

FILED  
STATE OF CALIFORNIA  
MEDICAL BOARD OF CALIFORNIA  
SACRAMENTO JUNE 10 20 19  
BY ANDREA CERRENA ANALYST

1 XAVIER BECERRA  
Attorney General of California  
2 JUDITH T. ALVARADO  
Supervising Deputy Attorney General  
3 State Bar No. 155307  
California Department of Justice  
4 300 So. Spring Street, Suite 1702  
Los Angeles, CA 90013  
5 Telephone: (213) 269-6453  
Facsimile: (213) 897-9395  
6 *Attorneys for Complainant*

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

12 In the Matter of the Accusation Against:

Case No. 800-2016-023872

13 **Gurdev Singh Arora, M.D.**  
14 **38826 Cambria Way**  
**Palmdale, CA 93551-4078**

**A C C U S A T I O N**

15 **Physician's and Surgeon's Certificate**  
16 **No. A 53607,**

17 Respondent.

18  
19 Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer (Complainant) brings this Accusation solely in her official  
22 capacity as the Executive Director of the Medical Board of California, Department of Consumer  
23 Affairs (Board).

24 2. On or about October 12, 1994, the Medical Board issued Physician's and Surgeon's  
25 Certificate Number A 53607 to Gurdev Singh Arora, M.D. (Respondent). The Physician's and  
26 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought  
27 herein and expired on June 30, 2016, and has not been renewed.

28 ///

1 **JURISDICTION**

2 3. This Accusation is brought before the Board, under the authority of the following  
3 laws. All section references are to the Business and Professions Code unless otherwise indicated.

4 4. Section 118 of the Code states:

5 “(a) The withdrawal of an application for a license after it has been filed with a board in  
6 the department shall not, unless the board has consented in writing to such withdrawal, deprive  
7 the board of its authority to institute or continue a proceeding against the applicant for the denial  
8 of the license upon any ground provided by law or to enter an order denying the license upon any  
9 such ground.

10 “(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a  
11 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by  
12 order of a court of law, or its surrender without the written consent of the board, shall not, during  
13 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its  
14 authority to institute or continue a disciplinary proceeding against the licensee upon any ground  
15 provided by law or to enter an order suspending or revoking the license or otherwise taking  
16 disciplinary action against the licensee on any such ground.

17 “(c) As used in this section, ‘board’ includes an individual who is authorized by any  
18 provision of this code to issue, suspend, or revoke a license, and ‘license’ includes ‘certificate,’  
19 ‘registration,’ and ‘permit.’”

20 5. Section 2227 of the Code states:

21 “(a) A licensee whose matter has been heard by an administrative law judge of the Medical  
22 Quality Hearing Panel as designated in Section 11371 of the Government Code, or whose default  
23 has been entered, and who is found guilty, or who has entered into a stipulation for disciplinary  
24 action with the board, may, in accordance with the provisions of this chapter:

25 “(1) Have his or her license revoked upon order of the board.

26 “(2) Have his or her right to practice suspended for a period not to exceed one year upon  
27 order of the board.

28 ///

1           “(3) Be placed on probation and be required to pay the costs of probation monitoring upon  
2 order of the board.

3           “(4) Be publicly reprimanded by the board. The public reprimand may include a  
4 requirement that the licensee complete relevant educational courses approved by the board.

5           “(5) Have any other action taken in relation to discipline as part of an order of probation, as  
6 the board or an administrative law judge may deem proper.

7           “(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical  
8 review or advisory conferences, professional competency examinations, continuing education  
9 activities, and cost reimbursement associated therewith that are agreed to with the board and  
10 successfully completed by the licensee, or other matters made confidential or privileged by  
11 existing law, is deemed public, and shall be made available to the public by the board pursuant to  
12 Section 803.1.”

13           6. Section 2004 of the Code states:

14           “The board shall have the responsibility for the following:

15           “(a) The enforcement of the disciplinary and criminal provisions of the Medical Practice  
16 Act.

17           “(b) The administration and hearing of disciplinary actions.

18           “(c) Carrying out disciplinary actions appropriate to findings made by a panel or an  
19 administrative law judge.

