

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

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

ALAN JOHN AZEVEDO, M.D.

**Physician's and Surgeon's Certificate
No. G32695**

Respondent.

No. 800-2013-001053

ORDER FOR LICENSE SURRENDER DURING PROBATION

The above named respondent was placed on seven (7) years' probation effective September 18, 2015. Pursuant to the terms and conditions of the probationary order, the respondent elected to surrender his license effective April 11, 2017.

WHEREFORE, THE ABOVE IS ORDERED by the Medical Board of California.

So ordered April 27, 2017.

MEDICAL BOARD OF CALIFORNIA



Dev GnanaDev, President

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

In the Matter of the Accusation Against:

**Alan John Azevedo, M.D.
1943 Roseleaf Ct.
Chico, CA 95926-9641**

**Physician's and Surgeon's
Certificate No. G 32695**

Respondent.

Case No. 800-2013-001053

**AGREEMENT FOR
SURRENDER OF LICENSE**

TO ALL PARTIES:

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

1. Complainant, Kimberly Kirchmeyer, is the Executive Director of the Medical Board of California, Department of Consumer Affairs ("Board").

2. Alan John Azevedo, M.D., ("Respondent") has carefully read and fully understands the effect of this Agreement.

3. Respondent understands that by signing this Agreement he is enabling the Board to issue this order accepting the surrender of license without further process. Respondent understands and agrees that Board staff and counsel for complainant may communicate directly with the Board regarding this Agreement, without notice to or participation by Respondent. The Board will not be disqualified from further action in this matter by virtue of its consideration of this Agreement.

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1 4. Respondent acknowledges there is current disciplinary action against his
2 license, that on July 2, 2015, an Accusation was filed against him and on September 18,
3 2016, a Decision was rendered wherein his license was revoked, with the revocation
4 stayed, and placed on 7 years' probation with various standard terms and conditions.

5 5. The current disciplinary action provides in pertinent part, "Following the
6 effective date of this Decision, if Respondent ceases practicing due to retirement, health
7 reasons, or is otherwise unable to satisfy the terms and conditions of probation, Respondent
8 may request voluntary surrender of Respondent's license." (Condition #15).

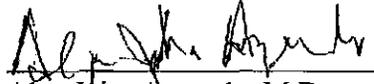
9 6. Upon acceptance of the Agreement by the Board, Respondent understands
10 he will no longer be permitted to practice as a physician and surgeon in California, and
11 also agrees to surrender his wallet certificate, wall license and D.E.A. Certificate(s).

12 7. Respondent fully understands and agrees, however, that if Respondent ever
13 files an application for relicensure or reinstatement in the State of California, the Board
14 shall treat it as a Petition for Reinstatement of a revoked/surrendered license in effect at the
15 time the Petition is filed. In addition, any Medical Board Investigation Report(s),
16 including all referenced documents and other exhibits, upon which the Board is predicated,
17 and any such Investigation Report(s), attachments, and other exhibits, that may be
18 generated subsequent to the filing of this Agreement for Surrender of License, shall be
19 admissible as direct evidence, and any time-based defenses, such as laches or any
20 applicable statute of limitations, shall be waived when the Board determines whether to
21 grant or deny the Petition. Should you ever request to reinstate your California license, all
22 probation monitoring costs due to the Board must be collected before reinstatement of your
23 revoked license.
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ACCEPTANCE

I, Alan John Azevedo, M.D., have carefully read the above Agreement and enter into it freely and voluntarily, with the optional advice of counsel, and with full knowledge of its force and effect, do hereby surrender Physician's and Surgeon's Certificate No. G 32695, to the Medical Board of California for its acceptance. By signing this Agreement for Surrender of License, I recognize that upon its formal acceptance by the Board, I will lose all rights and privileges to practice as a Physician and Surgeon in the State of California and that I have delivered to the Board my wallet certificate and wall license.

