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7

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

11 In the Matter of the Accusation Against,  
12 **DEBRA JANINE THOMAS, M.D.**  
13 **6719 Gov G C Peery Highway**  
14 **Richlands, VA 24641-2484**  
15 **Physician's and Surgeon's Certificate No.**  
16 **A77768**  
17 Respondent

Case No. 800-2016-020273  
**DEFAULT DECISION**  
**AND ORDER**  
[Gov. Code §11520]

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19 On or about November 10, 2016, an employee of the Medical Board of California (Board),  
20 sent by certified mail a copy of Accusation No. 800-2016-020273, Statement to Respondent,  
21 Notice of Defense in blank, Request for Discovery, and Government Code sections 11507.5,  
22 11507.6, and 11507.7 to Debra Janine Thomas, M.D. (Respondent) at her address of record with  
23 the Board, which was and is 6719 Gov G C Peery Highway, Ste 1400, Richlands, VA 24641. On  
24 or about November 16, 2016, an individual signed the certified mail receipt card as agent for  
25 Respondent. On or about November 28, 2016, Deputy Attorney General Carlyne Evans  
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1 received a Notice of Defense. (Exhibit Package, Exhibit 1<sup>1</sup>: Accusation, the related documents,  
2 Declaration of Service, Notice of Defense, certified mail receipt card, signed Notice of Defense.)

3 On or about December 12, 2016, via regular and certified mail, a Notice of Hearing was  
4 served on Respondent at her address of record informing her that a hearing would be held on May  
5 4, 2017 at 9:00 a.m. at the Office of Administrative Hearings at 1515 Clay Street, Suite 206,  
6 Oakland, California. (Exhibit Package, Exhibit 2: Notice of Hearing and proof of service.)

7 The matter was called for hearing at the date, time and location as set forth in the Notice of  
8 Hearing. Deputy Attorney General Carolyne Evans of the Attorney General's Office appeared on  
9 behalf of the Complainant Medical Board of California. There was no appearance by or on behalf  
10 of Respondent. At 9:15 a.m., Administrative Law Judge Jill Schlichtmann declared the matter a  
11 default, and at the request of Complainant's counsel, the matter was remanded to the agency for  
12 action under Government Code section 11520. (Exhibit Package, Exhibit 3: Findings and  
13 Declaration of Default; Order of Remand.)

#### 14 FINDINGS OF FACT

##### 15 I.

16 Complainant Kimberly Kirchmeyer is the Executive Director of the Board. The charges  
17 and allegations in Accusation No. 800-2016-020273 were at all times brought and made solely in  
18 the official capacity of the Board's Executive Director.

##### 19 II.

20 On or about January 25, 2002, the Board issued Physician's and Surgeon's Certificate No.  
21 A77768 to Respondent. The Physician's and Surgeon's Certificate was in full force and effect at  
22 all times relevant to the charges brought herein and expired on March 31, 2013. (Exhibit  
23 Package, Exhibit 4: Certificate of License.)

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27 <sup>1</sup> The evidence in support of this Default Decision and Order is contained in the "Exhibit  
28 Package."

1 III.

2 On or about November 10, 2016, Respondent was served with an Accusation, alleging  
3 causes for discipline against Respondent. The Accusation and accompanying documents were  
4 duly served on Respondent. Respondent filed a Notice of Defense. Respondent was served with  
5 a Notice of Hearing scheduled for May 4, 2017 at the Office of Administrative Hearings. There  
6 was no appearance by or on behalf of Respondent. The matter was remanded to the agency for  
7 action under Government Code section 11520.

8 IV.

9 The allegations of the Accusation are true as follows:

10 On February 1, 2016, the Illinois Department of Financial and Professional Regulation  
11 (Illinois Department) issued an Order that refused to renew Respondent's Illinois Physician and  
12 Surgeon License. The Illinois Department's Order was based on a finding that Respondent was  
13 unable to practice with reasonable skill and safety. The Order found that on or about April 22,  
14 2012, Respondent was involuntarily committed via a temporary detention order after a police  
15 officer took Respondent into custody because, according to the officer, Respondent approached  
16 him claiming she had taken her boyfriend's gun with the intention of hurting herself. The Order  
17 also found that Respondent was treated, evaluated, and diagnosed with bipolar disorder.

