

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF MEDICINE**

**Commonwealth of Pennsylvania
Bureau of Professional and
Occupational Affairs**

vs.

**David Louis Hoban, M.D.
Respondent**

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**Docket No. 2242 -49-10
File No. 10-49-07759**

2012 JUN 25 10 57 AM
PROF-OCNOMY
DOJ

CONSENT AGREEMENT AND ORDER

The Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs ("Commonwealth") and **David Louis Hoban, M.D.** ("Respondent") stipulate as follows in settlement of the above-captioned case.

1. This matter is before the State Board of Medicine ("Board") pursuant to the Medical Practice Act, Act of December 20, 1985, P.L. 457, No. 112, as amended, (Act), 63 P.S. §§ 422.1 to 422.53 and the Medical Care Availability and Reduction of Error (MCARE) Act, Act of March 20, 2002, P.L. 154, No. 13, 40 P.S. §§1303.101-1303.910, 63 P.S. §§ 422.1 - 422.53 & 40 P.S. §§ 1303.101-1303.910 and the Act of July 2, 1993, P.L. 345, No. 48 (ACT 48), 63 P.S. §§ 2201-2207, *as amended*.

2. At all relevant and material times, Respondent held the following license to practice as a medical physician and surgeon in the Commonwealth of Pennsylvania: license no. MD011809E, which was originally issued on July 1, 1970, and which expired on December 31, 1998

3. The Respondent admits that the following allegations are true:

a. Respondent's license may be reactivated, renewed, or reinstated upon the filing of the appropriate documentation and payment of the necessary fees.

b. Respondent's last known office address, as on file with the Board is:
831 Riverside, Santa Cruz, CA 95060.

c. On or about December 22, 2009, in the Superior Court of California, County of Monterey, at Case No. SS082797A, Respondent pled no contest to a misdemeanor charge of Destroying/Altering/Etc. Public Records, Etc., in violation of GC6201.

d. As a result, Respondent was assessed restitution totaling \$42,425.00 and ordered to perform an unspecified number of hours of volunteer/community service.

e. True and correct copies of Respondent's plea documents are attached and incorporated as **Exhibit A**.

f. On or about July 20, 2010, at Case No. 03-2010-204516, the Medical Board of California issued an Accusation charging Respondent with Sections 2236.1 and 2261 of the Business and Professions Code.

g. Paragraph 9 of the Accusation reads in pertinent part: "Between March 1, 2007, through June 30, 2007, respondent fraudulently billed or caused to be billed 241.8 hours of work which respondent did not actually provide. In addition, on fifteen separate dates during this same time period respondent falsified the SVSP Contractor/Volunteer Logs, documenting entry to and exit from the prison grounds, by entering an exit time later than the actual time he had left the prison grounds."

h. A true and correct copy of the Accusation is attached and incorporated as **Exhibit B**.

i. Based upon the foregoing Factual Allegations, the Board is authorized to suspend or revoke, or otherwise restrict Respondent's license under 63 P.S. §422.41(3) of the Medical Practice Act, or impose a civil penalty under Section 5(b) of ACT 48, 63 P.S. § 2205(b), because Respondent was convicted of a misdemeanor relating to a health profession in the courts of this Commonwealth, a Federal court or a court of any other state, territory or country.

4. The Commonwealth alleges that the Board is authorized to suspend, revoke, or otherwise restrict Respondent's license under Section 39 through 42 of the Act, 63 P.S. § 422.39-422.42, and/or impose a civil penalty and/or the costs of investigation upon Respondent under Section 5(b)(4 and/or 5) of ACT 48, 63 P.S. § 2205(b)(4 and/or 5), because Respondent violated the Act at:

a. Section 41(3) of the Medical Practice Act because Respondent was convicted of a misdemeanor relating to a health profession in the courts of this Commonwealth, a Federal court or a court of any other state, territory or country.

