

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

In the Matter of the Accusation)
Against:)
)
)
MATTHEW SETH GORDON, M.D.)
)
Physician's and Surgeon's)
Certificate No. G64420)
)
Respondent)
_____)

Case No. 8002017029745

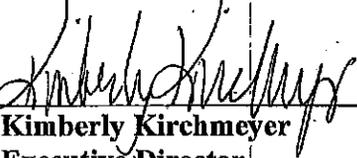
DECISION

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 AUGUST 22, 2017

IT IS SO ORDERED AUGUST 15, 2017.

MEDICAL BOARD OF CALIFORNIA

By: 

Kimberly Kirchmeyer
Executive Director

1 XAVIER BECERRA
Attorney General of California
2 JANE ZACK SIMON
Supervising Deputy Attorney General
3 KEITH C. SHAW
Deputy Attorney General
4 State Bar No. 227029
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-5385
6 Facsimile: (415) 703-5480
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. 800-2017-029745

11 **MATTHEW SETH GORDON, M.D.**

12 1642 Webster Drive, SE
13 Salem, OR 97302

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

14 **Physician's and Surgeon's Certificate No. G**
15 **64420**

16 Respondent.

17
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
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 Xavier Becerra, Attorney General of the State of California, by Keith C. Shaw,
23 Deputy Attorney General.

24 2. Respondent Matthew Seth Gordon, M.D. (Respondent) is represented in this
25 proceeding by attorney Michael Gallert, Esq., whose address is 1600 Humboldt Road, Suite 1,
26 Chico, CA 95928.
27
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ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 64420, issued to Respondent Matthew Seth Gordon, 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. On or before the effective date of the Decision and Order, Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate.

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. 800-2017-029745 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

4. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation No. 800-2017-029745 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

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I have carefully read the above Stipulated Surrender of License and Order and have fully discussed it with my attorney, Michael Gallert, Esq. I enter into it freely and voluntarily and with full knowledge of its force and effect do hereby surrender the Physician's and Surgeon's Certificate No. G 64420 for Matthew Seth Gordon, M.D., to the Medical Board of California for its formal acceptance. By signing this stipulation to surrender Respondent's license, I recognize that upon its formal acceptance by the Board, Respondent will lose all rights and privileges to practice as a physician and surgeon in the State of California and I also will cause to be delivered to the Board my license and wallet certificate in my possession before the effective date of the decision.

DATED: 07/13/2017 Matthew S. Gordon
MATTHEW SETH GORDON, M.D.
Respondent

I have read and fully discussed with Respondent Matthew Seth Gordon, M.D. the terms and conditions and other matters contained in the above Stipulated Surrender of License and Order. I approve its form and content.

DATED: 7/14/17 Michael Gallert
MICHAEL GALLERT, ESQ.
Attorney for 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: July 14, 2017

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
JANE ZACK SIMON
Supervising Deputy Attorney General



KEITH C. SHAW
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2017-029745

1 XAVIER BECERRA
Attorney General of California
2 JANE ZACK SIMON
Supervising Deputy Attorney General
3 KEITH C. SHAW
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Attorneys for Complainant

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO June 14 20 17
BY [Signature] ANALYST

7
8 **BEFORE THE**
9 **MEDICAL BOARD OF CALIFORNIA**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 800-2017-029745

13 **MATTHEW SETH GORDON, M.D.**

A C C U S A T I O N

14 1642 Webster Drive, SE
15 Salem, OR 97302

16 Physician's and Surgeon's Certificate No.
17 G64420

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 October 24, 1988, the Medical Board issued Physician's and Surgeon's
24 Certificate Number G64420 to Matthew Seth Gordon, M.D. (Respondent). Said certificate will
25 expire on March 31, 2018, unless renewed.

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1 JURISDICTION

2 3. This Accusation is brought before the Board under the authority of the following
3 sections of the California Business and Professions Code (Code) and/or other relevant statutory
4 enactment:

5 A. Section 2227 of the Code provides in part that the Board may revoke,
6 suspend for a period not to exceed one year, or place on probation, the license of any
7 licensee who has been found guilty under the Medical Practice Act, and may recover the
8 costs of probation monitoring.

9 B. Section 2305 of the Code provides, in part, that the revocation, suspension,
10 or other discipline, restriction or limitation imposed by another state upon a license to
11 practice medicine issued by that state, or the revocation, suspension, or restriction of the
12 authority to practice medicine by any agency of the federal government, that would have
13 been grounds for discipline in California under the Medical Practice Act, constitutes
14 grounds for discipline for unprofessional conduct.

