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

In the Matter of the Accusation Against:	)
HITENDRA SHAH, M.D	) Case No. 17-2009-197800 )
Physician's and Surgeon's Certificate No. A 36638	)
Respondent	. )
	_ )

## **DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Medical Board of California, Department of Consumer Affairs, State of California, as its Decision in this matter.

This Decision shall become effective at 5:00 p.m. on June 20, 2012.

IT IS SO ORDERED May 21, 2012.

MEDICAL BOARD OF CALIFORNIA

By: \_\_\_\_\_/
Hedy Chang Chair

Panel B

-						
1	Kamala D. Harris					
2	Attorney General of California JOSE R. GUERRERO					
3	Supervising Deputy Attorney General KERRY WEISEL					
4	Deputy Attorney General State Bar No. 127522					
5	DAVID CARR Deputy Attorney General					
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	Attorneys for Complainant					
9	PERON.	ND MIXTO				
10	BEFORE THE MEDICAL BOARD OF CALIFORNIA					
11	DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA					
12						
13	In the Matter of the Accusation Against:	Case No. 17-2009-197800				
14	HITENDRA SHAH, M.D. 23341 Golden Springs, #210					
15	Diamond Bar, CA 91765	STIPULATED SETTLEMENT AND DISCIPLINARY ORDER FOR PUBLIC				
16	Physician's and Surgeon's Certificate No. A 36638	REPRIMAND				
17	Respondent.					
18						
19	IT IS HEREBY STIPULATED AND AGE	REED by and between the parties to the above-				
20	entitled proceedings that the following matters are true:					
21	<u>PARTIES</u>					
22	1. Linda K. Whitney ("Complainant") is the Executive Director of the Medical Board of					
23	California ("Board or Medical Board"). She brought this action solely in her official capacity and					
24	is represented in this matter by Kamala D. Harris, Attorney General of the State of California, by					
25	Deputies Attorney General Kerry Weisel and David Carr.					
26	2. Respondent Hitendra Shah, M.D. ("F	Respondent") is represented in this proceeding by				
27	attorney Richard M. Ewaniszyk, 14350 Civic Dr	ive, Suite 100, Victorville, California 92392.				
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3. On April 27, 1981, the Medical Board of California issued Physician's and Surgeon's certificate Number A 36638 to Hitendra Shah, M.D. ("Respondent"). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 17-2009-197800.

## **JURISDICTION**

4. Accusation No. 17-2009-197800 was filed before the Medical Board on January 3, 2012 and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on the same date. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 17-2009-197800 is attached as Exhibit A.

## ADVISEMENT AND WAIVERS

- 5. Respondent has carefully read and understands the charges and allegations in Accusation No. 17-2009-197800. Respondent has also carefully read and fully discussed with counsel and understands the effects of this Stipulated Settlement and Disciplinary Order for Public Reprimand.
- 6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 7. Respondent knowingly and voluntarily waives and gives up each and every right set forth above.
- 8. Respondent does not contest that, at an administrative hearing, complainant could establish a *prima facie* case with respect to the charges and allegations contained in Accusation No. 17-2009-197800. Respondent hereby gives up his right to contest those charges.

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## **DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 36638, issued to Respondent Hitendra Shah, M.D., is hereby publicly reprimanded pursuant to Business and Professions Code section 2227. This public reprimand, which is issued in connection with Respondent's conduct as set forth in Accusation No. 17-2009-197800, states:

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During the interval between November 1, 2008 and March 2009 you were 7 the sole physician practicing medicine at the PMS Treatment Clinic, a 8 medical clinic owned and operated by Helen Anderson, a person not 9 licensed to render professional services. Your practice of medicine at the PMS Treatment Clinic promoted and furthered the corporate practice 11

of medicine, in violation of both the Moscone-Knox Professional Corporation

Act and the Medical Practice Act, which constitutes unprofessional conduct.