5. The parties, intending to be legally bound, consent to the issuance of the following Order in settlement of this matter:

a. The Board finds that it is authorized to suspend, revoke, or otherwise restrict Respondent's license under Section 39 through 42 of the Act, 63 P.S. §§ 422.39-422.42, and/or impose a civil penalty and/or the costs of investigation upon Respondent under Section 5(b)(4 and/or 5) of ACT 48, 63 P.S. § 2205(b)(4 and/or 5), because Respondent violated the Act at:

(1) Section 41(3) of the Medical Practice Act
because Respondent was convicted of a misdemeanor
relating to a health profession in the courts of this
Commonwealth, a Federal court or a court of any other
state, territory or country

b. Respondent agrees to the **PERMANENT VOLUNTARY
SURRENDER** of his license to practice as a physician in the Commonwealth of
Pennsylvania, License No. MD011809E.

c. This action is reportable to entities including, but not limited to, the
Healthcare Integrity and Protection Data Bank, the licensing authority of any state
or jurisdiction, governmental entities including federal and state agencies, and any
private or public health care agency.

d. This case shall be deemed settled and discontinued upon the Board
issuing an Order adopting this Consent Agreement.

ADMISSIBILITY OF CONSENT AGREEMENT IN FUTURE PROCEEDINGS

6. Respondent agrees that if Respondent is charged with a violation of an Act enforced
by this Board in the future, this Consent Agreement and Order shall be admitted into evidence
without objection in that proceeding.

ACKNOWLEDGMENT OF RIGHT TO ATTORNEY

7. Respondent acknowledges that he is aware that he has the right to consult with,
and/or be represented by, private legal counsel of Respondent's choosing and at Respondent's
expense when reviewing, considering and accepting the terms of this Consent Agreement. To

the extent that Respondent is not represented by legal counsel, Respondent has knowingly elected to proceed without the assistance of legal counsel.

**WAIVER OF CLAIM OF COMMINGLING
AND OTHER CONSTITUTIONAL CLAIMS**

8. Respondent expressly waives any constitutional rights and issues, such as commingling of prosecutorial and adjudicative functions by the Board or its counsel, which may arise or have arisen during the negotiation, preparation and/or presentation of this Consent Agreement. Respondent specifically agrees that if the Board rejects this agreement, it may assume that the facts and averments as alleged in this Consent Agreement are true and correct for the limited purpose of recommending a sanction, based on those assumed facts that would be acceptable to the Board before hearing the case. In the event that the Board does assume the facts and averments as alleged in this Consent Agreement are true for purposes of making a recommendation as to an acceptable sanction, such action shall not constitute commingling of prosecutorial and adjudicative functions by the Board or its counsel, and the Respondent expressly waives any constitutional rights and issues related to alleged commingling, bias, or violation of due process rights to have an unbiased and impartial adjudicator in any subsequent hearing. If a hearing is subsequently held, neither this Consent Agreement nor the proposed terms of settlement may be admitted into evidence and any facts, averments, and allegations contained in the Consent Agreement must be proven at hearing unless otherwise separately stipulated. This paragraph is binding on the participants even if the Board does not approve this Consent Agreement.

NO MODIFICATION OF ORDER

9. Respondent agrees, as a condition of entering into this Consent Agreement, not to seek modification at a later date of the Stipulated Order adopting and implementing this Consent Agreement without first obtaining the express written concurrence of the Prosecution Division.

AGREEMENT NOT BINDING ON OTHER PARTIES

10. The Office of General Counsel has approved this Consent Agreement as to form and legality; however, this Consent Agreement shall have no legal effect unless and until the Board issues the stipulated Order.

EFFECT OF BOARD'S REJECTION OF CONSENT AGREEMENT

11. Should the Board not approve this Consent Agreement, presentation to and consideration of this Consent Agreement and other documents and matters by the Board shall not prejudice the Board or any of its members from further participation in the adjudication of this matter. This paragraph is binding on the participants even if the Board does not approve this Consent Agreement.

ENTIRE AGREEMENT

12. This agreement contains the whole agreement between the participants; provided however, that the captions printed in the various provisions of this agreement are for ease of reading only and are not to be interpreted as forming any part of this agreement. There is no other terms, obligations, covenants, representations, statements or conditions, or otherwise, of any kind whatsoever concerning this agreement.

