association, states as follows:

12 "While psychiatrists have the same goals as all  
13 physicians, there are special ethical problems in  
14 psychiatric practice that differ in color and degree from  
15 ethical problems in other branches in medical practice, even  
16 though the basic principles are the same." (FOREWARD,  
17 Paragraph 2).

18 Section 1, paragraph 1, states as follows:

19 "SECTION 1

20 "A physician shall be dedicated to providing competent  
21 medical service with compassion and respect for human  
22 dignity.

23 "1. The patient may place his/her trust in his/her  
24 psychiatrist knowing that the psychiatrist's ethics and  
25 professional responsibilities preclude him/her gratifying  
26 his/her own needs by exploiting the patient. This becomes  
27 particularly important because of the essentially private,  
28 highly personal, and sometimes intensely emotional nature of  
the relationship established with the psychiatrist."

Section 2, paragraphs 1 and 2, state, in pertinent  
part, as follows:

"SECTION 2

"A physician shall deal honestly with patients and  
colleagues, and strive to expose those physicians  
deficient in character or competence, or who engage in  
fraud or deception.



1 "1. The requirement that the physician conduct himself  
2 with propriety in his/her profession and in all the actions  
3 of his/her life is especially important in the case of the  
4 psychiatrist because the patient tends to model his/her  
5 behavior after that of his/her therapist by identification.  
6 Further, the necessary intensity of the therapeutic  
7 relationship may tend to activate sexual and other needs and  
8 fantasies on the part of both patient and therapist, while  
9 weakening the objectivity necessary for control. Sexual  
10 activity with a patient is unethical."

11 "2. The psychiatrist should diligently guard against  
12 exploiting information furnished by the patient and should  
13 not use the unique position of power afforded him/her by the  
14 psychotherapeutic situation to influence the patient in any  
15 way not directly relevant to the treatment goals."

16 STATEMENT OF FACTS - J.W.

17 12. Sometime in the summer of 1993 respondent  
18 undertook the care and treatment of J.W.<sup>2/</sup> for depression. From  
19 January 31, 1994, through December 16, 1994, respondent wrote  
20 eleven prescriptions of psychotropic<sup>3/</sup> drugs for J.W. From  
21 September 1, 1993, through August 22, 1994, respondent was J.W.'s  
22 treating psychiatrist and respondent billed for 17 sessions. In  
23 approximately August or September 1994, respondent began to date  
24 J.W. and then respondent moved into J.W.'s apartment in December  
25 1994.

26 13. On January 4, 1995, at approximately 2116 hours,  
27 J.W. and respondent were lying in bed together in J.W.'s  
28 apartment when J.W.'s ex-boyfriend entered the apartment and  
stabbed respondent eleven times, seriously injuring respondent.  
J.W. ran out into the street naked from the waist up, screaming

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2. Initials used to protect the privacy interests of the  
affected individual. The name will be provided through normal  
discovery.

3. These are drugs that affect mood such as  
antidepressants, antipsychotics, sedatives, stimulants and/or  
tranquilizers.

1 for help.

2 14. As of October 5, 1995, respondent was still living  
3 with J.W. at her apartment. It is unknown if and when therapy  
4 between J.W. and respondent terminated.

5

6 FIRST CAUSE FOR DISCIPLINARY ACTION

7 15. The allegations of paragraphs 12 through 14 are  
8 incorporated herein by reference.

9 16. Respondent's conduct, as set forth above,  
10 constitutes unprofessional conduct pursuant to sections 726  
11 (sexual misconduct) and section 729 (sexual contact with patient  
12 and/or former patient) by reason of the following acts or  
13 omissions:

14 A. Respondent failed to recognize his own wishes for  
15 personal involvement with J.W. as potentially endangering the  
16 patient's welfare and he allowed his own feelings to influence  
17 and/or interfere with the treatment of J.W.

18 B. Respondent failed to seek professional  
19 consultation or psychotherapy regarding his personal feelings  
20 toward J.W. from August or September 1994 through October of  
21 1995.

22 C. Respondent pursued a social and sexual  
23 relationship with J.W. while still treating J.W. in a  
24 psychotherapist-patient relationship.

25 D. If and when respondent terminated the  
26 psychotherapist-patient relationship, he did not allow adequate  
27 time to pass before commencing a social and sexual relationship  
28 with J.W.

1 17. Therefore, cause exists for disciplinary action  
2 pursuant to sections 726, 729 and 2234.

3 SECOND CAUSE FOR DISCIPLINARY ACTION

4 18. The allegations of paragraphs 12 through 14 are  
5 incorporated herein by reference.

