

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

In the Matter of the Petition for
Reconsideration of:)
)
)
JEREMY LR GOODWIN, M.D.)
Physician's and Surgeon's)
Certificate No. G76323)
)
Petitioner)
)
)
_____)

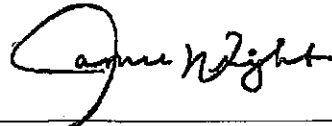
Case No. 8002017030322

ORDER DENYING PETITION FOR RECONSIDERATION

The Petition filed by Thomas H. Lambert, Esq., attorney for JEREMY LR GOODWIN, M.D., for the reconsideration of the decision in the above-entitled matter having been read and considered by the Medical Board of California, is hereby denied.

This Decision remains effective at 5:00 p.m. on **September 8, 2017.**

IT IS SO ORDERED: September 8, 2017.



Jamie Wright, J.D., Chair
Panel A

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

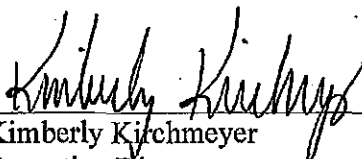
In the Matter of the Petition to Revoke Probation)	
Against:)	
)	MBC No. 8002017030322
JEREMY LR GOODWIN, M.D.)	
)	
Physician's and Surgeon's)	ORDER GRANTING STAY
Certificate No. G76323)	
)	(Government Code Section 11521)
)	
<u>Respondent</u>)	

Respondent, JEREMY LR GOODWIN, M.D., has filed a Petition for Reconsideration of the Decision in this matter with an effective date of September 1, 2017 at 5:00 p.m.

Execution is stayed until September 8, 2017 at 5:00 p.m.

This stay is granted solely for the purpose of allowing the Board to consider the Petition for Reconsideration.

DATED: August 31, 2017



Kimberly Kitchmeyer
Executive Director
Medical Board of California

1 XAVIER BECERRA
Attorney General of California
2 ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
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8 *Attorneys for Complainant*

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

12 In the Matter of the Petition to Revoke Probation
Against,

13 **JEREMY LR GOODWIN, M.D.**

14 P.O. Box 1676
Mt. Shasta, CA 96067-1676

15 Physician's and Surgeon's Certificate No. G 76323
16
17

Case No. 800-2017-030322

**DEFAULT DECISION
AND ORDER**

[Gov. Code, §11520]

18
19 **FINDINGS OF FACT**

20 1. On or about April 12, 2017, Complainant Kimberly Kirchmeyer, in her official
21 capacity as the Executive Director of the Medical Board of California, Department of Consumer
22 Affairs, filed Petition to Revoke Probation No. 800-2017-030322 against Jeremy LR Goodwin,
23 M.D. (Respondent) before the Medical Board of California.

24 2. On or about April 19, 1993, the Medical Board of California (Board) issued
25 Physician's and Surgeon's Certificate No. G 76323 to Respondent. The Physician's and
26 Surgeon's Certificate expired on February 28, 2015, and has not been renewed. See Declaration
27 of Christina Valencia.

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1 violation of probation report, there is documentation to support the fact that respondent is in
2 violation of the following conditions: condition 10, (requiring submittal of quarterly reports),
3 which respondent has not complied with since August of 2015; condition 11, (general probation
4 requirements), in that respondent has failed to notify the Board of his move to Oregon, and has
5 allowed his license to become delinquent; and condition 13 (non-practice while on probation), in
6 that respondent has failed to notify the board of his non-practice in California for over two years.

7 9. On or about February 27, 2015, respondent was sent an e-mail from Catherine Hayes, a
8 probation manager, who explained that respondent can surrender his license now and probation
9 will end or let probation toll while he lives out of state, but that after two years of non-practice in
10 California, he will be in violation of probation and could have his license revoked. See
11 Declaration of Christina Valencia.

12 10. On or about August 10, 2015, Ms. Valencia wrote to respondent to let him know she
13 was his assigned probation monitor and to notify him that time spent out of state would not count
14 to reduction of the probationary period. She also included a supply of semi-annual declarations
15 for respondent to fill out. See Declaration of Christina Valencia.

16 11. On or about June 17, 2016, Ms. Valencia sent a letter to respondent informing him that
17 Condition 11 of his decision, required him to notify the Medical Board of California of any
18 changes to his residence or business. She again attached blank semi-annual declarations for
19 respondent to fill out. She also stated in the letter that since his license had expired and his non-
20 renewal was a violation of probation. Respondent was sent a Request for Surrender of License
21 While On Probation form. See Declaration of Christina Valencia.

22 12. In December of 2016, while reviewing respondent's file, Ms. Valencia came across
23 respondent's signed Agreement for Surrender of License document received on March 24, 2015.
24 This surrender was not processed due to the fact that respondent had altered the document. See
25 Declaration of Christina Valencia.