**AGREEMENT DOES NOT PREVENT ADDITIONAL
DISCIPLINE BASED ON OTHER COMPLAINTS**

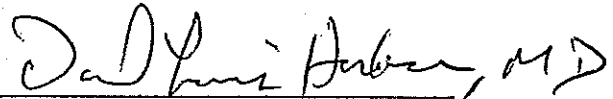
13. Nothing in this Order shall preclude the Prosecution Division for the Commonwealth from filing charges or the Board from imposing disciplinary or corrective measures for violations or facts not contained in this Consent Agreement;

VERIFICATION OF FACTS AND STATEMENTS

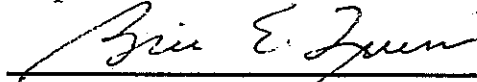
14. Respondent verifies that the facts and statements set forth in this Consent Agreement are true and correct to the best of Respondent's knowledge, information and belief. Respondent understands that statements in this Consent Agreement are made subject to the criminal penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.



Andrew Demarest, Esquire
Prosecuting Attorney
Department of State



David Louis Hoban, M.D.
Respondent



Brian E. Quinn, Esquire
Attorney for Respondent

DATED: 12/28/11

DATED: 12-16-11

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF MEDICINE**

Commonwealth of Pennsylvania
Bureau of Professional and
Occupational Affairs

vs.

David Louis Hoban, M.D.
Respondent

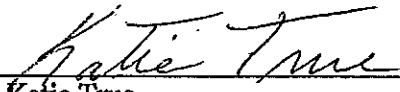
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: File No. 10-49-07759
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ORDER

AND NOW, this 24th day of Jan. 2012 the STATE BOARD OF MEDICINE
("Board") adopts and approves the foregoing Consent Agreement and incorporates the terms of
paragraph 5, which shall constitute the Board's Order and is now issued in resolution of this
matter.

This Order shall take effect immediately.

**BUREAU OF PROFESSIONAL AND
OCCUPATIONAL AFFAIRS**

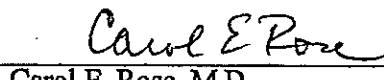

Katie True
Commissioner

For the Commonwealth:

Respondent:

Date of mailing:

**BY ORDER:
STATE BOARD OF MEDICINE**


Carol E. Rose, M.D.
Chair

Andrew Demarest, Esquire
2601 North Third Street
P. O. Box 2649
Harrisburg, PA 17105-2649

David Louis Hoban, M.D.
831 Riverside
Santa Cruz, CA 95060

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MONTEREY

PEOPLE OF THE STATE OF CALIFORNIA

FILED IN COURT

CASE NO.

SS082797A

DEC 22 2009

Plaintiff,

CONNIE MAZZEI, CLERK OF THE SUPERIOR COURT

Attorney of Rights

VS.

BY

[Signature]
DEPUTY

PLEA OF GUILTY/NO CONTEST

Defendant:

David Hoban

Defendant to Initial Below

1. My true full name is *DAVID LOUIS HOBAN*

2. I understand that:

(a) I am pleading Guilty/No Contest to the offense(s) of:

6201

(b) I am admitting the following enhancements and/or priors:

3. I understand that the maximum possible sentence I could receive for the offense(s) is/are

16-2-3

plus a minimum of three (3) years on parole

4. I understand that I have an absolute right to:

EXHIBIT
A

I understand and give up this right.

(a) A speedy and public trial by jury or Court;

(b) Confront the witnesses against me;

To see, hear, and have my attorney question all witnesses called to testify against me;

(c) The processes of the Court to compel the attendance of witnesses on my behalf;

(d) Present evidence on my behalf;

(e) The privilege against self-incrimination.

5. I understand that, if I am granted felony probation, that I may receive up to one year in county jail, plus fines, that I may be required to pay restitution to the victim(s), to register as a sex offender, drug offender or gang member, if applicable, to submit to narcotics and/or alcohol tests; to submit to a search of my person, car, personal effects, or place of residence, night or day, without the necessity of a search warrant, and any other conditions of probation deemed reasonable by the Court. I understand that if I violate any term or condition of my probation, I can be sent to state prison for the maximum term allowed by law as noted above.

6. I understand that I will be ordered to pay a State restitution fine of not less than \$200 nor more than \$10,000.00.

7. I have discussed the charges(s), the facts, the possible defenses, and the consequences of my plea with my attorney.

Plea agreement - to be made misdemeanor at time of sentence conditioned on #42, 445 in restoration by Nat date. Sentence to be same as co-D, or 51d.