6 19. The following indicates the prescriptions that  
7 respondent wrote or authorized for J.W.:

8	<u>Date</u>	<u>Drug</u>	<u>Amount</u>	<u>Strength</u>
9	1/31/94	Lorazepam	30	1 mg.
	3/22/94	Lorazepam	30	1 mg.
10	3/22/94	Mellaril	30	25 mg.
	3/22/94	Ativan	30	1 mg.
11	5/13/94	Ambien	7	10 mg.
	5/26/94	Tranxene	30	15 mg.
12	7/21/94	Lorazepam	30	1 mg.
	7/28/94	Lorazepam	60	1 mg.
13	8/29/94	Lorazepam	60	1 mg.
	11/5/94	Lorazepam	60	1 mg.
14	12/16/94	Ritalin	60	10 mg.

15 20. Respondent's conduct, as set forth above,  
16 constitutes unprofessional conduct pursuant to section 2242(a)  
17 (prescribing without a good faith prior examination and medical  
18 indication), and 2238 (violation of statutes of or regulations  
19 regulating dangerous drugs or controlled substances), and 2234(b)  
20 (gross negligence) and/or (d) (incompetence) and 2234  
21 (unprofessional conduct) by reason of the following acts or  
22 omissions:

23 A. Respondent failed to prepare and maintain adequate  
24 medical treatment records on J.W. relating to the drugs that he  
25 supplied and/or prescribed for her.

26 B. Respondent prescribed dangerous drugs and/or  
27 controlled substances for J.W. without a legitimately recognized  
28 medical indication and/or medical purpose.

1           21. Therefore, cause exists for disciplinary action  
2 pursuant to sections 2234, 2234(b) and/or (d), 2238, 2242(a) and  
3 4232.

4                           STATEMENT OF FACTS - J.J.

5           22. Respondent undertook the care and treatment of  
6 J.J. for depression from September 1989 through June 1990.  
7 Sometime during the month of March respondent began to hug J.J.  
8 during the therapeutic sessions.

9           23. On or about March 27, 1990, J.J. attended a 5:00  
10 p.m. therapy session with respondent. At the invitation of  
11 respondent, J.J. waited to visit respondent after he saw his last  
12 patient of the day. From approximately 7:00 p.m. to 9:40 p.m.,  
13 respondent and J.J. engaged in the following sexual activity:  
14 Respondent fondled J.J.'s breasts, respondent sucked J.J.'s  
15 nipples, respondent penetrated J.J.'s vagina with his finger, and  
16 J.J. stroked respondent's penis. Additionally, respondent lay on  
17 top of J.J. with his exposed penis which rubbed J.J.'s vagina.

18           24. At the next therapy session, J.J. requested that  
19 respondent arrange for her to talk to another mental health  
20 professional about their previous sexual encounter. Respondent  
21 indicated that there might be someone she could talk to who would  
22 come to the desert (Palm Springs) in the summer but that J.J.  
23 should not tell anyone in the valley in the meantime.

24           25. During the next couple of therapy sessions, J.J.  
25 insisted that respondent find someone for her to talk to about  
26 their sexual encounter. Respondent suggested J.J. see Jacquie  
27 Angove. When J.J. asked what mode of therapy Jacquie practiced,  
28 respondent told her Jacquie was a painter and not a therapist.

1                   26. In late April or early May 1990, J.J. and  
2 respondent went to Jacquie Angove's house. J.J. told Jacquie  
3 that she had seduced her doctor (referring to respondent) and  
4 Jacquie replied that if J.J. could do that then "Good for you."  
5 Later at the same house, J.J. lay down on her stomach and both  
6 Jacquie and respondent gave J.J. a back massage.

7                   THIRD CAUSE FOR DISCIPLINARY ACTION

8                   27. The allegations of paragraph 22 through 26 are  
9 incorporated herein by reference.

10                  28. Respondent's conduct, as set forth above,  
11 constitutes unprofessional conduct pursuant to sections 726  
12 (sexual misconduct) by reason of the following acts or omissions:

13                  A. Respondent failed to recognize his own wishes for  
14 personal involvement with J.J. as potentially endangering the  
15 patient's welfare and he allowed his own feelings to influence  
16 and/or interfere with the treatment of J.J.

17                  B. Respondent failed to seek professional  
18 consultation or psychotherapy regarding his personal feelings  
19 toward J.J. from March through June 1990.

20                  C. Respondent pursued a social and sexual  
21 relationship with J.J. while still treating J.J. in a  
22 psychotherapist-patient relationship.

23                  29. Therefore, cause exists for disciplinary action  
24 pursuant to sections 726 and 2234.

25                  WHEREFORE, complainant requests that the Board hold a  
26 hearing on the matters hereinabove alleged and after that hearing  
27 issue an order suspending or revoking physician's and surgeon's  
28 certificate No. G50024, heretofore issued to respondent Allen

1 Robert Doran, awarding reasonable costs of the investigation and  
2 enforcement of the case and taking such other actions as the  
3 Board deems proper.

4 Dated: July 15, 1976

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6

Ronald Joseph Faust  
RONALD JOSEPH, Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California

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Complainant

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