18 Further, the Order found that on or about November 12, 2013, Respondent's staff  
19 membership and clinical privileges at the facility where she practiced were revoked pending a  
20 hearing. The action was based on "concerns of an ongoing pattern of disciplinary and behavioral  
21 issues and poor judgment . . . refusal to enroll in an approved physician health program . . . and  
22 being late to the OR . . ." (Exhibit Package, Exhibit A, Attachment A: February 1, 2016 Order  
23 issued by the Illinois Department.)

24 DETERMINATION OF ISSUES

25 Pursuant to the foregoing Findings of Fact, Respondent's conduct and the action of the  
26 Illinois Department constitute cause for discipline within the meaning of Business and  
27 Professions Code sections 2305 and/or 141.

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ORDER

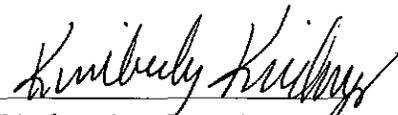
IT IS SO ORDERED that Physician's and Surgeon's Certificate No. A77768, heretofore issued to Respondent Debra Janine Thomas, M.D., is **REVOKED**.

Respondent shall not be deprived of making a request for relief from default as set forth in Government Code section 11520, subdivision (c), for good cause shown. However, such showing must be made in writing by way of a motion to vacate the default decision and directed to the Medical Board of California at 2005 Evergreen Street, Suite 1200, Sacramento, CA 95815 within seven (7) days after service of the Decision on Respondent.

This Decision shall become effective on June 16, 2017.

It is so ORDERED May 18, 2017.

MEDICAL BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By   
Kimberly Kirchmeyer  
Executive Director

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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. 800-2016-020273

12 **Debra Janine Thomas, M.D.**  
13 **6719 Gov G C Peery Highway, Ste. 1400**  
**Richlands, VA 24641**

**ACCUSATION**

14 **Physician's and Surgeon's Certificate**  
15 **No. A77768,**

16 Respondent.

17  
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 January 25, 2002, the Medical Board issued Physician's and Surgeon's  
24 Certificate Number A77768 to Debra Janine Thomas, M.D. (Respondent). The Physician's and  
25 Surgeon's Certificate expired on March 31, 2013, and has not been renewed.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board, under the authority of the following  
28 laws. All section references are to the Business and Professions Code unless otherwise indicated.



1 Physician and Surgeon License. The Illinois Department's Order was based on a finding that  
2 Respondent was unable to practice with reasonable skill and safety. The Order found that on or  
3 about April 22, 2012, Respondent was involuntarily committed via a temporary detention order  
4 after a police officer took Respondent into custody because, according to the officer, Respondent  
5 approached him claiming she had taken her boyfriend's gun with the intention of hurting herself.  
6 The Order also found that Respondent was treated, evaluated, and diagnosed with bipolar  
7 disorder.

8 Further, the Order found that on or about November 12, 2013, Respondent's staff  
9 membership and clinical privileges at the facility where she practiced were revoked pending a  
10 hearing. The action was based on "concerns of an ongoing pattern of disciplinary and behavioral  
11 issues and poor judgment . . . refusal to enroll in an approved physician health program . . . and  
12 being late to the OR . . ."

13 A copy of the February 1, 2016 Order issued by the Illinois Department is attached as  
14 Exhibit A.

15 8. Respondent's conduct and the actions of the Illinois Department as set forth in  
16 paragraph 7 and the February 1, 2016 Order, above, constitute unprofessional conduct and cause  
17 for discipline pursuant to sections 2305 and/or 141 of the Code.

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20 **PRAYER**

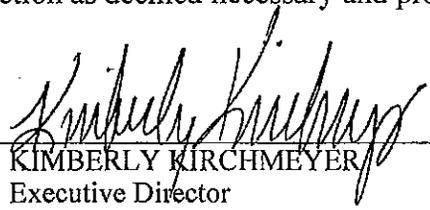
21 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
22 and that following the hearing, the Medical Board of California issue a decision:

- 23 1. Revoking or suspending Physician's and Surgeon's Certificate Number A77768,  
24 issued to Debra Janine Thomas, M.D.;
- 25 2. Revoking, suspending or denying approval of Debra Janine Thomas, M.D.'s authority  
26 to supervise physician assistants, pursuant to section 3527 of the Code;
- 27 3. Ordering Debra Janine Thomas, M.D., if placed on probation, to pay the Board the  
28 costs of probation monitoring; and

