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

12 In the Matter of the Accusation Against:

Case No. 800-2020-064426

13 **Kamal Bijanpour, M.D.**  
14 **3605 Long Beach Blvd., Suite 304**  
**Long Beach, CA 90807**

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

15 **Physician's and Surgeon's Certificate**  
16 **No. A 109162,**

17 Respondent.

18  
19 **PARTIES**

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

23 2. On or about August 12, 2009, the Medical Board issued Physician's and Surgeon's  
24 Certificate Number A 109162 to Kamal Bijanpour, M.D. (Respondent). The Physician's and  
25 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought  
26 herein and will expire on February 28, 2023, unless renewed.

27 **JURISDICTION**

28 3. This Accusation is brought before the Board, under the authority of the following

1 laws. All section references are to the Business and Professions Code (Code) unless otherwise  
2 indicated.

3 4. Section 2004 of the Code provides that the Board shall have the responsibility for the  
4 enforcement of the disciplinary provisions of the Medical Practice Act.

5 5. 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 **STATUTORY PROVISIONS**

10 6. Section 820 of the Code states:

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

19 7. Section 822 of the Code states:

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

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

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

26 (c) Placing the licentiate on probation.

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

The licensing section shall not reinstate a revoked or suspended certificate or  
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.

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1 FACTUAL ALLEGATIONS

2 8. On June 23, 2020, Respondent underwent a voluntary psychiatric evaluation. The  
3 evaluation included an interview, the administration of psychological tests, and a review of  
4 records. The evaluating psychiatrist determined that Respondent suffers from a mental illness  
5 that renders him unable to safely practice medicine unless certain conditions are in place.

6 9. On or about September 18, 2019, search warrants were executed by U.S. Department  
7 of Homeland Security, Homeland Security Investigations (HSI) at Respondent's residences and  
8 vehicle. A total of 13 firearm suppressors, commonly known as silencers, were seized. An AK-  
9 47 type assault weapon, two Mossberg 800 shotguns, two Remington 870 shotguns, and a PTR-  
10 90 assault weapon were among the 17 firearms seized. The firearms were registered to  
11 Respondent. Methamphetamine was also found on the premises, requiring the seizure of the  
12 firearms. Thereafter, a Criminal Complaint in Case Number 19MJ03956 was filed in United  
13 States District Court, Central District, alleging that Respondent had violated 26 U.S.C. § 5861(d),  
14 Possession of an Unregistered Firearm Suppressor.

15 10. On or about February 7, 2020, the Medical Board of California-Central Complaint  
16 Unit (MBC-CCU) received an anonymous online complaint regarding Respondent alleging that  
17 he had been arrested and charged with a Federal crime.

18 11. On or about May 6, 2020, an investigator with the Department of Consumer Affairs,  
19 Division of Investigation, Health Quality Investigation Unit (HQIU) sent Respondent a certified  
20 letter with Voluntary Agreements for Mental and Physical Examination forms, along with  
21 Business and Professions Code sections 820, 821, 822, and 823 to his address of record. A  
22 stamped self-addressed envelope was enclosed.

23 12. On or about May 19, 2020, the HQIU investigator received the signed Voluntary  
24 Agreements for Mental and Physical Examination forms from Respondent. Subsequently,  
25 arrangements were made for Respondent to receive a physical examination and a psychiatric  
26 evaluation.

27 13. On or about June 16, 2020, Respondent underwent a physical examination, including  
28 a urine toxicology screening, by a Board approved physician. Respondent reported using

1 Suboxone 4 mg in the morning and 2 mg in the evening for chronic back pain and Adderall IR 20  
2 mg daily under the care of a physician and a psychiatrist. A 14-point review of systems was  
3 significant mainly for a history of chronic low back pain. At the request of the HQUI  
4 investigator, Respondent provided a witnessed urine sample for a toxicology screen, the results of  
5 which were negative. The examining physician noted that Respondent reported taking Suboxone  
6 and Adderall but he did not report a diagnosis of Attention Deficit Disorder or Attention Deficit  
7 Hyperactivity Disorder to explain the use of Adderall. The witnessed urine toxicology was  
8 negative for Buprenorphine, Amphetamines and Methamphetamine.

9 14. The examining physician concluded in his June 17, 2020, report that Respondent does  
10 not have a physical illness or condition that impacts his ability to safely engage in the practice of  
11 medicine and that it did not appear that Respondent's presentation was possibly due to a mental  
12 illness. However, he supported the requirement of a mental examination given Respondent's  
13 reported use of Adderall. The physician examiner did not believe that Respondent had a physical  
14 illness or condition which required monitoring, treatment, oversight or other terms and conditions  
15 in order to practice medicine safely.

16 15. On or about June 23, 2020, as noted above, a comprehensive psychiatric evaluation of  
17 Respondent was performed by a psychiatrist over the course of three hours. That evaluation  
18 included psychological testing and urine alcohol/drug testing.

19 16. The psychiatric evaluator concluded that Respondent needs to follow certain  
20 treatment recommendations in order to be safe to practice medicine. Respondent has a history of  
21 trauma and is under a number of stressors that if untreated, would negatively impact his ability to  
22 safely engage in the practice of medicine. His history of trauma and stressors require monitoring  
23 and more aggressive mental health treatment than he is receiving now, including a yearlong  
24 course of psychotherapy, with frequency of weekly visits, continued substance abuse treatment,  
25 and random urine drug screens. In addition, since he does not have a legitimate diagnosis of  
26 ADHD to support his continuing use of Adderall, he should obtain a second psychiatric opinion  
27 regarding his diagnosis of ADHD and the need for Adderall. Respondent should also obtain a  
28 second medical opinion to determine whether his continued use of opiates for pain is medically

1 indicated. With Respondent following these treatment recommendations, from a psychiatric  
2 standpoint, Respondent should be able to practice medicine safely.

3 **CAUSE FOR DISCIPLINE**

4 **(Impairment of Ability to Practice Medicine Safely)**

5 17. Respondent Kamal Bijanpour, M.D. is subject to disciplinary action under section  
6 822 of the Code in that he suffers from a mental illness that renders him unable to safely practice  
7 medicine. The circumstances are as follows:


8 18. The facts and circumstances alleged in paragraphs 8 through 16 above are  
9 incorporated here as if fully set forth.

10 **PRAYER**

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

- 13 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 109162,  
14 issued to Kamal Bijanpour, M.D.;
- 15 2. Revoking, suspending or denying approval of Kamal Bijanpour, M.D.'s authority to  
16 supervise physician assistants and advanced practice nurses;
- 17 3. Ordering Kamal Bijanpour, M.D., if placed on probation, to pay the Board the costs  
18 of probation monitoring; and
- 19 4. Taking such other and further action as deemed necessary and proper.

20  
21 DATED: MAR 19 2021

22   
23 WILLIAM PRASIFKA  
24 Executive Director  
25 Medical Board of California  
26 Department of Consumer Affairs  
27 State of California  
28 Complainant

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