

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

**In the Matter of the Accusation )  
Against: )**

**LUIS ANTONIO LOMELI, M.D. )**

**Case No. 800-2016-025180**

**Physician's and Surgeon's )  
Certificate No. G 52789 )**

**Respondent )**

**DECISION**

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

**This Decision shall become effective at 5:00 p.m. on November 23, 2016**

**IT IS SO ORDERED November 17, 2016 .**

**MEDICAL BOARD OF CALIFORNIA**

**By: Kimberly Kirchmeyer  
Kimberly Kirchmeyer  
Executive Director**

1 KAMALA D. HARRIS  
Attorney General of California  
2 JUDITH T. ALVARADO  
Supervising Deputy Attorney General  
3 BRIAN D. BILL  
Deputy Attorney General  
4 State Bar No. 239146  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-9474  
6 Facsimile: (213) 897-9395  
*Attorneys for Complainant*  
7

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

10 In the Matter of the Accusation Against:

Case No. 800-2016-025180

11 **LUIS ANTONIO LOMELI, M.D.**  
12 **527 North Palm Avenue, Suite 101**  
13 **Ontario, California 91762**

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

14 **Physician and Surgeon**  
**No. G52789,**

15 Respondent.

16  
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
18 entitled proceedings that the following matters are true:

19 PARTIES

20 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board  
21 of California (Board). She brought this action solely in her official capacity and is represented in  
22 this matter by Kamala D. Harris, Attorney General of the State of California, by Brian D. Bill,  
23 Deputy Attorney General.

24 2. Luis Antonio Lomeli, M.D. (Respondent) is representing himself in this proceeding  
25 and has chosen not to exercise his right to be represented by counsel.

26 3. On or about July 2, 1984, the Board issued Physician and Surgeon Number G52789  
27 to Luis Antonio Lomeli, M.D. (Respondent). The Physician's and Surgeon's Certificate was in  
28 full force and effect at all times relevant to the charges brought herein and will expire on October

1 31, 2017, unless renewed.

2 JURISDICTION

3 4. Accusation No. 800-2016-025180 was filed before the Board, and is currently  
4 pending against Respondent. The Accusation and all other statutorily required documents were  
5 properly served on Respondent on October 14, 2016. Respondent timely filed his Notice of  
6 Defense contesting the Accusation. A copy of Accusation No. 800-2016-025180 is attached as  
7 Exhibit A and incorporated by reference.

8 ADVISEMENT AND WAIVERS

9 5. Respondent has carefully read, and understands the charges and allegations in  
10 Accusation No. 800-2016-025180. Respondent also has carefully read, and understands the  
11 effects of this Stipulated Surrender of License and Order.

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

19 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
20 every right set forth above.

21 CULPABILITY

22 8. Respondent understands that at a hearing, Complainant could set forth a prima facie  
23 case for the charges and allegations in Accusation No. 800-2016-025180, and Respondent  
24 declines to defend the same.

25 9. Respondent understands that by signing this stipulation he enables the Board to issue  
26 an order accepting the surrender of his Physician's and Surgeon's Certificate without further  
27 process.

28 //



1 ORDER

2 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G52789, issued  
3 to Respondent Luis Antonio Lomeli, M.D., is surrendered and accepted by the Medical Board of  
4 California.

5 1. Respondent shall lose all rights and privileges as a Physician and Surgeon in  
6 California as of the effective date of the Board's Decision and Order.

7 2. Respondent shall cause to be delivered to the Board his pocket license and, if one was  
8 issued, his wall certificate on or before the effective date of the Decision and Order.

9 3. If Respondent ever files an application for licensure or a petition for reinstatement in  
10 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must  
11 comply with all the laws, regulations and procedures for reinstatement of a revoked license in  
12 effect at the time the petition is filed, and all of the charges and allegations contained in  
13 Accusation No. 800-2016-025180 shall be deemed to be true, correct and admitted by Respondent  
14 when the Board determines whether to grant or deny the petition.

15  
16 ACCEPTANCE

17 I have carefully read the Stipulated Surrender of License and Order. I understand the  
18 stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this  
19 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to  
20 be bound by the Decision and Order of the Medical Board of California.

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22  
23 DATED: \_\_\_\_\_

24 LUIS ANTONIO LOMELI, M.D.  
25 *Respondent*

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ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G52789, issued to Respondent Luis Antonio Lomeli, M.D., is surrendered and accepted by the Medical Board of California.