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

DATED: November 10, 2016

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

SF2016201922

**EXHIBIT A**



**Illinois Department of Financial and Professional Regulation**  
**Division of Professional Regulation**

Bruce Rauner  
Governor

Bryan A. Schneider  
Secretary

Daniel Kelber  
Acting Director  
Division of Professional Regulation

**CERTIFICATION**

I, Daniel Kelber, Acting Director of the Division of Professional Regulation, do hereby certify that I have been designated by the Secretary of the Department of Financial and Professional Regulation of the State of Illinois, as the keeper of its records and Seal. Such document(s) attached hereto are certified copies of the records maintained and kept by this Department in the regular course of business as of today's date.

IN WITNESS WHEREOF, I have set my hand and Seal of the Department of Financial and Professional Regulation at Springfield, Sangamon County, Illinois, this 30<sup>th</sup> day of August 2016.



13

Daniel Kelber  
Acting Director  
Division of Professional Regulation



Please contact the *Division of Professional Regulation, Licensure Maintenance Unit*, at 1-800-560-6420 if you have any questions.

Documentation Certification Itr

STATE OF ILLINOIS  
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION  
DIVISION OF PROFESSIONAL REGULATION

DEPARTMENT OF FINANCIAL	)
AND PROFESSIONAL REGULATION	)
of the State of Illinois,	)
v.	)
DEBRA J. THOMAS, M.D.	)
License No. 036.119028,	)
Complainant,	)
Respondent.	)
	) No. 2015-10655

ORDER

This matter coming before the Director of the Division of Professional Regulation of the Department of Financial and Professional Regulation of the State of Illinois on the Notice of Intent to Refuse to Renew Physician and Surgeon License of Respondent, Debra J. Thomas, M.D. (hereafter "Respondent"), filed by the DIVISION OF PROFESSIONAL REGULATION of the DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois, all due and proper notice having been served, Respondent having failed to file any request for a hearing and being duly advised in the premises.

NOW, THEREFORE, I, JAY STEWART, THE DIRECTOR OF THE DIVISION OF PROFESSIONAL REGULATION of the DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois, hereby find:

1. THAT Respondent holds a Physician and Surgeon License in the State of Illinois, bearing license No. 036.119028, and said License is presently in NOT RENEWED status.
2. The Virginia Board of Medicine ("Board") found that Respondent violated Section 54.1-2915.A (14) of the Code of Virginia but took no disciplinary action against Respondent's medical license because she did not hold a current and active license to

practice medicine and surgery in the Commonwealth of Virginia.

3. Respondent is unable to practice with reasonable skill and safety. The Board found that on April 22, 2012, Respondent was involuntarily committed via a Temporary Detention Order (TDO) after a police officer took Respondent into custody because, according to the officer, Respondent approached him claiming she had taken her boyfriend's gun with the intention of hurting herself.
4. Respondent was treated, evaluated, and diagnosed with bipolar disorder. Furthermore, on November 12, 2013, Respondent's staff membership and clinical privileges at the facility where she practiced were revoked pending a fair hearing. The action was based on "concerns of an ongoing pattern of disciplinary and behavioral issues and poor judgment...refusal to enroll in an approved physician health program...and being late to the OR..."
5. THAT the aforesaid conduct is grounds to refuse to renew Respondent's License as a Physician and Surgeon under 225 ILCS 60/22(A)(12), (A)(27), and (A)(34).
6. THAT I have jurisdiction of the parties and subject matter pursuant to 225 Illinois Compiled Statutes Section 60/22(A), et seq.

IT IS ORDERED that Debra J. Thomas's, M.D.'s Physician and Surgeon License SHALL NOT BE RENEWED as of the date of this Order.

DATED THIS 1<sup>st</sup> DAY OF February, 2016.

DEPARTMENT OF FINANCIAL AND  
PROFESSIONAL REGULATION of the State of Illinois;  
BRYAN SCHNEIDER, Secretary

DIVISION OF PROFESSIONAL REGULATION

  
\_\_\_\_\_  
Jay Stewart  
Director of Professional Regulation

REF: License No. 036.119028  
Case No. 2015-10655