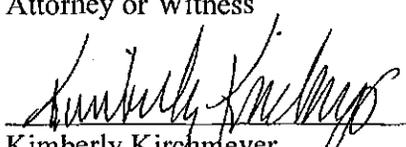


Alan John Azevedo, M.D.,

March 24, 2017

Date

Attorney or Witness



Kimberly Kirchmeyer
Executive Director
Medical Board of California

Date

April 11, 2017

Date

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///

ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Butte)

On March 24, 2011 before me, JANET L Olsen Notary Public
(Here insert name and title of the officer)

personally appeared Alan John Azevedo, M.D.
 who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Handwritten Signature]

Notary Public Signature

(Notary Public Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

Agreement for Surrender of License
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 3 Document Date 3/24/11

CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer
- _____ (Title)
- Partner(s)
- Attorney-in-Fact
- Trustee(s)
- Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they- is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

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

In the Matter of the Accusation Against:)
)
)
ALAN JOHN AZEVEDO, M.D.) Case No. 800-2013-001053
)
Physician's and Surgeon's)
Certificate No. G 32695)
)
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 18, 2015.

IT IS SO ORDERED August 20, 2015.

MEDICAL BOARD OF CALIFORNIA



By: _____
Jamie Wright, J.D., Chair
Panel A

1 KAMALA D. HARRIS
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
Deputy Attorney General
4 State Bar No. 244388
California Department of Justice
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 445-5230
7 Facsimile: (916) 327-2247
Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 800-2013-001053

12 ALAN JOHN AZEVEDO, M.D.

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

13 131 Raley Blvd
14 Chico, CA 95928-8347

15 Physician's and Surgeon's Certificate No. G 32695,

16 Respondent.

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

20 PARTIES

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

25 2. Respondent Alan John Azevedo, M.D. ("Respondent") is represented in this
26 proceeding by attorney Philip H. Heithecker, whose address is: 330 West 5th Street Chico,
27 California 95928

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1 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary
2 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal
3 action between the parties, and the Board shall not be disqualified from further action by having
4 considered this matter.

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

8 16. In consideration of the foregoing admissions and stipulations, the parties agree that
9 the Board may, without further notice or formal proceeding, issue and enter the following
10 Disciplinary Order:

11 **DISCIPLINARY ORDER**

12 **IT IS HEREBY ORDERED** that Physician's and Surgeon's Certificate No. G 32695
13 issued to Respondent Alan John Azevedo, M.D. is revoked. However, the revocation is stayed
14 and Respondent is placed on probation for seven (7) years on the following terms and conditions.

15 1. **PROHIBITED PRACTICE.** During probation, Respondent is prohibited from
16 performing surgery, surgical assisting, or the use of fluoroscopy. Respondent agrees to terminate
17 and end all hospital privileges related to surgery, surgical assisting, or the use of fluoroscopy.
18 After the effective date of this Decision, all patients being treated by the Respondent shall be
19 orally notified that the Respondent is ceasing the performance of surgery, surgical assisting or the
20 use of fluoroscopy. Any new patients must be provided this oral notification at the time of their
21 initial 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 2. MEDICAL EVALUATION AND TREATMENT. Within one year of the
2 effective date of this Decision, and on a yearly basis thereafter as may be required by the Board or
3 its designee, Respondent shall undergo a medical evaluation, including a neurological
4 examination, by a Board-appointed physician who shall consider any information provided by the
5 Board or designee and any other information the evaluating physician deems relevant and shall
6 furnish a medical report to the Board or its designee. Respondent shall provide the evaluating
7 physician any information and documentation that the evaluating physician may deem pertinent,
8 and any material that that Respondent deems relevant and pertinent.

9 Following the evaluation, Respondent shall comply with all restrictions or conditions
10 recommended by the evaluating physician within 15 calendar days after being notified by the
11 Board or its designee. If Respondent is required by the Board or its designee to undergo medical
12 treatment, Respondent shall within 30 calendar days of the requirement notice, submit to the
13 Board or its designee for prior approval the name and qualifications of a California licensed
14 treating physician of Respondent's choice. Upon approval of the treating physician, Respondent
15 shall within 15 calendar days undertake medical treatment and shall continue such treatment until
16 further notice from the Board or its designee.

17 The treating physician shall consider any information provided by the Board or its designee
18 or any other information the treating physician may deem pertinent prior to commencement of
19 treatment. Respondent shall have the treating physician submit quarterly reports to the Board or
20 its designee indicating whether or not the Respondent is capable of practicing medicine safely.
21 Respondent shall provide the Board or its designee with any and all medical records pertaining to
22 treatment, the Board or its designee deems necessary.

23 If, prior to the completion of probation, Respondent is found to be physically incapable of
24 resuming the practice of medicine without restrictions, the Board shall retain continuing
25 jurisdiction over Respondent's license and the period of probation shall be extended until the
26 Board determines that Respondent is physically capable of resuming the practice of medicine
27 without restrictions. Respondent shall pay the cost of the medical evaluation(s) and treatment.