20           “(d) Suspending, revoking, or otherwise limiting certificates after the conclusion of  
21 disciplinary actions.

22           “(e) Reviewing the quality of medical practice carried out by physician and surgeon  
23 certificate holders under the jurisdiction of the board.

24           “(f) Approving undergraduate and graduate medical education programs.

25           “(g) Approving clinical clerkship and special programs and hospitals for the programs in  
26 subdivision (f).

27           “(h) Issuing licenses and certificates under the board’s jurisdiction.

28           “(i) Administering the board’s continuing medical education program.”

1       7. Section 820 of the Code states:

2           “Whenever it appears that any person holding a license, certificate or permit under this  
3 division or under any initiative act referred to in this division may be unable to practice his or her  
4 profession safely because the licentiate’s ability to practice is impaired due to mental illness, or  
5 physical illness affecting competency, the licensing agency may order the licentiate to be  
6 examined by one or more physicians and surgeons or psychologists designated by the agency.  
7 The report of the examiners shall be made available to the licentiate and may be received as direct  
8 evidence in proceedings conducted pursuant to Section 822.”

9       8. Section 822 of the Code states:

10        “If a licensing agency determines that its licentiate’s ability to practice his or her profession  
11 safely is impaired because the licentiate is mentally ill, or physically ill affecting competency, the  
12 licensing agency may take action by any one of the following methods:

13        “(a) Revoking the licentiate’s certificate or license.

14        “(b) Suspending the licentiate’s right to practice.

15        “(c) Placing the licentiate on probation.

16        “(d) Taking such other action in relation to the licentiate as the licensing agency in its  
17 discretion deems proper.

18        “The licensing section shall not reinstate a revoked or suspended certificate or license until  
19 it has received competent evidence of the absence or control of the condition which caused its  
20 action and until it is satisfied that with due regard for the public health and safety the person’s  
21 right to practice his or her profession may be safely reinstated.”

22                                           **CAUSE FOR DISCIPLINE**

23                                           **(Inability to Safely Practice Medicine)**

24        9. Respondent is subject to disciplinary action under sections 820 and 822 of the Code  
25 in that he is unable to safely practice medicine because he is mentally impaired. The  
26 circumstances are as follows:

27        ///

28        ///

1 10. Between April and October 2016, Respondent was arrested on three separate  
2 occasions for violations of the Penal Code, including battery on a spouse, violating a protective  
3 order and inflicting corporal injury on a spouse.

4 11. While investigating these arrests the Board learned that Respondent was suffering  
5 from severe depression and had been hospitalized for depression with agitation.

6 12. Respondent underwent a psychiatric evaluation at the Board's request, pursuant to  
7 section 820 of the Code with L.B, M.D., a psychiatrist. Dr. L.B. issued a report dated April 1,  
8 2019. Dr. L.B. found that Respondent suffers from several disabling conditions. He has  
9 Dependent Personality Disorder, poor judgment and there is evidence of cognitive impairment in  
10 both short term and long term memory. Respondent also demonstrated visuospatial construction  
11 problems and problems with concrete thinking, indicating cognitive problems in more than one  
12 area.

13 13. Dr. L.B. concluded that Respondent is not mentally competent to practice medicine.  
14 According to Dr. L.B, Respondent cannot practice, even with supervision. Were Respondent to  
15 resume the practice of medicine, he would be a danger to the public health, safety and welfare.

16 **PRAYER**

17 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
18 and that following the hearing, the Medical Board of California issue a decision:

- 19 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 53607,  
20 issued to Gurdev Singh Arora, M.D.;
- 21 2. Revoking, suspending or denying approval of Gurdev Singh Arora, M.D.'s authority  
22 to supervise physician assistants and advanced practice nurses;
- 23 3. Ordering Gurdev Singh Arora, M.D., if placed on probation, to pay the Board the  
24 costs of probation monitoring; and

25 ///

26 ///


27 ///

28 ///

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

4. Taking such other and further action as deemed necessary and proper.

DATED: June 10, 2019

  
KIMBERLY KIRCHMEYER  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

LA2019501650