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

12 In the Matter of the Accusation Against:
13
14 **DAVID LEROY SPRENGER, M.D.**
7601 Hospital Dr., Ste. 202
Sacramento, CA 95823-5408

Case No. 800-2019-058419

ACCUSATION

15 **Physician's and Surgeon's Certificate**
16 **No. G 87304,**

17 Respondent.

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20 **PARTIES**

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

24 2. On or about August 20, 2004, the Board issued Physician's and Surgeon's Certificate
25 Number G 87304 to David Leroy Sprenger, M.D. (Respondent). The Physician's and Surgeon's
26 Certificate was in full force and effect at all times relevant to the charges brought herein and will
27 expire on January 31, 2022, unless renewed.

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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 (Code) unless otherwise
4 indicated.

5 4. Section 2227 of the Code provides that a licensee who is found guilty under the
6 Medical Practice Act may have his or her license revoked, suspended for a period not to exceed
7 one year, placed on probation and required to pay the costs of probation monitoring, or such other
8 action taken in relation to discipline as the Board deems proper.

9 5. Section 820 of the Code states:

10 "Whenever it appears that any person holding a license, certificate or permit under this
11 division or under any initiative act referred to in this division may be unable to practice his or her
12 profession safely because the licentiate's ability to practice is impaired due to mental illness, or
13 physical illness affecting competency, the licensing agency may order the licentiate to be
14 examined by one or more physicians and surgeons or psychologists designated by the agency.
15 The report of the examiners shall be made available to the licentiate and may be received as direct
16 evidence in proceedings conducted pursuant to Section 822."

17 6. Section 822 of the Code states:

18 If a licensing agency determines that its licentiate's ability to practice his or her
19 profession safely is impaired because the licentiate is mentally ill, or physically ill
20 affecting competency, the licensing agency may take action by any one of the
21 following methods:

22 (a) Revoking the licentiate's certificate or license.

23 (b) Suspending the licentiate's right to practice.

24 (c) Placing the licentiate on probation.

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

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

1 7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
2 administrative law judge to direct a licensee found to have committed a violation or violations of
3 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
4 enforcement of the case, with failure of the licensee to comply subjecting the license to not being
5 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
6 included in a stipulated settlement.

7 FACTUAL ALLEGATIONS

8 8. On or about July 17, 2019, Respondent was in a motorized bicycle accident, causing
9 multiple traumatic injuries that required hospitalization. During his hospital course, he suffered a
10 stroke.

11 9. On or about August 7, 2019, Medical Board of California received an anonymous
12 complaint alleging that Respondent was incapacitated and that his medical corporation was
13 operating without a current medical director. The Medical Board commenced an investigation,
14 during which Respondent was interviewed and voluntarily agreed to submit to a mental
15 evaluation.

16 10. On or about May 12, 2021, Respondent was evaluated by a clinical
17 neuropsychologist. The neuropsychologist conducted a clinical interview with Respondent and
18 performed a full neuropsychological evaluation, including a battery of tests designed to measure
19 cognitive function. Following the assessment, the psychologist diagnosed Respondent with
20 Major Vascular Neurocognitive Disorder, secondary to stroke. The neuropsychologist concluded
21 that Respondent's condition has caused significant impairments in the moderate to severe range.
22 These impairments include loss of executive functions in areas such as sustained attention and
23 concentration, distractibility, new learning, sequencing, visual scanning, and abstract thinking.
24 The neuropsychologist opined that these are indications of significant cerebral trauma. As a
25 result of these impairments, the neuropsychologist concluded that Respondent's ability to practice
26 medicine is impaired at this time and that Respondent is not able to practice medicine safely.

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CAUSE FOR ACTION

(Mental Illness and/or Physical Illness Affecting Competency)

11. Respondent's Physician's and Surgeon's Certificate Number G 87304 is subject to action under section 822 in that he is not able to practice medicine safely as he suffers from a mental illness and/or physical illness that affects his competency to practice medicine.


12. Paragraphs 8 through 10, above, are hereby incorporated by reference and realleged as if fully set forth herein.

PRAYER

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

- 1. Revoking or suspending Physician's and Surgeon's Certificate Number G 87304, issued to Respondent David Leroy Sprenger, M.D.;
- 2. Revoking, suspending or denying approval of Respondent David Leroy Sprenger, M.D.'s authority to supervise physician assistants and advanced practice nurses;
- 3. Ordering Respondent David Leroy Sprenger, M.D., to pay the Board the costs of the investigation and enforcement of this case, and if placed on probation, the costs of probation monitoring; and
- 4. Taking such other and further action as deemed necessary and proper.

DATED: DEC 31 2021

for: 
 WILLIAM PRASIFKA
 Executive Director
 Medical Board of California
 Department of Consumer Affairs
 State of California
 Complainant

Reji Varghese
Deputy Director

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