28 3. SOLO PRACTICE PROHIBITION. Respondent is prohibited from engaging in

1 the solo practice of medicine. Prohibited solo practice includes, but is not limited to, a practice
2 where: 1) Respondent merely shares office space with another physician but is not affiliated for
3 purposes of providing patient care, or 2) Respondent is the sole physician practitioner at that
4 location.

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

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

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

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

27 5. SUPERVISION OF PHYSICIAN ASSISTANTS. During probation, Respondent
28 is prohibited from supervising physician assistants, as defined under Business and Professions

1 Code Section 3500 et seq.

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

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

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

10 8. GENERAL PROBATION REQUIREMENTS.

11 Compliance with Probation Unit

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

14 Address Changes

15 Respondent shall, at all times, keep the Board informed of Respondent's business and
16 residence addresses, email address (if available), and telephone number. Changes of such
17 addresses shall be immediately communicated in writing to the Board or its designee. Under no
18 circumstances shall a post office box serve as an address of record, except as allowed by Business
19 and Professions Code section 2021(b).

20 Place of Practice

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

24 License Renewal

25 Respondent shall maintain a current and renewed California physician's and surgeon's
26 license.

27 Travel or Residence Outside California

28 Respondent shall immediately inform the Board or its designee, in writing, of travel to any

1 areas outside the jurisdiction of California which lasts, or is contemplated to last, more than thirty
2 (30) calendar days.

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

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

9 10. NON-PRACTICE WHILE ON PROBATION. Respondent shall notify the Board
10 or its designee in writing within 15 calendar days of any periods of non-practice lasting more than
11 30 calendar days and within 15 calendar days of Respondent's return to practice. Non-practice is
12 defined as any period of time Respondent is not practicing medicine in California as defined in
13 Business and Professions Code sections 2051 and 2052 for at least 40 hours in a calendar month
14 in direct patient care, clinical activity or teaching, or other activity as approved by the Board. All
15 time spent in an intensive training program which has been approved by the Board or its designee
16 shall not be considered non-practice. Practicing medicine in another state of the United States or
17 Federal jurisdiction while on probation with the medical licensing authority of that state or
18 jurisdiction shall not be considered non-practice. A Board-ordered suspension of practice shall
19 not be considered as a period of non-practice.

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

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

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

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

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

5 12. EARLY TERMINATION AND/OR MODIFICATION OF PROBATION.

6 If Respondent petitions for early termination and/or modification of probation, the Board
7 shall have the authority to require Respondent to undergo additional examinations and
8 evaluations within sixty (60) days of his petition. Should the Board require additional
9 examinations and evaluations, Respondent shall not be entitled to a hearing on his petition for
10 termination or modification of probation until the Board has received completed final reports
11 detailing the findings of the required additional examinations and evaluations. Additional
12 examinations and evaluations shall include, but are not limited to, requiring Respondent to pass
13 an oral, written, practical, or clinical examination, or any combination thereof to determine his
14 present fitness to engage in the practice of his profession. Additional examinations and
15 evaluations shall also include, but are not limited to, requiring Respondent to submit to a
16 complete diagnostic examination by one or more physicians and surgeons or psychologists
17 appointed by the licensing agency. The diagnostic examination(s) shall determine whether
18 Respondent is physically capable of resuming the practice of medicine without restrictions,
19 including but not limited to the practice of orthopedic surgery. Respondent agrees and
20 understands that the results of the additional examinations and evaluations may be used in any
21 hearing requesting termination and/or modification of Respondent's probation.

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

1 14. LICENSE SURRENDER. Following the effective date of this Decision, if
2 Respondent ceases practicing due to retirement or health reasons or is otherwise unable to satisfy
3 the terms and conditions of probation, Respondent may request to surrender his license. The
4 Board reserves the right to evaluate Respondent's request and to exercise its discretion in
5 determining whether or not to grant the request, or to take any other action deemed appropriate
6 and reasonable under the circumstances. Upon formal acceptance of the surrender, Respondent
7 shall within 15 calendar days deliver Respondent's wallet and wall certificate to the Board or its
8 designee and Respondent shall no longer practice medicine. Respondent will no longer be subject
9 to the terms and conditions of probation. If Respondent re-applies for a medical license, the
10 application shall be treated as a petition for reinstatement of a revoked certificate.