26 13. On December 14, 2016, Ms. Valencia wrote a letter to respondent at the Jacksonville,
27 Oregon address, stating that his last Agreement for Surrender of License document was not
28 processed due to the fact that he had handwritten comments on the document. Respondent was

1 sent another Agreement for Surrender of License Document to sign if he still wished to move
2 forward with the surrender. Ms. Valencia informed respondent that if he did not surrender his
3 license, he must bring his California license back to current/active status within the next 30 days
4 and that failure to renew the license is a violation. Ms. Valencia also reminded respondent that he
5 must keep the Board informed of his current business and residence addresses and that failure to
6 notify the Board of a change of address is also a violation. See Declaration of Christina Valencia.

7 14. On January 4, 2017, Ms. Valencia received a call from respondent stating he had
8 received her letter and wanted to discuss his options. He stated that he is no longer sure if he
9 wanted to surrender his license. Ms. Valencia told respondent that his only other option would be
10 to bring his license back to current/active status, and to send in the semi-annual declarations that
11 she requested. To date, Ms. Valencia have still not received the signed Agreement for Surrender
12 of License or any semi-annual declaration forms. See Declaration of Christina Valencia.

13 15. Business and Professions Code section 118 states, in pertinent part:

14 “(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a
15 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by
16 order of a court of law, or its surrender without the written consent of the board, shall not, during
17 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its
18 authority to institute or continue a disciplinary proceeding against the licensee upon any ground
19 provided by law or to enter an order suspending or revoking the license or otherwise taking
20 disciplinary action against the license on any such ground.”

21 16. Government Code section 11506 states, in pertinent part:

22 “(c) The respondent shall be entitled to a hearing on the merits if the respondent files a
23 notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation
24 not expressly admitted. Failure to file a notice of defense shall constitute a waiver of
25 respondent’s right to a hearing, but the agency in its discretion may nevertheless grant a hearing.”

26 17. Respondent failed to file a Notice of Defense within 15 days after service upon him
27 of the Petition to Revoke Probation, and therefore waived his right to a hearing on the merits of
28 Petition to Revoke Probation No. 800-2017-030322.

1 18. California Government Code section 11520 states, in pertinent part:

2 “(a) If the respondent either fails to file a notice of defense or to appear at the hearing, the
3 agency may take action based upon the respondent’s express admissions or upon other evidence
4 and affidavits may be used as evidence without any notice to respondent.”

5 19. Pursuant to its authority under Government Code section 11520, the Board finds
6 Respondent is in default. The Board will take action without further hearing and, based on
7 Respondent’s express admissions by way of default and the evidence before it, (contained in
8 separately filed Evidence Package in support of default as Exhibits A, B, C, 1, 2 and 3), finds that
9 the allegations in Petition to Revoke Probation No. 800-2017-030322 are true.

10 DETERMINATION OF ISSUES

11 1. Based on the foregoing findings of fact, Respondent Jeremy LR Goodwin, M.D., has
12 subjected his Physician’s and Surgeon’s Certificate No. G 76323 to discipline.

13 2. A copy of the Petition to Revoke Probation and the related documents and
14 Declaration of Service have been filed in a separately filed Evidence Package in support of
15 default.

16 3. The agency has jurisdiction to adjudicate this case by default.

17 4. The Medical Board of California is authorized to revoke Respondent’s Physician’s
18 and Surgeon’s Certificate No. G 76323 based upon the following violations alleged in the Petition
19 to Revoke Probation:

20 a. At all times after the effective date of Respondent’s probation respondent has
21 failed to submit quarterly reports, he has failed to practice in California, and has let his California
22 license fall into delinquent status, each of which is a violation of his probation and a basis for
23 disciplinary action under Business and Professions Code section 2227.

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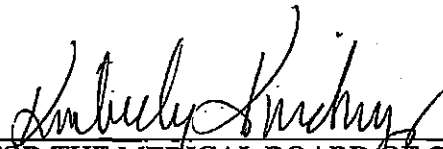
ORDER

IT IS ORDERED that Physician's and Surgeon's Certificate No. G 76323, heretofore issued to Respondent Jeremy LR Goodwin, M.D., is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on SEPTEMBER 1, 2017.

It is ORDERED AUGUST 4, 2017.



FOR THE MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
KIMBERLY KIRCHMEYER,
EXECUTIVE DIRECTOR

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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO April 12 20 17
BY P. Firdaus ANALYST

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8 *Attorneys for Complainant*

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

11
12 In the Matter of the Petition to Revoke Probation
Against:

13 **JEREMY LR GOODWIN, M.D.**
14 P.O. Box 1676
Mt. Shasta, CA 96067-1676.