1. Respondent shall lose all rights and privileges as a Physician and Surgeon in California as of the effective date of the Board's Decision and Order.

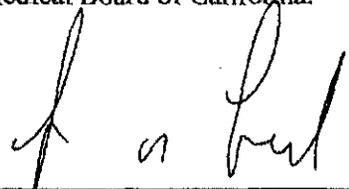
2. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

3. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2016-025180 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 10-17-16



LUIS ANTONIO LOMELI, M.D.  
*Respondent*

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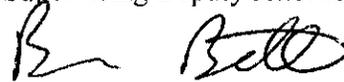
ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Medical Board of California of the Department of Consumer Affairs.

Dated: 10-18-16

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
JUDITH T. ALVARADO  
Supervising Deputy Attorney General



BRIAN D. BILL  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 800-2016-025180**

1 KAMALA D. HARRIS  
Attorney General of California  
2 JUDITH T. ALVARADO  
Supervising Deputy Attorney General  
3 BRIAN D. BILL  
Deputy Attorney General  
4 State Bar No. 239146  
California Department of Justice  
5 300 So. Spring Street, Suite 1702  
Los Angeles, CA 90013  
6 Telephone: (213) 897-9474  
Facsimile: (213) 897-9395  
7 *Attorneys for Complainant*

FILED  
STATE OF CALIFORNIA  
MEDICAL BOARD OF CALIFORNIA  
SACRAMENTO *Oct 14* 20 *16*  
BY *[Signature]* ANALYST

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. 800-2016-025180

12 **LUIS ANTONIO LOMELI, M.D.**  
13 **527 North Palm Avenue, Suite 101**  
**Ontario, California 91762**

**ACCUSATION**

14 **Physician and Surgeon**  
15 **No. G52789,**

Respondent.

18 Complainant alleges:

19 **PARTIES**

20 1. Kimberly Kirchmeyer (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 (Board).

23 2. On or about July 2, 1984, the Board issued Physician and Surgeon Number G52789 to  
24 Luis Antonio Lomeli, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full  
25 force and effect at all times relevant to the charges brought herein and will expire on October 31,  
26 2017, unless renewed.

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1 order of the board.

2 “(4) Be publicly reprimanded by the board. The public reprimand may include a  
3 requirement that the licensee complete relevant educational courses approved by the board.

4 “(5) Have any other action taken in relation to discipline as part of an order of probation, as  
5 the board or an administrative law judge may deem proper.

6 “(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical  
7 review or advisory conferences, professional competency examinations, continuing education  
8 activities, and cost reimbursement associated therewith that are agreed to with the board and  
9 successfully completed by the licensee, or other matters made confidential or privileged by  
10 existing law, is deemed public, and shall be made available to the public by the board pursuant to  
11 Section 803.1.”

12 6. Section 820 of the Code states:

13 “Whenever it appears that any person holding a license, certificate or permit under this  
14 division or under any initiative act referred to in this division may be unable to practice his or her  
15 profession safely because the licentiate's ability to practice is impaired due to mental illness, or  
16 physical illness affecting competency, the licensing agency may order the licentiate to be  
17 examined by one or more physicians and surgeons or psychologists designated by the agency.  
18 The report of the examiners shall be made available to the licentiate and may be received as direct  
19 evidence in proceedings conducted pursuant to Section 822.”

20 7. Section 822 of the Code states:

21 “If a licensing agency determines that its licentiate's ability to practice his or her  
22 profession safely is impaired because the licentiate is mentally ill, or physically ill affecting  
23 competency, the licensing agency may take action by any one of the following methods:

24 “(a) Revoking the licentiate's certificate or license.

25 “(b) Suspending the licentiate's right to practice.

26 “(c) Placing the licentiate on probation.

27 “(d) Taking such other action in relation to the licentiate as the licensing agency in its  
28 discretion deems proper.



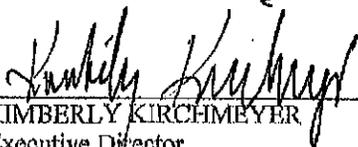
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PRAYER

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 and Surgeon Number G52789, issued to Luis Antonio Lomeli, M.D.;
2. Revoking, suspending or denying approval of his authority to supervise physician assistants, pursuant to section 3527 of the Code;
3. If placed on probation, ordering him to pay the Board the costs of probation monitoring; and
4. Taking such other and further action as deemed necessary and proper.

DATED: October 14, 2016

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

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