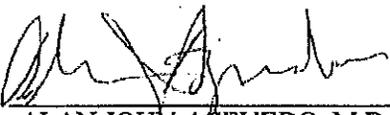
11 15 PROBATION MONITORING COSTS. Respondent shall pay the costs associated
12 with probation monitoring each and every year of probation, as designated by the Board, which
13 may be adjusted on an annual basis. Such costs shall be payable to the Medical Board of
14 California and delivered to the Board or its designee no later than January 31 of each calendar
15 year.

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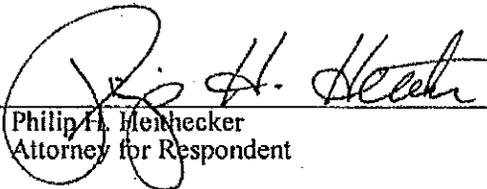
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ACCEPTANCE

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

DATED: 7/2/15 
ALAN JOHN AZEVEDO, M.D.
Respondent

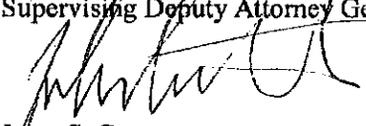
I have read and fully discussed with Respondent, Alan John Azevedo, M.D., the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 7-2-5 
Philip H. Heithecker
Attorney for Respondent

ENDORSEMENT

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

Dated: 7/2/15

Respectfully submitted,
KAMALA D. HARRIS
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General

JOHN S. GATSCHET
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2013-001053

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO July 2 2015
BY K. Voong ANALYST

1 KAMALA D. HARRIS
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
Deputy Attorney General
4 State Bar No. 244388
California Department of Justice
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 445-5230
7 Facsimile: (916) 327-2247
Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 800-2013-001053

12 Alan John Azevedo, M.D.
13 131 Raley Blvd
14 Chico, CA 95928-8347

ACCUSATION

15 Physician's and Surgeon's Certificate No. G 32695,

16 Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Kimberly Kirchmeyer (hereinafter "Complainant") brings this Accusation solely in
20 her official capacity as the Executive Director of the Medical Board of California, Department of
21 Consumer Affairs ("Board").

22 2. On or about August 9, 1976, the Board issued Physician's and Surgeon's Certificate
23 Number G 32695 to Alan John Azevedo, M.D. ("Respondent"). The Physician's and Surgeon's
24 Certificate was in full force and effect at all times relevant to the charges brought herein and will
25 expire on October 31, 2016, unless renewed.

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1 **JURISDICTION**

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

4 4. Code section 822 states:

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

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

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

10 "(c) Placing the licentiate on probation.

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

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

17 **CAUSE FOR RESTRICTIONS**

18 **(Physical Illness Affecting Competency to Safely Practice Medicine)**

19 5. Respondent's license is subject to disciplinary action under section 822 of the Code in
20 that his ability to practice medicine safely is impaired because he has a physical impairment
21 affecting competency. The circumstances are as follows:

22 6. In or about February 2011, Respondent suffered a stroke. Following his stroke,
23 Respondent's physical ability to practice medicine safely was impaired. His condition improved
24 and he returned to practice.

25 7. On March 6, 2015, Respondent was evaluated by a physician, board certified in
26 Neurology. After conducting an examination of Respondent, the physician determined that
27 Respondent has physical impairment which is not likely to improve in the future, which affects
28 the ability of the Respondent to perform surgery.

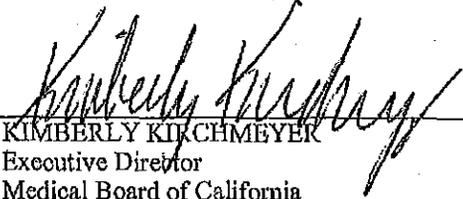
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PRAAYER

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's and Surgeon's Certificate Number G 32695, issued to Alan John Azevedo, M.D.;
2. Revoking, suspending or denying approval of Alan John Azevedo, M.D.'s authority to supervise physician assistants, pursuant to section 3527 of the Code;
3. Ordering Alan John Azevedo, M.D., if placed on probation, to pay the Board the costs of probation monitoring; and
4. Taking such other and further action as deemed necessary and proper.

DATED: July 2, 2015


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

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