15 Physician's and Surgeon's Certificate No. No. G 76323

16 Respondent.
17

Case No. 800-2017-030322

**PETITION TO REVOKE
PROBATION**

18
19 Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer (Complainant) brings this Petition to Revoke Probation solely
22 in her official capacity as the Executive Director of the Medical Board of California, Department
23 of Consumer Affairs.

24 2. On or about April 19, 1993, the Medical Board of California issued Physician's and
25 Surgeon's Certificate No. G.76323 to Jeremy LR Goodwin, M.D. (Respondent). The Physician's
26 and Surgeon's Certificate No. G 76323 expired on February 28, 2015, has not been renewed, and
27 is in a delinquent status.

28 *///*

1 2. Revoking or suspending Physician's and Surgeon's Certificate No. G 76323, issued
2 to Respondent Jeremy LR Goodwin, M.D.;

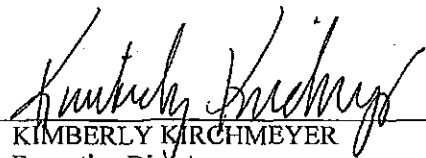
3 3. Revoking, suspending or denying approval of Respondent Jeremy LR Goodwin,
4 M.D.'s authority to supervise physician's assistants, pursuant to section 3527 of the Code, or
5 advanced nurse practitioners;

6 4. Ordering Respondent Jeremy LR Goodwin, M.D. to pay the Medical Board of
7 California the costs of probation monitoring, if placed on probation; and

8 5. Taking such other and further action as deemed necessary and proper.

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DATED: April 12, 2017


KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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Exhibit A

Decision and Order

Medical Board of California Case No. 02-2011-217447

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

In the Matter of the Accusation Against:)
)
)
)
JEREMY GOODWIN, M.D.)
)
Physician's & Surgeon's)
Certificate No. G 76323)
)
Respondent.)

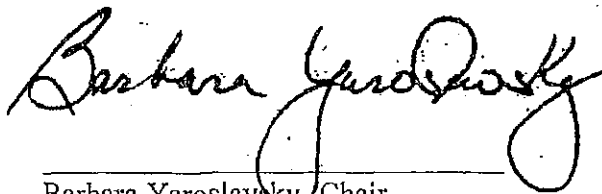
MBC File # 02-2011-217447

ORDER CORRECTING NUNC PRO TUNC
CLERICAL ERROR IN "PHYSICIAN'S & SURGEON'S CERTIFICATE NUMBER"
PORTION OF DECISION

On its own motion, the Medical Board of California (hereafter "board") finds that there is a clerical error in the "Physician's & Surgeon's Certificate Number" portion of the Decision in the above-entitled matter and that such clerical error should be corrected so that the license number will conform to the Board's issued license.

IT IS HEREBY ORDERED that the license number contained on the Decision Order Page in the above-entitled matter be and hereby is amended and corrected nunc pro tunc as of the date of entry of the decision to read G 76323.

August 19, 2014



Barbara Yaroslavsky, Chair
Panel A

MEDICAL BOARD OF CALIFORNIA
I do hereby certify that this document is a true
and correct copy of the original on file in this
office.

Cynthia Kaizer
Signature
Custodian of records
Title
2/10/2017
Date

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

In the Matter of the Accusation Against:)
)
)
JEREMY GOODWIN, M.D.) Case No. 02-2011-217447
)
Physician's and Surgeon's)
Certificate No. GEE 76323)
)
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 September 3, 2014.

IT IS SO ORDERED August 4, 2014.

MEDICAL BOARD OF CALIFORNIA

By: Barbara Yaroslavsky
Barbara Yaroslavsky, Chair
Panel A

MEDICAL BOARD OF CALIFORNIA
I do hereby certify that this document is a true
and correct copy of the original on file in this
office.

Cynthia Koenig
Signature

For Custodian of records
Title

2/16/2017
Date

1 KAMALA D. HARRIS
Attorney General of California
2 E. A. JONES III
Supervising Deputy Attorney General
3 MARA FAUST
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Attorneys for Complainant
8

9
10 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
11 **STATE OF CALIFORNIA**
12

13 In the Matter of the Accusation Against:
14 **JEREMY GOODWIN, M.D.**
15 P.O. Box 1676
Mt. Shasta, CA 96067-1676
16 Physician's and Surgeon's Certificate No. GFE 76323
17
18 Respondent.

Case No. 02-2011-217447
OAH No. 2013070342
**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

19
20 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
21 entitled proceedings that the following matters are true:

22 PARTIES

23 1. Kimberly Kirchmeyer ("Complainant") is the Interim Executive Director of the
24 Medical Board of California. She brought this action solely in her official capacity and is
25 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by
26 Mara Faust, Deputy Attorney General.

