

BEFORE THE
DIVISION OF MEDICAL QUALITY
BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation
Against:

BRIAN EARL BRIGGS, M.D.
718 6th Street, S.W.
Minot, North Dakota 58701

Physician's and Surgeon's
Certificate No. C-19658,

Respondent.

No. D-3118

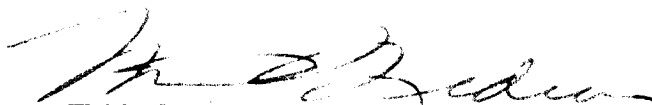
OAH No. N 21957

DECISION

The attached Proposed Decision of the Administrative Law
Judge is hereby adopted by the Board of Medical Quality
Assurance as its Decision in the
above-entitled matter.

This Decision shall become effective on May 11, 1984.

IT IS SO ORDERED April 11, 1984.



MILLER MEDEARIS
Secretary-Treasurer

BEFORE THE
DIVISION OF MEDICAL QUALITY
BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation)	
Against:)	No. D-3118
)	
BRIAN EARL BRIGGS, M.D.)	OAH No. N 21957
718 6th Street, S.W.)	
Minot, North Dakota 58701)	
)	
Physician's and Surgeon's)	
Certificate No. C-19658,)	
)	
Respondent.)	
)	

PROPOSED DECISION

The matter came on for hearing before Muriel Evens, Administrative Law Judge of the Office of Administrative Hearings, on February 22, 1984, in Sacramento, California.

Robert C. Cross, Deputy Attorney General, represented the complainant.

Respondent, Brian Earl Briggs, M.D., was present and represented himself.

Evidence was received, the hearing was closed and the matter was submitted.

The Administrative Law Judge certifies this decision and recommends its adoption.

FINDINGS OF FACT

I

Complainant Stephen Wilford is the Assistant Executive Director of the Board of Medical Quality Assurance (hereinafter the Board) and made the accusation solely in such official capacity.

II

On June 6, 1958, Brian Earl Briggs, M.D. (hereinafter respondent) was issued Physician's and Surgeon's

Certificate No. C-19658 under the laws of the State of California. Said certificate remains in good standing.

III

On May 31, 1983, in a proceeding entitled "In the Matter of Brian E. Briggs, M.D.", File Number SPME-83-110-GB, respondent's license to practice medicine in the State of Minnesota was revoked because he used methods of treatment and diagnoses of cancer which had not been shown to be of benefit to patients, and were inconsistent with medical practice in the community. Respondent also used drugs for treatment which were not approved for such use by the Federal Food and Drug Administration.

DETERMINATION OF ISSUES

Finding of Fact III establishes clear and convincing evidence to a reasonable certainty of grounds for discipline pursuant to Business and Professions Code Sections 2234 and 2305.

ORDER

Respondent's physician's and surgeon's certificate is revoked.

Dated: March 9, 1984

Muriel Evens
MURIEL EVENS
Administrative Law Judge
Office of Administrative Hearings

1 JOHN K. VAN DE KAMP, Attorney General
of the State of California
2 ROBERT C. CROSS,
Deputy Attorney General
3 1515 K Street, Suite 511
Sacramento, CA 95814
4 Telephone: (916) 324-5335
5 Attorneys for Complainant
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7

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

12 In the Matter of the Accusation) No. D-3118
Against:)
13)
BRIAN EARL BRIGGS, M.D.)
14 718 6th Street, S.W.)
Minot, North Dakota 58701)
15) ACCUSATION
Physician's and Surgeon's)
16 Certificate No. C-19658,)
17 Respondent.)
18

19 Complainant Stephen R. Wilford alleges:

20 I

21 Complainant is the Assistant Executive Director of
22 the Board of Medical Quality Assurance (hereinafter the
23 Board) of the State of California and makes this Accusation
24 solely in such official capacity.

25 II

26 On June 6, 1958, Brian Earl Briggs, M.D. (hereinafter
27 respondent), was issued Physician's and Surgeon's Certificate

1 No. C-19658 under the laws of the State of California. Said
2 certificate remains in good standing.

3 III

4 Section 2234 of the Business and Professions Code^{1/}
5 provides that the Board shall take action against any licensee
6 who is charged with unprofessional conduct.

7 IV

8 Section 2305 provides that the revocation, suspension,
9 or other discipline by another state of a license or certificate
10 to practice medicine issued by the state to a licensee under
11 this Chapter shall constitute grounds for disciplinary action
12 for unprofessional conduct against such licensee in this
13 State.

14 V

15 On May 31, 1983, in a proceeding entitled "In the
16 Matter of Brian E. Briggs, M.D.", File Number SPME-83-001-GB,
17 respondent's license to practice medicine in the State of
18 Minnesota was revoked because he used methods of treatment
19 and diagnoses of cancer which were of no substantial benefit
20 to patients, and were inconsistent with medical practice in
21 the community. Respondent also used drugs for treatment which
22 were not approved by the Federal Food and Drug Administration.
23 A copy of the Board Order and its Findings of Fact, Conclusions,
24 and Recommendation are attached hereto as Appendix A, attached
25 / / /

26
27 1. All section references are to the Business and Professions
Code unless otherwise stated.

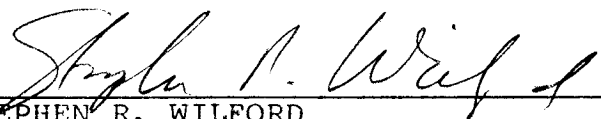
1 hereto and incorporated herein by reference as though set
2 forth in full.

3 VI

4 Respondent is subject to discipline pursuant to
5 sections 2234 and 2305 for committing acts which constitute
6 grounds for revocation of his license in this State, as all
7 such is more specifically alleged in Paragraph V hereinabove.

8 WHEREFORE, complainant prays that a hearing be
9 held on the matters alleged herein and that following such
10 hearing a decision be issued revoking respondent's license
11 to practice medicine or taking such other and further relief
12 as is deemed proper.

13 DATED: October 18, 1983

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15 _____
16 STEPHEN R. WILFORD
17 Assistant Executive Director
18 Division of Medical Quality
19 Board of Medical Quality Assurance
20 Department of Consumer Affairs
21 State of California

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Complainant