

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

In the Matter of the Accusation Against: )  
)  
)  
)  
SAKREPATNA MANOHARA, M.D. ) Case No. 08-2012-222987  
)  
Physician's and Surgeon's )  
Certificate No. A 34791 )  
)  
Respondent. )  
\_\_\_\_\_ )

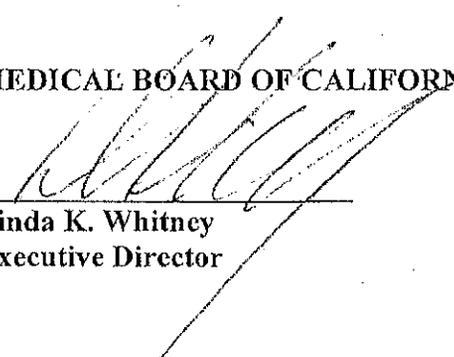
DECISION

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 January 3, 2013

IT IS SO ORDERED December 27, 2012

MEDICAL BOARD OF CALIFORNIA

By:   
\_\_\_\_\_  
Linda K. Whitney  
Executive Director

1 KAMALA D. HARRIS  
Attorney General of California  
2 GLORIA L. CASTRO  
Supervising Deputy Attorney General  
3 VLADIMIR SHALKEVICH  
Deputy Attorney General  
4 State Bar No. 173955  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
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6 Facsimile: (213) 897-9395  
*Attorneys for Complainant*  
7

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

10 In the Matter of the Accusation Against:	Case No. 08-2012-222987	
11 <b>SAKREPATNA MANOHARA, M.D.</b>	<b>STIPULATED SURRENDER OF</b>	
12 <b>6001 Truxtum Ave, #160</b>		<b>LICENSE AND ORDER</b>
13 <b>Bakersfield, CA 93309</b>		
14 <b>Physician's and Surgeon's Certificate</b>		
15 <b>No. A34791</b>		
16 Respondent.		

17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
19 proceeding that the following matters are true:

20 PARTIES

21 1. Linda K. Whitney (Complainant) is the Executive Director of the Medical Board of  
22 California. She brought this action solely in her official capacity and is represented in this matter  
23 by Kamala D. Harris, Attorney General of the State of California, by Vladimir Shalkevich,  
24 Deputy Attorney General.

25 2. SAKREPATNA MANOHARA, M.D. (Respondent) is represented in this proceeding  
26 by attorney Stewart Hsieh, Esq., whose address is Frye & Hsieh, LLP, 700 South Flower Street,  
27 Suite 3280, Los Angeles, California 90017.

28 .2. On or about December 10, 1979, the Medical Board of California issued Physician's and

1 Surgeon's Certificate No. A34791 to SAKREPATNA MANOHARA, M.D. (Respondent). The  
2 Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the  
3 charges brought in Accusation No. 08-2012-222987 and will expire on January 31, 2013, unless  
4 renewed.

#### 5 JURISDICTION

6 3. Accusation No. 08-2012-222987 was filed before the Medical Board of California  
7 (Board), Department of Consumer Affairs, and is currently pending against Respondent. The  
8 Accusation and all other statutorily required documents were properly served on Respondent on  
9 or about September 17, 2012. A copy of Accusation No. 08-2012-222987 is attached as Exhibit  
10 A and incorporated by reference.

#### 11 ADVISEMENT AND WAIVERS

12 4. Respondent has carefully read, fully discussed with counsel, and understands the  
13 charges and allegations in Accusation No. 08-2012-222987. Respondent also has carefully read,  
14 fully discussed with counsel, and understands the effects of this Stipulated Surrender of License  
15 and Order.

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

23 6. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
24 every right set forth above.

#### 25 CULPABILITY

26 7. Respondent admits the truth of each and every charge and allegation in Accusation  
27 No. 08-2012-222987, agrees that cause exists for discipline and hereby surrenders his Physician's  
28 and Surgeon's Certificate No. A34791 for the Board's formal acceptance.