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1 14. The parties understand and agree that Portable Document Format (PDF) and facsimile
2 copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format
3 (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

4 15. In consideration of the foregoing admissions and stipulations, the parties agree that
5 the Board may, without further notice or formal proceeding, issue and enter the following
6 Disciplinary Order:

7 **DISCIPLINARY ORDER**

8 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. GFE 76323
9 issued to Respondent Jeremy Goodwin, M.D. (Respondent) is revoked. However, the revocation
10 is stayed and Respondent is placed on probation for five (5) years on the following terms and
11 conditions.

12 1. EDUCATION COURSE. Within 60 calendar days of the effective date of this
13 Decision, and for the first two years of probation, Respondent shall submit to the Board or its
14 designee for its prior approval educational program(s) or course(s) which shall not be less than 40
15 hours per year, for each year of probation. The educational program(s) or course(s) shall be
16 aimed at correcting any areas of deficient practice or knowledge and shall be Category I certified.
17 The educational program(s) or course(s) shall be at Respondent's expense and shall be in addition
18 to the Continuing Medical Education (CME) requirements for renewal of licensure. Following
19 the completion of each course, the Board or its designee may administer an examination to test
20 Respondent's knowledge of the course. Respondent shall provide proof of attendance for 65
21 hours of CME of which 40 hours were in satisfaction of this condition.

22 2. PRESCRIBING PRACTICES COURSE. Within 60 calendar days of the effective
23 date of this Decision, Respondent shall enroll in a course in prescribing practices equivalent to the
24 Prescribing Practices Course at the Physician Assessment and Clinical Education Program,
25 University of California, San Diego School of Medicine (Program), approved in advance by the
26 Board or its designee. Respondent shall provide the program with any information and documents
27 that the Program may deem pertinent. Respondent shall participate in and successfully complete
28 the classroom component of the course not later than six (6) months after Respondent's initial

1 enrollment. Respondent shall successfully complete any other component of the course within
2 one (1) year of enrollment. The prescribing practices course shall be at Respondent's expense
3 and shall be in addition to the Continuing Medical Education (CME) requirements for renewal of
4 licensure.

5 A prescribing practices course taken after the acts that gave rise to the charges in the
6 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
7 or its designee, be accepted towards the fulfillment of this condition if the course would have
8 been approved by the Board or its designee had the course been taken after the effective date of
9 this Decision.

10 Respondent shall submit a certification of successful completion to the Board or its
11 designee not later than 15 calendar days after successfully completing the course, or not later than
12 15 calendar days after the effective date of the Decision, whichever is later.

13 3. MEDICAL RECORD KEEPING COURSE. Within 60 calendar days of the effective
14 date of this Decision, Respondent shall enroll in a course in medical record keeping equivalent to
15 the Medical Record Keeping Course offered by the Physician Assessment and Clinical Education
16 Program, University of California, San Diego School of Medicine (Program), approved in
17 advance by the Board or its designee. Respondent shall provide the program with any information
18 and documents that the Program may deem pertinent. Respondent shall participate in and
19 successfully complete the classroom component of the course not later than six (6) months after
20 Respondent's initial enrollment. Respondent shall successfully complete any other component of
21 the course within one (1) year of enrollment. The medical record keeping course shall be at
22 Respondent's expense and shall be in addition to the Continuing Medical Education (CME)
23 requirements for renewal of licensure.

24 A medical record keeping course taken after the acts that gave rise to the charges in the
25 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
26 or its designee, be accepted towards the fulfillment of this condition if the course would have
27 been approved by the Board or its designee had the course been taken after the effective date of
28 this Decision.

1 Respondent shall submit a certification of successful completion to the Board or its
2 designee not later than 15 calendar days after successfully completing the course, or not later than
3 15 calendar days after the effective date of the Decision, whichever is later.

4 4. MONITORING - PRACTICE/BILLING. Within 30 calendar days of the effective
5 date of this Decision, Respondent shall submit to the Board or its designee for prior approval as a
6 practice monitor, the name and qualifications of one or more licensed physicians and surgeons
7 whose licenses are valid and in good standing, and who are preferably American Board of
8 Medical Specialties (ABMS) certified. A monitor shall have no prior or current business or
9 personal relationship with Respondent, or other relationship that could reasonably be expected to
10 compromise the ability of the monitor to render fair and unbiased reports to the Board, including
11 but not limited to any form of bartering, shall be in Respondent's field of practice, and must agree
12 to serve as Respondent's monitor. Respondent shall pay all monitoring costs.

13 The Board or its designee shall provide the approved monitor with copies of the Decision(s)
14 and Accusation(s), and a proposed monitoring plan. Within 15 calendar days of receipt of the
15 Decision(s), Accusation(s), and proposed monitoring plan, the monitor shall submit a signed
16 statement that the monitor has read the Decision(s) and Accusation(s), fully understands the role
17 of a monitor, and agrees or disagrees with the proposed monitoring plan. If the monitor disagrees
18 with the proposed monitoring plan, the monitor shall submit a revised monitoring plan with the
19 signed statement for approval by the Board or its designee.