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## ACCEPTANCE 1 2 I have carefully read the above Scipulated Settlement and Disciplining Order for Public Reprimend and have fully discussed it with my attorney, Richard M. Ewantszith. I understand the 3 stipulation and the effect it will have on my Physician's and Surgeon's Certificage. I enter into this 4 Stipulated Settlement and Disciplinary Order for Public Reprinand voluntarily, knowlingly, and 5 intelligently and agree to be bound by the Decision and Order of the Medical Bloard of California б 7 11-261 8 HITENDRA-SHAH, M.D. 9 Respondent 10 I have read and fully discussed with Respondent Hitendra Shah, M.D. the terms and 11 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order 12 for Public Reprimand. I approve the form ship content. 13 DATED: 14 15 Attorney for Respondent 16 17 ENDORSEMENT 18 The foregoing Stipulated Settlement and Disciplinary Order for Public Reprintend is 19 respectfully submitted to the Medical Board of California. 20 DATED: Respectfully submitted. 21 KAMALA D. HARRE 22 Attorney General of California Jose R. Guerkero 23 Supervising Deputy Actorney General DAVID CARR 24 Deputy Attorney General 25 26 Deputy Attorney Cleneral 27 Attorneys for Complainant

Decision, Case No. 17-2009-197800

1	Kamala D. Harris Attorney General of California	FILED				
2	Jose R. Guerrero Supervising Deputy Attorney General	STATE OF CALIFORNIA MEDICAL BOARD OF CALIFORNIA				
3	Kerry Weisel Deputy Attorney General	SACRAMENTO January 3, 20 12 By: J'elchale ANALYST				
4	State Bar No. 127522 DAVID CARR	Ed D **				
5	Deputy Attorney General State Bar No. 131672					
6	455 Golden Gate Avenue, Suite 11000 San Francisco, CA 94102-7004					
7	Telephone: (415) 703-5590 Facsimile: (415) 703-5480					
8	Attorneys for Complainant					
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13	In the Matter of the Accusation Against:	Case No. 17 2009 197800				
14	HITENDRA SHAH, M.D. 23341 Golden Springs, #210					
15	Diamond Bar, CA 91765	ACCUSATION				
16	Physician's and Surgeon's Certificate No. A 36638					
17	Respondent.	•				
18		]				
19	Complainant alleges:					
20	PAR	TIES				
21	1. Linda K. Whitney ("Complainant") brings this Accusation solely in her official					
22	capacity as the Executive Director of the Medical Board of California.					
23	2. On or about April 27, 1981, the Medical Board of California issued Physician's					
24	and Surgeon's certificate Number A 36638 to Hitendra Shah, M.D. ("Respondent"). The					
25	Physician's and Surgeon's certificate was in full force and effect at all times relevant to the					
26	charges brought herein and will expire on January 31, 2013, unless renewed.					
27	3. At all times herein, Helen Anderson was not licensed by the Medical Board of					
28	California as a physician and surgeon, nor was she licensed by the Osteopathic Medical Board of					

California as an osteopathic physician, nor was she licensed by the California Board of Registered Nursing as a registered nurse.

4. At all times herein, "The Premenstrual Syndrome Treatment Clinic," also known as the "Premenstrual Syndrome Medical Clinic and Thyroid Center," in Arcadia, California was not registered with the California Secretary of State as a California professional medical corporation.

# JURISDICTION

- This Accusation is brought before the Medical Board of California, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.
- 6. 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.
- 7. Section 119 of the Code provides, in pertinent part, that it is a misdemeanor for a person to "[l]end[] his or her license to any other person or knowingly permit[] the use thereof by another" or to "[k]nowingly permit[] any unlawful use of a license issued to him or her."
  - 8. Section 125 of the Code provides as follows:

"Any person licensed under Division 1 (commencing with section 100), Division 2 (commencing with section 500), or Division 3 (commencing with section 5000) is guilty of a misdemeanor and subject to the disciplinary provisions of this code applicable to him or her, who conspires with a person not so licensed to violate any provision of this code, or who, with intent to aid or assist that person in violating those provisions does either of the following:

- "(a) Allows his or her license to be used by that person.
- "(b) Acts as his or her agent or partner."
- 9. Section 2051 of the Code provides that a "physician's and surgeon's certificate authorizes the holder to use drugs or devices in or upon human beings and to sever or penetrate

the tissues of human beings and to use any and all other methods in the treatment of diseases, injuries, deformities, and other physical and mental conditions."