**WAIVER OF RIGHTS
PLEA OF GUILTY/NO CONTEST**

8. I understand that if the Court approves of the plea,

(a) The Court's approval is not binding;

(b) The Court may, at the time set for the hearing on the application for probation or pronouncement of judgment, withdraw its approval in the light of further consideration of the matter; and;

(c) In that case, I shall be permitted to withdraw my plea if I desire to do so.

9. I offer my plea of Guilty/No Contest freely and voluntarily and of my own accord and with the full understanding of all matters set forth in the Information and in this Waiver.

10. I understand that if I am not a citizen of the United States, a plea of Guilty/No Contest will result in deportation, exclusion from admission to this country, denial of naturalization and/or denial of re-entry to this country.

11. I have personally read and my entire rights form and signed or initialed each of the appropriate spaces. I understand each and every one of the rights outlined above and I hereby waive and give up each of these in order to enter my Guilty/No Contest plea(s). I am entering a plea of Guilty/No Contest because I am in fact guilty.

Dated: 12/22/09

Signed: [Signature]

Defendant

Date of Birth: 7/27/43

ATTORNEY'S STATEMENT

I am the attorney of record and I have explained each of the above rights to the defendant, and have explained and discussed the facts and possible defenses to the charge(s), and the possible consequences of a plea of guilty or no contest. I concur in defendant's decision to waive the above rights and to enter a plea of Guilty/No Contest. I have witnessed the reading of this form by the defendant and his/her initialing and signing this form.

Dated: 12/22/09

Signed: [Signature]

Attorney for Defendant

INTERPRETER'S STATEMENT

I, the interpreter in this proceeding, having been duly sworn, truly translated this form and all questions therein to the defendant in the _____ language. The defendant indicated understanding of the contents of this form and the initialed and signed the form.

Dated: _____

Signed: _____

Court Interpreter

COURT'S FINDING AND ORDER

The Court, having questioned the defendant concerning the defendant's constitutional rights, finds that the defendant understands these rights and has voluntarily and intelligently waived these constitutional rights. The Court finds that the defendant's plea(s) and admission(s) are freely and voluntarily made, that the defendant understands the nature of the charges and the consequences of the plea(s) and that there is a factual basis for the plea(s). The Court accepts the defendant's plea(s), and the defendant is hereby convicted on the plea(s).

Dated: _____

Signed: [Signature]

Judge of the Superior Court

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY			
The People of the State of California, vs. Hoban, David Louis,		Plaintiff Defendant	Hon. Larry E. Hayes Clerk: Lisa Cortez/Maria Gonzalez CSR: Jeannette Jessup-Hiura - CSR#8573 Recording No.
Minutes: Plea Hearing or Setting December 22, 2009		Case No. SS082797A Courtroom 4	
Charges: 1: PC72 [Present False Claim] FEL 2: PC72 [Present False Claim] FEL 3: PC72 [Present False Claim] FEL 4: PC72 [Present False Claim] FEL 5: GC6201 [Destroy/Alter/Etc Public Record/Etc] FEL. Conviction: Nolo Plea 6: GC6201 [Destroy/Alter/Etc Public Record/Etc] FEL 7: PC487(a) [Grand Theft - Value Exceeding \$400.00] FEL §1: PC182(a)(1) [Conspiracy: Commit Crime] FEL			

Nature of proceedings: Entry of plea.

Deputy District Attorney Doug Matheson appeared.

Defendant appeared with Counsel Paul Meltzer.

Defendant moves to withdraw plea of not guilty to enter conditional plea.

Plea is entered on condition Defendant receive Felony probation at the outset. The Court indicates misdemeanor at the time of sentencing if victim restitution is paid in full and the defendant completes a substantial amount of volunteer services that may be done in a non-profit 501(c)(3) organization.

Victim restitution is determined to be \$42,445.00.

A check in the amount of \$42,425.00 for victim restitution is given to the Doug Matheson, Deputy District Attorney, on behalf of the People in open court. Leaving a balance of \$20.00.