20 Within 60 calendar days of the effective date of this Decision, and continuing for the first
21 year of probation, Respondent's practice monitor shall be monitored by the approved monitor.
22 Respondent shall make all records available for immediate inspection and copying on the
23 premises by the monitor at all times during business hours and shall retain the records for the
24 entire term of probation.

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1 If Respondent fails to obtain approval of a monitor within 60 calendar days of the effective
2 date of this Decision, Respondent shall receive a notification from the Board or its designee to
3 cease the practice of medicine within three (3) calendar days after being so notified. Respondent
4 shall cease the practice of medicine until a monitor is approved to provide monitoring
5 responsibility.

6 The monitor(s) shall submit a quarterly written report to the Board or its designee which
7 includes an evaluation of Respondent's performance, indicating whether Respondent's practices
8 are within the standards of practice of medicine, and whether Respondent is practicing medicine
9 safely, billing appropriately or both. It shall be the sole responsibility of Respondent to ensure
10 that the monitor submits the quarterly written reports to the Board or its designee within 10
11 calendar days after the end of the preceding quarter.

12 If the monitor resigns or is no longer available, Respondent shall, within 5 calendar days of
13 such resignation or unavailability, submit to the Board or its designee, for prior approval, the
14 name and qualifications of a replacement monitor who will be assuming that responsibility within
15 15 calendar days. If Respondent fails to obtain approval of a replacement monitor within 60
16 calendar days of the resignation or unavailability of the monitor, Respondent shall receive a
17 notification from the Board or its designee to cease the practice of medicine within three (3)
18 calendar days after being so notified Respondent shall cease the practice of medicine until a
19 replacement monitor is approved and assumes monitoring responsibility.

20 In lieu of a monitor, Respondent may participate in a professional enhancement program
21 equivalent to the one offered by the Physician Assessment and Clinical Education Program at the
22 University of California, San Diego School of Medicine, that includes, at minimum, quarterly
23 chart review, semi-annual practice assessment, and semi-annual review of professional growth
24 and education. Respondent shall participate in the professional enhancement program at
25 Respondent's expense during the term of probation.

26 5. SOLO PRACTICE PROHIBITION. Respondent is prohibited from engaging in the
27 solo practice of medicine. Prohibited solo practice includes, but is not limited to, a practice
28 where: 1) Respondent merely shares office space with another physician but is not affiliated for

1 purposes of providing patient care, or 2) Respondent is the sole physician practitioner at that
2 location.

3 If Respondent fails to establish a practice with another physician or secure employment in
4 an appropriate practice setting within 60 calendar days of the effective date of this Decision,
5 Respondent shall receive a notification from the Board or its designee to cease the practice of
6 medicine within three (3) calendar days after being so notified. The Respondent shall not resume
7 practice until an appropriate practice setting is established.

8 If, during the course of the probation, the Respondent's practice setting changes and the
9 Respondent is no longer practicing in a setting in compliance with this Decision, the Respondent
10 shall notify the Board or its designee within 5 calendar days of the practice setting change. If
11 Respondent fails to establish a practice with another physician or secure employment in an
12 appropriate practice setting within 60 calendar days of the practice setting change, Respondent
13 shall receive a notification from the Board or its designee to cease the practice of medicine within
14 three (3) calendar days after being so notified. The Respondent shall not resume practice until an
15 appropriate practice setting is established.

16 6. PROHIBITED PRACTICE. During probation, Respondent is prohibited from using
17 medical assistants to refill infusion pumps with prescription pain medication. After the effective
18 date of this Decision, all patients being treated by the Respondent shall be notified that the
19 Respondent is prohibited from using medical assistants to refill infusion pumps with prescription
20 pain medication. Any new patients must be provided this notification at the time of their initial
21 appointment.

22 Respondent shall maintain a log of all patients to whom the required oral notification was
23 made. The log shall contain the: 1) patient's name, address and phone number; patient's medical
24 record number, if available; 3) the full name of the person making the notification; 4) the date the
25 notification was made; and 5) a description of the notification given. Respondent shall keep this
26 log in a separate file or ledger, in chronological order, shall make the log available for immediate
27 inspection and copying on the premises at all times during business hours by the Board or its
28 designee, and shall retain the log for the entire term of probation.

1 7. NOTIFICATION. Within seven (7) days of the effective date of this Decision, the
2 Respondent shall provide a true copy of this Decision and Accusation to the Chief of Staff or the
3 Chief Executive Officer at every hospital where privileges or membership are extended to
4 Respondent, at any other facility where Respondent engages in the practice of medicine,
5 including all physician and locum tenens registries or other similar agencies, and to the Chief
6 Executive Officer at every insurance carrier which extends malpractice insurance coverage to
7 Respondent. Respondent shall submit proof of compliance to the Board or its designee within 15
8 calendar days.