- 10. Section 2052 of the Code provides as follows:
- "(a) Notwithstanding Section 146, any person who practices or attempts to practice, or who advertises or holds himself or herself out as practicing, any system or mode of treating the sick or afflicted in this state, or who diagnoses, treats, operates for, or prescribes for any ailment, blemish, deformity, disease, disfigurement, disorder, injury, or other physical or mental condition of any person, without having at the time of so doing a valid, unrevoked, or unsuspended certificate as provided in this chapter [Chapter 5, the Medical Practice Act], or without being authorized to perform the act pursuant to a certificate obtained in accordance with some other provision of law, is guilty of a public offense, punishable by a fine not exceeding ten thousand dollars (\$10,000), by imprisonment in the state prison, by imprisonment in a county jail not exceeding one year, or by both the fine and either imprisonment.
- "(b) Any person who conspires with or aids or abets another to commit any act described in subdivision (a) is guilty of a public offense, subject to the punishment described in that subdivision.
- "(c) The remedy provided in this section shall not preclude any other remedy provided by law."
- 11. Section 2264 of the Code provides that "[t]he employing, directly or indirectly, the aiding, or the abetting of any unlicensed person or any suspended, revoked, or unlicensed practitioner to engage in the practice of medicine or any other mode of treating the sick or afflicted which requires a license to practice constitutes unprofessional conduct."
- 12. Section 2272 of the Code provides that "[a]ny advertising of the practice of medicine in which the licensee fails to use his or her own name or approved fictitious name constitutes unprofessional conduct."
- 13. Section 2285 of the Code provides in pertinent part that "[t]he use of any fictitious, false, or assumed name, or any name other than his own by a licensee . . . or as the name of a

professional corporation, in any public communication, advertisement, sign, or announcement of his or her practice without a fictitious-name permit obtained pursuant to section 2415 constitutes unprofessional conduct."

- 14. Section 2286 of the Code provides that "[i]t shall constitute unprofessional conduct for any licensee to violate, to attempt to violate, directly or indirectly, to assist in or abet the violation of, or to conspire to violate any provision or term of Article 18 (commencing with Section 2400), of the Moscone-Knox Professional Corporation Act (Part 4 commencing with Section 13400) of Division 3 of Title 1 of the Corporations Code), or of any rules and regulations duly adopted under those laws."
- 15. Section 2400 of the Code provides, in pertinent part, that "[c]orporations and other artificial legal entities shall have no professional rights, privileges, or powers."
- 16. Section 2402 of the Code provides that "[t]he provisions of Section 2400 do not apply to a medical or podiatry corporation practicing pursuant to the Moscone-Knox Professional Corporation Act (Part 4 (commencing with Section 13400) of Division 3 of Title 1 of the Corporations Code) and this article, when such corporation is in compliance with the requirements of these statutes and all other statutes and regulations now or hereafter enacted or adopted pertaining to such corporations and the conduct of their affairs."
- 17. Section 2406 of the Code provides in pertinent part that "a medical or podiatry corporation is a corporation which is authorized to render professional services, as defined in Sections 13401 and 13401.5 of the Corporations Code, so long as that corporation and its shareholders, officers, directors and employees rendering professional services who are physicians, psychologists, registered nurses, optometrists, podiatrists or, in the case of a medical corporation only, physician assistants, are in compliance with the Moscone-Knox Professional Corporation Act [Corporations Code section 13400 et seq.], the provisions of this article and all other statutes and regulations now or hereafter enacted or adopted pertaining to the corporation and the conduct of its affairs."
- 18. Section 2408 of the Code provides in pertinent part that "[e]xcept as provided in Sections 13401.5 and 13403 of the Corporations Code, each shareholder, director and officer of a

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medical or podiatry corporation . . . shall be a licensed person as defined in Section 13401 of the Corporations Code."