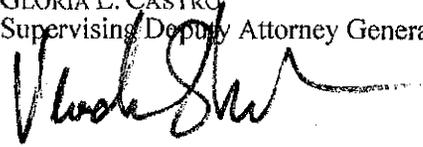


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ENDORSEMENT

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: 12/17/12

Respectfully submitted,  
KAMALA D. HARRIS  
Attorney General of California  
GLORIA L. CASTRO  
Supervising Deputy Attorney General  
  
VLADIMIR SHALKEVICH  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 08-2012-222987**

1 KAMALA D. HARRIS  
Attorney General of California  
2 GLORIA L. CASTRO  
Supervising Deputy Attorney General  
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*Attorneys for Complainant*

FILED  
STATE OF CALIFORNIA  
MEDICAL BOARD OF CALIFORNIA  
SACRAMENTO October 12 20 12  
BY: [Signature] ANALYST

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

In the Matter of the Accusation Against:  
**SAKREPATNA MANOHARA, M.D.**  
**6001 Truxtum Ave, #160**  
**Bakersfield, CA 93309**  
  
**Physician's and Surgeon's Certificate**  
**No. A34791**  
  
Respondent.

Case No. 08-2012-222987

ACCUSATION

Complainant alleges:

PARTIES

1. Linda K. Whitney (Complainant) brings this Accusation solely in her official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs.
2. On or about December 10, 1979, the Medical Board of California issued Physician's and Surgeon's Certificate Number A34791 to SAKREPATNA MANOHARA, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on January 31, 2013, unless renewed.

JURISDICTION

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

1           4.     Section 820 of the Code states:

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

9           5.     Section 822 of the Code states:

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

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

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

15           (c) Placing the licentiate on probation.

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

18           The licensing agency shall not reinstate a revoked or suspended certificate or license until it  
19 has received competent evidence of the absence or control of the condition which caused its  
20 action and until it is satisfied that with due regard for the public health and safety the person's  
21 right to practice his or her profession may be safely reinstated."

22           6.     Section 824 of the Code states:

23           "The licensing agency may proceed against a licentiate under either Section 820, or 822,  
24 or under both sections."

25           7.     Section 825 of the Code states:

26           "As used in this article with reference to persons holding licenses as physicians and  
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28

1 surgeons, 'licensing agency' means a panel of the Division of Medical Quality<sup>1</sup>."

2 8. Section 826 of the Code states:

3 "The proceedings under Sections 821 and 822 shall be conducted in accordance with  
4 Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government  
5 Code, and the licensing agency and the licentiate shall have all the rights and powers granted  
6 therein."

7 CAUSE FOR DISCIPLINE

8 (Disability Affecting Competence)

9 9. Respondent is subject to disciplinary action under Section 822 of the Code in that he  
10 is disabled, and his disability impacts his ability to practice medicine safely. The circumstances  
11 are as follows:

12 10. On or about August 22, 2012, after reviewing Respondent's medical records and  
13 correspondence from his treating physicians, the Board determined that Respondent's ability to  
14 practice medicine safely is impaired because he is suffering from an illness affecting his  
15 competency.

16  
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 of California issue a decision:

20 1. Revoking or suspending Physician's and Surgeon's Certificate Number A34791,  
21 issued to Sakrepatna Manohara, M.D.

22 2. Revoking, suspending or denying approval of Sakrepatna Manohara, M.D.'s authority  
23 to supervise physician's assistants, pursuant to section 3527 of the Code;

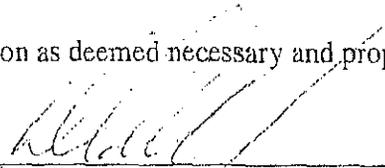
24  
25 <sup>1</sup> Calif. B&P Code section 2002, as amended and effective 1/1/08, provides that, unless otherwise  
26 expressly provided, the term "board" as used in the State Medical Practice Act (Cal. Bus. & Prof.  
27 Code sections 2000, et seq) means the Medical Board of California," and reference to the  
28 Division of Medical Quality and Division of Licensing in the Act or any other provision of law  
shall be deemed to refer to the board.

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3. Ordering Sakrepatna Manohara, M.D., if placed on probation, to pay the costs of probation monitoring;

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

DATED: October 12, 2012



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

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