9 This condition shall apply to any change(s) in hospitals, other facilities or insurance carrier.

10 8. SUPERVISION OF PHYSICIAN ASSISTANTS. During probation, Respondent is
11 prohibited from supervising physician assistants.

12 9. OBEY ALL LAWS. Respondent shall obey all federal, state and local laws, all rules
13 governing the practice of medicine in California and remain in full compliance with any court
14 ordered criminal probation, payments, and other orders.

15 10. QUARTERLY DECLARATIONS. Respondent shall submit quarterly declarations
16 under penalty of perjury on forms provided by the Board, stating whether there has been
17 compliance with all the conditions of probation.

18 Respondent shall submit quarterly declarations not later than 10 calendar days after the end
19 of the preceding quarter.

20 11. GENERAL PROBATION REQUIREMENTS.

21 Compliance with Probation Unit

22 Respondent shall comply with the Board's probation unit and all terms and conditions of
23 this Decision.

24 Address Changes

25 Respondent shall, at all times, keep the Board informed of Respondent's business and
26 residence addresses, email address (if available), and telephone number. Changes of such
27 addresses shall be immediately communicated in writing to the Board or its designee. Under no

28 ///

1 circumstances shall a post office box serve as an address of record, except as allowed by Business
2 and Professions Code section 2021(b).

3 Place of Practice

4 Respondent shall not engage in the practice of medicine in Respondent's or patient's place
5 of residence, unless the patient resides in a skilled nursing facility or other similar licensed
6 facility.

7 License Renewal

8 Respondent shall maintain a current and renewed California physician's and surgeon's
9 license.

10 Travel or Residence Outside California

11 Respondent shall immediately inform the Board or its designee, in writing, of travel to any
12 areas outside the jurisdiction of California which lasts, or is contemplated to last, more than thirty
13 (30) calendar days.

14 In the event Respondent should leave the State of California to reside or to practice
15 Respondent shall notify the Board or its designee in writing 30 calendar days prior to the dates of
16 departure and return.

17 12. INTERVIEW WITH THE BOARD OR ITS DESIGNEE. Respondent shall be
18 available in person upon request for interviews either at Respondent's place of business or at the
19 probation unit office, with or without prior notice throughout the term of probation.

20 13. NON-PRACTICE WHILE ON PROBATION. Respondent shall notify the Board or
21 its designee in writing within 15 calendar days of any periods of non-practice lasting more than
22 30 calendar days and within 15 calendar days of Respondent's return to practice. Non-practice is
23 defined as any period of time Respondent is not practicing medicine in California as defined in
24 Business and Professions Code sections 2051 and 2052 for at least 40 hours in a calendar month
25 in direct patient care, clinical activity or teaching, or other activity as approved by the Board. All
26 time spent in an intensive training program which has been approved by the Board or its designee
27 shall not be considered non-practice. Practicing medicine in another state of the United States or
28 Federal jurisdiction while on probation with the medical licensing authority of that state or

1 jurisdiction shall not be considered non-practice. A Board-ordered suspension of practice shall
2 not be considered as a period of non-practice.

3 In the event Respondent's period of non-practice while on probation exceeds 18 calendar
4 months, Respondent shall successfully complete a clinical training program that meets the criteria
5 of Condition 18 of the current version of the Board's "Manual of Model Disciplinary Orders and
6 Disciplinary Guidelines" prior to resuming the practice of medicine.

7 Respondent's period of non-practice while on probation shall not exceed two (2) years.

8 Periods of non-practice will not apply to the reduction of the probationary term.

9 Periods of non-practice will relieve Respondent of the responsibility to comply with the
10 probationary terms and conditions with the exception of this condition and the following terms
11 and conditions of probation: Obey All Laws; and General Probation Requirements.

12 14. COMPLETION OF PROBATION. Respondent shall comply with all financial
13 obligations (e.g., restitution, probation costs) not later than 120 calendar days prior to the
14 completion of probation. Upon successful completion of probation, Respondent's certificate shall
15 be fully restored.

16 15. VIOLATION OF PROBATION. Failure to fully comply with any term or condition
17 of probation is a violation of probation. If Respondent violates probation in any respect, the
18 Board, after giving Respondent notice and the opportunity to be heard, may revoke probation and
19 carry out the disciplinary order that was stayed. If an Accusation, or Petition to Revoke Probation,
20 or an Interim Suspension Order is filed against Respondent during probation, the Board shall have
21 continuing jurisdiction until the matter is final, and the period of probation shall be extended until
22 the matter is final.