- 19. Section 2415 of the Code provides, in pertinent part, as follows:
- "(a) Any physician and surgeon or any doctor of podiatric medicine, as the case may be, who as a sole proprietor, or in a partnership, group, or professional corporation, desires to practice under any name that would otherwise be a violation of Section 2285 may practice under that name if the proprietor, partnership, group, or corporation obtains and maintains in current status a fictitious-name permit issued by the Division of Licensing, or, in the case of doctors of podiatric medicine, the California Board of Podiatric Medicine, under the provisions of this section.
- "(b) The division or the board shall issue a fictitious-name permit authorizing the holder thereof to use the name specified in the permit in connection with his, her, or its practice if the division or the board finds to its satisfaction that:
- "(1) The applicant or applicants or shareholders of the professional corporation hold valid and current licenses as physicians and surgeons or doctors of podiatric medicine, as the case may be.
- "(2) The professional practice of the applicant or applicants is wholly owned and entirely controlled by the applicant or applicants.
- "(3) The name under which the applicant or applicants propose to practice is not deceptive, misleading, or confusing.
- "(c) Each permit shall be accompanied by a notice that shall be displayed in a location readily visible to patients and staff. The notice shall be displayed at each place of business identified in the permit."
  - 20. Corporations Code section 13401, a part of the Moscone-Knox Professional

<sup>&</sup>lt;sup>1</sup> Effective January 1, 2008, the Legislature abolished the divisions of the Medical Board of California. Under Business and Professions Code section 2002, any reference to the "Division of Medical Quality" or the "Division of Licensing" in the Medical Practice Act, Business and Professions Code section 2000 et seq., or any other provision of law now refers to the Medical Board.

Corporation Act, provides, in pertinent part, as follows:

- "(a) 'Professional services' means any type of professional services that may be lawfully rendered only pursuant to a license, certification, or registration authorized by the Business and Professions Code, the Chiropractic Act, or the Osteopathic Act.
- "(b) 'Professional corporation' means a corporation organized under the General Corporation Law or pursuant to subdivision (b) of Section 13406 which is engaged in rendering professional services in a single profession, except as otherwise authorized in Section 13401.5, pursuant to a certificate of registration issued by the governmental agency regulating the profession as herein provided and that in its practice or business designates itself as a professional or other corporation as may be required by statute. However, any professional corporation or foreign professional corporation rendering professional services by persons duly licensed by the Medical Board of California or any examining committee under the jurisdiction of the board . . . shall not be required to obtain a certificate of registration in order to render those professional services.

" . . . .

- "(d) 'Licensed person' means any natural person who is duly licensed under the provisions of the Business and Professions Code, the Chiropractic Act, to render the same professional services as are or will be rendered by the professional corporation or foreign professional corporation of which he or she is or intends to become, an officer, director, shareholder, or employee."
- 21. Corporations Code section 13401.5 provides, in pertinent part, that certain enumerated licensed persons may be shareholders, officers, directors, or professional employees of a professional medical corporation so long as the sum of all shares owned by those licensed persons does not exceed 49 percent of the total number of shares of the professional medical corporation and so long as the number of those licensed persons owning shares in the professional medical corporation so designated does not exceed the number of persons licensed by the governmental agency regulating the medical profession.

- 22. Corporations Code section 13404 provides that "[a] corporation may be formed under the General Corporation Law or pursuant to subdivision (b) of Section 13406 for the purposes of qualifying as a professional corporation in the manner provided in this part and rendering professional services. The articles of incorporation of a professional corporation shall contain a specific statement that the corporation is a professional corporation within the meaning of this part. Except as provided in subdivision (b) of Section 13401, no professional corporation shall render professional services in this state without a currently effective certificate of registration issued by the governmental agency regulating the profession in which such corporation is or proposes to be engaged, pursuant to the applicable provisions of the Business and Professions Code or the Chiropractic Act expressly authorizing such professional services to be rendered by a professional corporation."
- 23. Corporations Code section 13406, subdivision (a), provides, in pertinent part, that "[s]ubject to the provisions of subdivision (b) [dealing with nonprofit public benefit corporations], shares of capital stock in a professional corporation may be issued only to a licensed person or to a person who is licensed to render the same professional services in the jurisdiction or jurisdictions in which the person practices, and any shares issued in violation of this restriction shall be void."