Defendant advised of penalties as follows:

The maximum penalty for this offense is 3 year(s) 0 month(s) state prison and 3 year(s) 0 month(s) parole.

The Defendant is advised of the possible fines and/or restitution associated with entering a plea of guilty or Nolo Contendere.

Defendant advised that on entering a plea of guilty or Nolo Contendere that he would be giving up the following rights: His privilege against self-incrimination, the right to jury trial to confrontation and cross-examination of the witnesses against him. After questioning the Defendant the court finds that he understood the nature of the charge and the possible range of penalties and other consequences of his plea, including the effect of the admission of any

prior convictions. The court finds that the Defendant understood and knowingly, voluntarily and intelligently waived each of the above rights, and that there was a factual basis for the plea.

Defendant orally states that he has read and understands the acknowledgement of waiver or rights form, and the maximum, and minimum penalties form, which he has signed and is incorporated herein.

Motion to Withdraw Plea is granted.

Defendant enters a plea of nolo contendere to count 5.

Upon stipulation of Counsel, based on Grand Jury Transcript, court finds a factual basis for the plea.

Plea is accepted by District Attorney and approved by the court after explaining provisions of section PC 1192.5 to Defendant.

Dismissal of remaining counts continued to time of sentence.

Referred to Probation Department for Pre Sentence Report, on Thursday, January 21, 2010 at 8:45 a.m. in Salinas courtroom 4.

Probation agrees to expedite sentence report.

Defendant to remain on O.R. release; on condition contact the Monterey County Probation Department within 3 days for interview date.

//

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO July 20 2010
BY William Figueroa ANALYST

1 EDMUND G. BROWN JR.
2 Attorney General of California
3 JOSE R. GUERRERO
4 Supervising Deputy Attorney General
5 BRENDA P. REYES
6 Deputy Attorney General
7 State Bar No. 129718
8 455 Golden Gate Avenue, Suite 11000
9 San Francisco, CA 94102-7004
10 Telephone: (415) 703-5541
11 Facsimile: (415) 703-5480
12 Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 03-2010-204516

12 DAVID LOUIS HOBAN, M.D.
13 831 Riverside Avenue
14 Santa Cruz, CA 95060

ACCUSATION

14 Physician's and Surgeon's Certificate
15 No. G 21690

16 Respondent.

17
18 Complainant alleges:

19 PARTIES

20 1. Linda K. Whitney (Complainant), brings this Accusation solely in her official
21 capacity as the Executive Director of the Medical Board of California, Department of Consumer
22 Affairs.

23 2. On or about November 9, 1971, the Medical Board of California issued Physician's
24 and Surgeon's Certificate Number G 21690 to respondent David Louis Hoban, M.D. (respondent).
25 At all times relevant to the charges brought herein this license has been in full force and effect.
26 Unless renewed, the certificate will expire on July 31, 2011.

27
28
EXHIBIT
B

AUG 3 2010

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JURISDICTION

3. This Accusation is brought before the Medical Board of California (Board),¹ Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2004 of the Code states, in relevant part:

"The board shall have the responsibility for the following:

"(a) The enforcement of the disciplinary and criminal provisions of the Medical Practice Act.

"(b) The administration and hearing of disciplinary actions.

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

"(d) Suspending, revoking, or otherwise limiting certificates after the conclusion of disciplinary actions,

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

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

6. Section 2234 of the Code states, in pertinent part:

"The Division of Medical Quality shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

"(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter [Chapter 5, the Medical Practice Act].

¹ The term "board" means the Medical Board of California. "Division of Medical Quality" shall also be deemed to refer to the Board. (Bus. & Prof. Code, § 2002.)

1 ".....
2 "(e) The commission of any act involving dishonesty or corruption which is substantially
3 related to the qualifications, functions, or duties of a physician and surgeon."

4 7. Section 2236 of the Code states, in relevant part:

5 "(a) The conviction of any offense substantially related to the qualifications, functions, or
6 duties of a physician and surgeon constitutes unprofessional conduct within the meaning of this
7 chapter [Chapter 5, the Medical Practice Act]. The record of conviction shall be conclusive
8 evidence only of the fact that the conviction occurred.

9 ".....