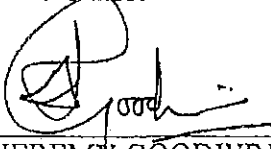
23 16. LICENSE SURRENDER. Following the effective date of this Decision, if
24 Respondent ceases practicing due to retirement or health reasons or is otherwise unable to satisfy
25 the terms and conditions of probation, Respondent may request to surrender his or her license.
26 The Board reserves the right to evaluate Respondent's request and to exercise its discretion in
27 determining whether or not to grant the request, or to take any other action deemed appropriate
28 and reasonable under the circumstances. Upon formal acceptance of the surrender, Respondent

1 shall within 15 calendar days deliver Respondent's wallet and wall certificate to the Board or its
2 designee and Respondent shall no longer practice medicine. Respondent will no longer be subject
3 to the terms and conditions of probation. If Respondent re-applies for a medical license, the
4 application shall be treated as a petition for reinstatement of a revoked certificate.

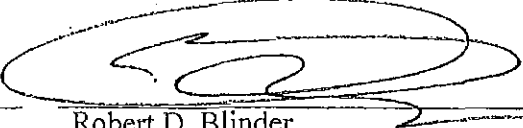
5 19. PROBATION MONITORING COSTS. Respondent shall pay the costs associated
6 with probation monitoring each and every year of probation, as designated by the Board, which
7 may be adjusted on an annual basis. Such costs shall be payable to the Medical Board of
8 California and delivered to the Board or its designee no later than January 31 of each calendar
9 year.

10 ACCEPTANCE

11 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
12 discussed it with my attorney, Robert D. Blinder. I understand the stipulation and the effect it
13 will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and
14 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
15 Decision and Order of the Medical Board of California.

16
17 DATED: 5/8/14 
18 JEREMY GOODWIN, M.D.
Respondent

19 I have read and fully discussed with Respondent Jeremy Goodwin, M.D. the terms and
20 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
21 I approve its form and content.

22 DATED: 5/8/14 
23 Robert D. Blinder
24 Attorney for Respondent
25
26
27
28

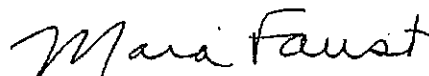
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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Medical Board of California.

Dated: 5/8/14

KAMALA D. HARRIS
Attorney General of California
E. A. JONES III
Supervising Deputy Attorney General



MARA FAUST
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 02-2011-217447

1 KAMALA D. HARRIS
Attorney General of California
2 GAIL M. HEPPELL
Supervising Deputy Attorney General
3 MARA FAUST
Deputy Attorney General
4 State Bar No. 111729
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 324-5358
Facsimile: (916) 327-2247
7 Attorneys for Complainant

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO
BY [Signature] ANALYST
2/16/2017

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

11 In the Matter of the Accusation Against:

Case No. 02-2011-217447

12 JEREMY GOODWIN, M.D.
13 P.O. Box 1676
Mt. Shasta, CA 96067-1676
14 Physician's and Surgeon's Certificate
No. G 76323

ACCUSATION

15 Respondent.

MEDICAL BOARD OF CALIFORNIA
I do hereby certify that this document is a true
and correct copy of the original on file in this
office.

16 Signature [Signature]

Title Custodian of records

17 Date 2/16/2017

18 Complainant alleges:

PARTIES

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

21 2. On or about April 19, 1993, the Medical Board of California issued Physician's and
22 Surgeon's Certificate Number G 76323 to Jeremy Goodwin, M.D. (Respondent). The Physician's
23 and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
24 herein and will expire on February 28, 2015 unless renewed.

JURISDICTION

25 3. This Accusation is brought before the Medical Board of California (Board),
26 Department of Consumer Affairs, under the authority of the following laws. All section
27 references are to the Business and Professions Code unless otherwise indicated.
28

1 8. Morphine Sulfate, an opiate, is the chemical and is a Schedule II controlled substance
2 within the meaning of Health and Safety Code Section 11055(b)(1)(L), and is a dangerous drug as
3 defined in section 4022 of the Code.

4 9. Ambien, a trade name for zolpidem tartrate, is a Schedule IV controlled substance as
5 defined in Health and Safety Code Section 11057, subdivision (d)(32), and is a dangerous drug as
6 defined in section 4022 of the Code.