#### **FACTS**

- 24. On December 8, 1983, Helen Anderson incorporated the Premenstrual Syndrome Treatment Clinic ("PMS Treatment Clinic" or "Clinic") in the State of California. On May 10, 2001, Helen Anderson renamed the corporation the Premenstrual Syndrome Treatment Center Management, Inc. Helen Anderson was listed as the Chief Executive Officer, the Chief Financial Officer, and the designated agent for service of process. Helen Anderson's husband Richard Anderson was listed as the secretary of the corporation. The two were listed as the sole corporate officers and directors.
- 25. Neither Helen Anderson nor Richard Anderson is licensed in any health care profession.

- 26. The PMS Treatment Clinic—150 N. Santa Anita, #755, Arcadia, California 91006—is a medical practice that has provided "bio-identical" hormone replacement treatment to treat premenstrual syndrome and other medical conditions since its inception. Since at least February 2008, the Clinic has also provided hormone replacement treatment for men.
- 27. The PMS Treatment Clinic obtains "bio-identical" hormones from compounding pharmacies, keeps a supply of them at the Clinic, and dispenses them to the Clinic's patients. These "bio-identical" hormones are dangerous drugs under Business and Professions Code section 4022.
- 28. Ms. Anderson lists herself on the Clinic door as the Director of the PMS Treatment Clinic.
- 29. Ms. Anderson also goes by the name Holly Anderson. Ms. Anderson has had a radio program advertising the PMS Treatment Clinic on radio station KKLA entitled "The Women's Clinic" since at least February 2008. On the radio program Ms. Anderson describes herself as the founder and director of the PMS Treatment Clinic and advertises the Clinic as "Holly Anderson's PMS Treatment Clinic."
- 30. The PMS Treatment Clinic has a website, <u>www.pmstreatmentclinic.com</u>, which identifies Ms. Anderson as the "Founder and Director" of the Clinic and notes that there are "[m]edical doctors on staff."
- 31. Since the PMS Treatment Clinic's inception, Ms. Anderson has hired physicians to staff the Clinic. All or nearly all of the PMS Treatment Clinic's patients' medical records have remained at the Clinic through the years as these physicians have come and gone.
- 32. On August 16, 2002, Dr. Shah applied for a fictitious name permit for the name Premenstrual Syndrome Medical Clinic. The application listed himself and David Freeman, M.D. as employees who would be practicing under the name. This permit was issued September 13, 2002 and, after several renewals, expired September 30, 2010.
- 33. Dr. Shah was hired by Helen Anderson as an independent contractor and worked at the Clinic with another physician intermittently during 2002 through 2006. He was hired by Helen Anderson again in late 2007 and was designated the "Medical Director" of the Clinic. He

remained through the end of January 2008. He was hired again by Helen Anderson to act as "Medical Director" from November 1, 2008 through March 2009.

- 34. Each time Dr. Shah assumed employment at the Clinic, the medical records of the Clinic's patients were already there and he simply assumed the care of the Clinic's patients.
- 35. Without doing an analysis of the costs of running the practice, Dr. Shah agreed to accept a flat percentage of 25% of the Clinic's gross receipts as his compensation for treating the Clinic's patients. Ms. Anderson's corporation kept 75% of the gross receipts.
- 36. The "management fees" for diagnostic procedures provided by Dr. Shah were also assessed using a percentage of gross receipts. Depending on whether Ms. Anderson or Dr. Shah provided the equipment and/or technician, the fee varied from 75% to 50% of gross patient receipts. The decision of whether to provide a technician was in the sole discretion of Ms. Anderson.
- 37. Dr. Shah gave Ms. Anderson, an unlicensed individual, complete and full access to his charts, books, and records.
- 38. Ms. Anderson set the billing rates charged by the Clinic and had veto power over any changes in billing rates.
- 39. Ms. Anderson was in charge of new business development for the Clinic including community relations, publications, and communications. During the time that Dr. Shah was "Medical Director" of the Clinic, he permitted Ms. Anderson to produce infomercials and maintain a PMS Treatment Clinic website. On her radio program/infomercial broadcast on station KKLA, Ms. Anderson described herself as the founder and Director of the PMS Treatment Clinic and the Clinic as "Holly Anderson's PMS Treatment Clinic"; on the PMS Treatment Clinic website, Ms. Anderson identified herself as the "Founder and Director" of the Clinic and noted that the Clinic had medical doctors "on staff."
- 40. Dr. Shah did not have control over the income of the Clinic and did not have access to the Clinic's bank accounts. All funds for services were to be deposited into one of Ms. Anderson's bank accounts.