10 "(d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is deemed to
11 be a conviction within the meaning of this section and Section 2236.1. The record of conviction
12 shall be conclusive evidence of the fact that the conviction occurred."

13 8. Section 2261 of the Code provides that "knowingly making or signing any certificate
14 or other document directly or indirectly related to the practice of medicine ... which falsely
15 represents the existence or nonexistence of a state of facts, constitutes unprofessional conduct."

16 FACTS

17 9. At all times relevant herein, respondent worked as a contract psychiatrist for the
18 California Department of Corrections and Rehabilitation (CDCR) assigned to Salinas Valley State
19 Prison (SVSP). Between March 1, 2007, through June 30, 2007, respondent fraudulently billed
20 or caused to be billed 241.8 hours of work which respondent did not actually provide. In
21 addition, on fifteen separate dates during this same time period respondent falsified the SVSP
22 Contractor/Volunteer Logs, documenting entry to and exit from the prison grounds, by entering
23 an exit time later than the actual time he had left the prison grounds.

24 10. On or about November 20, 2008, an indictment was filed in *People v. David Hoban,*
25 *et al.*, Monterey County Superior Court Case No. SS082797A, alleging four counts of felony
26 violation of Penal Code § 72 [Presentation of Fraudulent Claim] for willfully, unlawfully, and
27 with intent to defraud, presenting and causing to be presented false and fraudulent Contractor's
28 Daily Worksheets for payment to the State of California; two counts of felony violation of

1 Government Code § 6201 [Falsifying Public Records] for willfully and unlawfully falsifying the
2 Entry/Exit Logs and Records of the SVSP; one count of a felony violation of Penal Code § 487(a)
3 [Grand Theft by False Pretenses] for knowingly and designedly by false and fraudulent
4 representation and pretense defrauding of the State of California of money in the sum of \$60,446;
5 and, one count of a felony violation of Penal Code § 182(a)(1) [Conspiracy to Commit Grand
6 Theft] for unlawfully conspiring with co-defendants to commit the crime of theft by false
7 pretense by altering and falsifying the Entry/Exit Logs of the SVSP.

8 11. On or about December 22, 2009, respondent entered a conditional plea of *nolo*
9 *contendere* to a single felony violation of Government Code § 6201. On or about January 21,
10 2010, pursuant to Penal Code § 17(b), the Court reduced the conviction to a misdemeanor and
11 respondent was sentenced to three years probation. Among other terms of probation, respondent
12 was ordered to complete 300 hours of community service and to complete a theft offender class;
13 and, he was ordered to pay restitution to the State of California in the amount of \$42,425.

14 FIRST CAUSE FOR DISCIPLINE

15 (Conviction of a Crime)

16 12. Respondent's certificate to practice medicine is subject to disciplinary action for
17 unprofessional conduct under sections 2234 and 2236 of the Code in that respondent has been
18 convicted of a violation of Government Code § 6201, a crime that is substantially related to the
19 qualifications, functions, or duties of a physician and surgeon.

20 SECOND CAUSE FOR DISCIPLINE

21 (Dishonest Acts/False Statements)

22 13. Respondent's certificate to practice medicine is subject to disciplinary action for
23 unprofessional conduct under section 2234 (e), and/or section 2261 of the Code in that respondent
24 did knowingly make and/or sign documents related to the practice of medicine which falsely
25 represented the true state of facts.

26 ///

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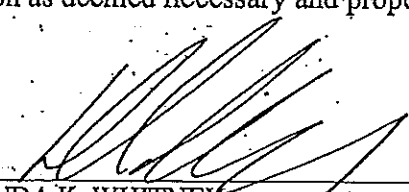
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PRAYER

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 21690, issued to David Louis Hoban, M.D.;
2. Revoking, suspending or denying approval of David Louis Hoban, M.D.'s authority to supervise physician's assistants, pursuant to section 3527 of the Code;
3. Ordering David Louis Hoban, M.D., if placed on probation, to pay the Medical Board of California the costs of probation monitoring; and,
4. Taking such other and further action as deemed necessary and proper.

DATED: July 20, 2010


LINDA K. WHITNEY
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

SF2010400551
accusation.rtf

AUG 30 2010