15 C. Section 141 of the Code provides:

16 "(a) For any licensee holding a license issued by a board under the jurisdiction of
17 the department, a disciplinary action taken by another state, by any agency of the
18 federal government, or by another country for any act substantially related to the
19 practice regulated by the California license, may be a ground for disciplinary action
20 by the respective state licensing board. A certified copy of the record of the
21 disciplinary action taken against the licensee by another state, an agency of the
22 federal government, or by another country shall be conclusive evidence of the events
23 related therein.

24 (b) Nothing in this section shall preclude a board from applying a specific
25 statutory provision in the licensing act administered by the board that provides for
26 discipline based upon a disciplinary action taken against that licensee by another
27 state, an agency of the federal government, or another country."

28 CAUSE FOR DISCIPLINE

(Discipline, Restriction, or Limitation Imposed by Another State)

4. On January 5, 2017, the Oregon Medical Board issued a Stipulated Order regarding
Respondent's license to practice medicine in the State of Oregon. The Stipulated Order contains
information that Respondent engaged in misuse of computer equipment and committed possible

1 unprofessional conduct. As a result of the investigation, the Oregon Medical Board found that
2 Respondent engaged in conduct that violated the Medical Practice Act by committing
3 unprofessional or dishonorable conduct. Respondent agreed to the terms contained in the
4 Stipulated Order and he understood that the Stipulated Order is a disciplinary action. A true and
5 correct copy of the Interim Stipulated Order issued by the Oregon Medical Board is attached as
6 Exhibit A.

7 5. Respondent's license to practice medicine in the State of Oregon is subject to the
8 following terms:

- 9 a. Respondent retires his Oregon medical license while under investigation;
- 10 b. Respondent must obey all federal and Oregon state laws and regulations pertaining
11 to the practice of medicine; and
- 12 c. Respondent stipulates and agrees that any violation of the terms of the Stipulated
13 Order shall be grounds for further disciplinary action.

14 6. Respondent's conduct and the action of the Oregon Medical Board, as set forth in
15 paragraphs 4 and 5 above, constitute cause for discipline pursuant to sections 2305 and/or 141 of
16 the Code.

17 PRAYER

18 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
19 and that following the hearing, the Board issue a decision:

20 1. Revoking or suspending Physician's and Surgeon's Certificate Number G64420,
21 issued to Matthew Seth Gordon, M.D.;

22 2. Revoking, suspending or denying approval of Matthew Seth Gordon, M.D.'s
23 authority to supervise physician assistants and advanced practice nurses.

24 3. Ordering Matthew Seth Gordon, M.D., if placed on probation, to pay the Board the
25 costs of probation monitoring; and

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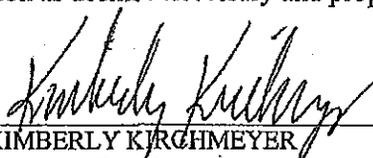
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4. Taking such other and further action as deemed necessary and proper.

DATED: June 14, 2017



KIMBERLY KIRGHMEYER
Executive Director
Medical Board of California
State of California
Complainant

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EXHIBIT A

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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of
MATTHEW SETH GORDON, MD
LICENSE NO. MD21157

} STIPULATED ORDER

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the state of Oregon. Matthew Seth Gordon, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On April 1, 2016, the Board opened an investigation after receiving credible information regarding Licensee's misuse of computer equipment and allegations of possible unprofessional conduct.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183); and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged in conduct that violated the Medical Practice Act, to wit: ORS 677.190(1)(a), unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a). Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the DataBank and the Federation of State Medical Boards.

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4.

Licensee and the Board agree that the Board will close this investigation and resolve this matter by entry of this Stipulated Order, subject to the following conditions:

4.1 Licensee retires his Oregon medical license while under investigation.

4.2 Licensee must obey all federal and Oregon State laws and regulations pertaining to the practice of medicine.

4.3 Licensee stipulates and agrees that any violation of the terms of this Order shall be grounds for further disciplinary action under ORS 677.190(17).

5.

This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 19 day of October 2016.

[Redacted Signature]

MATTHEW SETH GORDON, MD

IT IS SO ORDERED this 5th day of January 2017.

OREGON MEDICAL BOARD

[Redacted Signature]

SHIRIN SUKUMAR, MD
Board Chair