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- 41. When Dr. Shah became "Medical Director" of the Clinic in November 2008, he did not purchase the practice from another physician. He did not meet with or talk to Kenneth Russ, M.D., the physician who preceded him at the Clinic. The medical records of the Clinic's patients were at the Clinic when he took over.
- 42. When Dr. Shah left the Clinic in March 2009, he did not sell the practice to another physician. He did not select the physician who would be assuming the practice and spoke to that physician by telephone for only a few minutes. He left all but a few of the patients' medical records and the Clinic's inventory of prescription "bio-identical" hormone medications at the Clinic in the possession of Ms. Anderson, an unlicensed person.
- 43. When Dr. Shah left the Clinic, he did not notify the patients that he was leaving the Clinic and did not offer them an opportunity to have their records returned to them or provided to a physician of their choosing.
- 44. Dr. Shaw has acknowledged that Helen Anderson owned the Clinic's physical premises, the Clinic's name, and the Clinic's advertising, including the radio program. He has acknowledged that the patient charts, the prescription medications dispensed by the Clinic, and the various forms of advertising for the Clinic have remained at the Clinic with Ms. Anderson over the years as various Medical Directors have come and gone.

#### FIRST CAUSE FOR DISCIPLINE

(Aiding and Abetting the Unlicensed Practice of Medicine)

45. Respondent's license is subject to disciplinary action for unprofessional conduct in violation of Business and Professions Code section 2264 (aiding and abetting), section 119 (permitting the use of license by another), section 125 (allowing license to be used by an unlicensed person or acting as the agent or partner of an unlicensed person); and sections 2051 and 2052 (unlicensed practice of medicine) in that he used his license to aid and abet unlicensed persons to engage in the practice of medicine.

## SECOND CAUSE FOR DISCIPLINE 1 (Use of Fictitious Name without Fictitious-Name Permit) 2 3 46. Respondent's license is subject to disciplinary action for unprofessional conduct in 4 violation of Business and Professions Code section 2272 (advertising under fictitious name 5 without a fictitious-name permit) and section 2285 (use of fictitious name without a fictitious-6 name permit) in that he used a fictitious, false, or assumed name, "Holly Anderson's 7 Premenstrual Syndrome Treatment Clinic," in public communications and advertisements without 8 a fictitious-name permit obtained pursuant to section 2415 of the Code. 9 THIRD CAUSE FOR DISCIPLINE (Violation of Moscone-Knox Professional Corporation Act) 10 11 47. Respondent's license is subject to disciplinary action for unprofessional conduct in 12 violation of Business and Professions Code section 2286 (violation of Moscone-Knox 13 Professional Corporation Act) in that he violated, or attempted to violate, directly or indirectly, or 14 assisted in or abetted the violation of, or conspired to violate, the Moscone-Knox Professional 15 Corporations Act, Corporations Code sections 13401, 13401.5, 13404, 13406, et seq., and/or 16 Business and Professions Code sections 2402, 2406, and 2408. 17 **PRAYER** 18 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, 19 and that following the hearing, the Medical Board issue a decision: 20 1. Revoking or suspending Physician's and Surgeon's certificate Number A 36638, issued to Hitendra Shah, M.D.; 21 2. Revoking, suspending, or denying approval of Hitendra Shah's authority to 22 supervise physician assistants, pursuant to section 3527 of the Code; 23 3. Ordering Hitendra Shah, if placed on probation, to pay the costs of probation 24 monitoring; and 2.5 /// 26 /// 27 /// 28

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3	DATED: _	January 3	, 2012		///		
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