

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

In the Matter of the Accusation)	
Against:)	
)	
)	
REY DEAN CONARD, M.D.)	Case No. 8002014010152
)	
Physician's and Surgeon's)	
Certificate No. G28049)	
)	
Respondent)	
_____)	

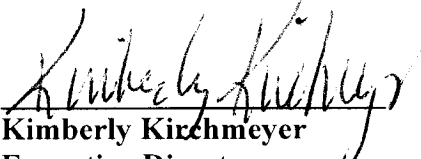
DECISION

The attached Stipulated Surrender of License is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on May 27, 2015.

IT IS SO ORDERED May 20, 2015.

MEDICAL BOARD OF CALIFORNIA

By: 
Kimberly Kirchmeyer
Executive Director

1 KAMALA D. HARRIS
Attorney General of the State of California
2 JANE ZACK SIMON (SBN 116564)
Supervising Deputy Attorney General
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5 *Attorneys for Complainant*
6 *Medical Board of California*

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.: 800-2014-010152

13 **REY DEAN CONARD, M.D.**
5901 King Trail
Corpus Christi, TX 78414

**STIPULATED SURRENDER OF
LICENSE**

14 Physician's and Surgeon's Certificate No. G28049

15
16 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
17 proceeding, that the following matters are true:

18 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical
19 Board of California. This action has at all times been maintained solely in the official capacity of
20 the Executive Director of the Medical Board of California, who is represented by Kamala D.
21 Harris, Attorney General of the State of California, by Jane Zack Simon, Supervising Deputy
22 Attorney General.

23 2. Rey Dean Conard, M.D. (Respondent) is representing himself in this proceeding.
24 His current address is 5324 Kibler Road, Van Buren, Arkansas 72956.

25 3. Respondent has received, read and understands the Accusation which is presently
26 on file and pending in case number 800-2014-010152 (Accusation) a copy of which is attached as
27 Exhibit A.

1 4. Respondent has carefully read and understands the charges and allegations in the
2 Accusation. Respondent also has carefully read and understands the effects of this Stipulated
3 Surrender of License (Stipulation.)

4 5. Respondent is fully aware of his legal rights in this matter, including the right to a
5 hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at
6 his own expense; the right to confront and cross-examine the witnesses against him; the right to
7 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel
8 the attendance of witnesses and the production of documents; the right to reconsideration and
9 court review of an adverse decision; and all other rights accorded by the California
10 Administrative Procedure Act and other applicable laws.

11 6. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
12 every right set forth above.

13 7. Respondent agrees that based on the action taken by the Department of the Navy
14 as alleged in the Accusation, and not on any acts or conduct which occurred in California, cause
15 exists to discipline his California physician's and surgeon's certificate pursuant to Business and
16 Professions Code sections 141 and 2305. Respondent has no present plans to relocate to
17 California; he wishes to surrender his California license at this time.

18 8. Pursuant to section 2224(b) of the Business and Professions Code, this Stipulation
19 for Surrender of License shall be subject to the approval of the Board. Respondent understands
20 and agrees that the Medical Board's staff and counsel for Complainant may communicate directly
21 with the Board regarding this Stipulation without notice to or participation by Respondent. By
22 signing this Stipulation, Respondent understands and agrees that he may not withdraw his
23 agreement or seek to rescind the Stipulation prior to the time the Board considers and acts upon it.
24 In the event that this Stipulation is rejected for any reason by the Board, it will be of no force or
25 effect for either party. The Board will not be disqualified from further action in this matter by
26 virtue of its consideration of this Stipulation.

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1 9. Upon acceptance of this Stipulation by the Board, Respondent understands that he
2 will no longer be permitted to practice as a physician and surgeon in California, and also agrees to
3 surrender and cause to be delivered to the Board any license and wallet certificate in his
4 possession before the effective date of the decision.

5 10. The admissions made by Respondent herein are only for the purposes of this
6 proceeding, or any other proceedings in which the Medical Board or other professional licensing
7 agency is involved, and shall not be admissible in any other criminal or civil proceeding.

8 11. Respondent fully understands and agrees that if he ever files an application for
9 relicensure or reinstatement in the State of California, the Board shall treat it as a petition for
10 reinstatement, and Respondent must comply with all laws, regulations and procedures for
11 reinstatement of a revoked or surrendered license in effect at the time the petition is filed.

12 12. Respondent understands that he may not petition for reinstatement as a physician
13 and surgeon for a period of three (3) years from the effective date of his surrender. Information
14 gathered in connection with Accusation number 800-2014-010152 may be considered by the
15 Board in determining whether or not the grant the petition for reinstatement. For the purposes of
16 the reinstatement hearing, the allegations contained in Accusation number 800-2014-010152 shall
17 be deemed to be admitted by Respondent, and Respondent waives any and all defenses based on a
18 claim of laches or the statute of limitations.

19 13. The parties understand and agree that facsimile or electronic copies of this
20 Stipulated Surrender of License, including facsimile or electronic signatures thereto, shall have
21 the same force and effect as the originals.