7 FIRST CAUSE FOR DISCIPLINE

8 (Gross Negligence)

9 10. Respondent is subject to disciplinary action under section 2234(b) in that he was
10 grossly negligent in his treatment of patient B.L. The circumstances are as follows:

11 11. In or about June 20, 2002 through December 2, 2009 respondent was caring for a 65
12 year old female patient named, B.L.¹ More specifically respondent was managing patient B.L.'s
13 pain through the delivery of opioid (narcotic) pain medication by intrathecal infusion pump. The
14 intrathecal infusion consisted of a mixture of 8 mgs of fentanyl, with bupivacaine and clonidine
15 delivered over a 24-hour period, each day, when the pump was refilled by respondent's medical
16 assistant, once a month. Respondent also prescribed oral medication of Valium 10mg tid,
17 Morphine sulfate 100mg, to use 1-2 prn, and Ambien 15 mg at night. In addition to the 8 mg of
18 fentanyl through the pump infusion every 24 hours, patient B.L. would receive a bolus infusion of
19 the solution over a 45 minute period with 1.6 mg of fentanyl once a month when she visited the
20 respondent's office.

21 12. On December 1, 2009, respondent's medical assistant, L.W.,² gave patient B.L. a
22 bolus infusion of 8 mg of fentanyl, rather than 1.6 mg. of fentanyl, (a full days supply of opioid
23 narcotic delivered in 45 minutes), which was an error made in the programming of the pump. On
24 this day, respondent saw patient B.L. after she left the examination room and was on her way to
25 her automobile to go home. Patient B.L. became unusually sedated getting into her car, as a

26 _____
27 ¹ The patient's initials are given to protect her privacy but her full identify will be
disclosed as part of discovery.

28 ² The employees initials are given to protect her privacy.

1 passenger, and needed help all the way home. B.L. could not be aroused when she arrived home
2 and had to be carried to her bed. The next day she was found dead in her bed. The coroner's
3 report found potential toxic levels of fentanyl and morphine blood concentrations in B.L.'s body.

4 13. Respondent's action of allowing his unlicensed medical assistants to routinely refill
5 and program the Medtronic SynchroMed Infusion pump resulted in the medical assistant
6 performing procedures beyond her scope and training with respect to patient B.L. and such
7 conduct constitutes an extreme departure from the standard of care in violation of section 2234(b)
8 of the Code.

9 SECOND CAUSE FOR DISCIPLINE

10 (Gross Negligence)

11 14. Complainant realleges paragraphs 11-13 above and incorporates them by reference
12 herein as though fully set forth.

13 15. Respondent is subject to disciplinary action under section 2234(b) in that he was
14 grossly negligent in his treatment of patient B.L. in that he failed to review the infusion pump
15 session data report from patient B.L.'s last pump refill constitutes an extreme departure from the
16 standard of care.

17 THIRD CAUSE FOR DISCIPLINE

18 (Repeated Acts of Negligence)

19 16. Complainant realleges paragraphs 11-13 and 15 above and incorporates them by
20 reference herein as though fully set forth.

21 17. Respondent is subject to disciplinary action under section 2234(c) in that
22 Respondent's action of allowing his unlicensed medical assistants to routinely refill and program
23 the Medtronic SynchroMed Infusion pump resulted in the medical assistant performing
24 procedures beyond her scope and training with respect to patient B.L. along with his failure to
25 review the infusion pump session data report from patient B.L.'s last pump refill constitutes
26 repeated negligent acts.

27 18. Respondent prescribed MS Contin to patient B.L. on November 16, 2009, but the
28 respondent failed to record the number of refills authorized. In B.L.'s medical record, respondent

1 or his staff stated that B.L. rarely used morphine, yet high levels of morphine were found in the
2 deceased patient's system. Respondent's failure to clearly document what oral medication he
3 prescribed and what medication he authorized refills on for patient B.L., particularly the
4 morphine sulfate constitutes a departure from the standard of care.

5 FOURTH CAUSE FOR DISCIPLINE

6 (Failure to Maintain Adequate and Accurate Medical Records)

7 19. Complainant realleges paragraphs 11-13, 15, 17-18 above and incorporates them by
8 reference herein as though fully set forth.

9 20. Respondent is subject to disciplinary action under section 2266 in that he failed to
10 record any authorized refills for the oral medication he prescribed to patient B.L., particularly the
11 Valium, Ambien, MS Contin, and morphine and such failure constitutes a violation of the Code.

12 PRAYER

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

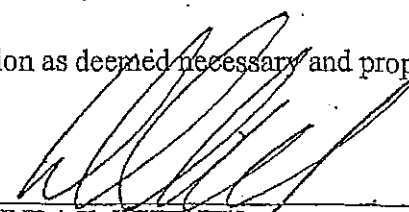
15 1. Revoking or suspending Physician's and Surgeon's Certificate Number G 76323;
16 issued to Jeremy Goodwin, M.D.;

17 2. Revoking, suspending or denying approval of Jeremy Goodwin, M.D.'s authority to
18 supervise physician's assistants, pursuant to section 3527 of the Code;

19 3. Ordering Jeremy Goodwin, M.D. to pay the Medical Board of California, if placed on
20 probation, the costs of probation monitoring;

21 4. Taking such other and further action as deemed necessary and proper.

22
23 DATED: April 3, 2013


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

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