22 ACCEPTANCE


23 I have carefully read the above Stipulated Surrender of License. I enter into it freely and
24 voluntarily and with full knowledge of its force and effect do hereby surrender my Physician and
25 Surgeon's Certificate Number G28049 to the Medical Board of California, for its formal
26 acceptance. By signing this stipulation to surrender my license, I recognize that upon its formal

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1 acceptance by the Board, I will lose all rights and privileges to practice as a physician and
2 surgeon in the State of California and I also will cause to be delivered to the Board any license
3 and wallet certificate in my possession before the effective date of the decision.

4 DATED: 26 April 2015


REY DEAN CONARD, M.D.
Respondent

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7 **ENDORSEMENT**

8 The foregoing Stipulated Surrender of License is hereby respectfully submitted for
9 consideration by the Medical Board of California.

10 DATED: May 6, 2015

KAMALA D. HARRIS
Attorney General of the State of California


JANE ZACK SIMON
Deputy Attorney General
Attorneys for Complainant

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EXHIBIT A

1 KAMALA D. HARRIS
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2 JANE ZACK SIMON
Supervising Deputy Attorney General
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6 *Attorneys for Complainant*

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO *Mar. 30 20 15*
BY *[Signature]* ANALYST

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

10
11 In the Matter of the Accusation Against:

Case No. 800-2014-010152

12 **REY DEAN CONARD, M.D.**
13 5901 King Trail
Corpus Christi, TX 78414

A C C U S A T I O N

14 Physician's and Surgeon's
15 Certificate No. G28049

16 Respondent.

17
18 The Complainant alleges:

19 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board
20 of California, Department of Consumer Affairs (Board), and brings this Accusation solely in her
21 official capacity.

22 2. On September 5, 1974, Physician's and Surgeon's Certificate No. G28049 was issued
23 by the Medical Board of California to Rey Dean Conard, M.D. (Respondent.) The certificate is
24 delinquent, having expired on November 30, 2012.

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JURISDICTION

1 3. This Accusation is brought before the Medical Board of California (Board) under
2 the authority of the following sections of the California Business and Professions Code (Code)
3 and/or other relevant statutory enactment:

4 A. Section 2227 of the Code provides in part that the Board may revoke,
5 suspend for a period not to exceed one year, or place on probation, the license of any
6 licensee who has been found guilty under the Medical Practice Act, and may recover the
7 costs of probation monitoring.

8 B. Section 2305 of the Code provides, in part, that the revocation, suspension,
9 or other discipline, restriction or limitation imposed by another state upon a license to
10 practice medicine issued by that state, or the revocation, suspension , or restriction of the
11 authority to practice medicine by any agency of the federal government, that would have
12 been grounds for discipline in California under the Medical Practice Act, constitutes
13 grounds for discipline for unprofessional conduct.

14 C. Section 141 of the Code provides:

15 “(a) For any licensee holding a license issued by a board under the
16 jurisdiction of a department, a disciplinary action taken by another state, by any
17 agency of the federal government, or by another country for any act substantially
18 related to the practice regulated by the California license, may be ground for
19 disciplinary action by the respective state licensing board. A certified copy of the
20 record of the disciplinary action taken against the licensee by another state, an
21 agency of the federal government, or by another country shall be conclusive
22 evidence of the events related therein.

23 “(b) Nothing in this section shall preclude a board from applying a
24 specific statutory provision in the licensing act administered by the board that
25 provides for discipline based upon a disciplinary action taken against the licensee
26 by another state, an agency of the federal government, or another country.”

FIRST CAUSE FOR DISCIPLINE

(Discipline, Restriction, or Limitation Imposed by Another State)

27 4. On June 20, 2012, the Department of the Navy summarily suspended
28 Respondent’s clinical privileges based on concerns of medical impairment. Thereafter, an April
11, 2013, Notice of Final Decision was issued. The Notice of Final Decision concluded that
Respondent was medically impaired as a result of Small Vessel Cerebrovascular Disease and
unable to safely carry out all of the clinical duties of a psychiatrist. Respondent’s clinical

1 privileges were permanently reduced. The limits on Respondent's privileges included: He was to
2 work no more than two half-days per week with review of his cases by a supervising psychiatrist;
3 restrictions were imposed on the complexity of patients seen by Respondent; and, follow up
4 neuropsychological testing was recommended.

5 5. Respondent's conduct and the action of the Department of the Navy as set forth in
6 paragraph 4, above, constitute unprofessional conduct within the meaning of section 2305 and
7 conduct subject to discipline within the meaning of section 141(a).

8 **PRAYER**

9 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein
10 alleged, and that following the hearing, the Board issue a decision:

- 11 1. Revoking or suspending Physician's and Surgeon's Certificate Number G28049
12 issued to respondent Rey Dean Conard, M.D.;
- 13 2. Revoking, suspending or denying approval of Respondent's authority to supervise
14 physician assistants;
- 15 3. Ordering Respondent, if placed on probation, to pay the costs of probation
16 monitoring; and
- 17 4. Taking such other and further action as the Board deems necessary and proper.

18 DATED: March 30, 2015

19 
20 **KIMBERLY KIRCHMEYER**
21 Executive Director
22 Medical Board of California
23 Department of Consumer Affairs
24 State of California

25 Complainant
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