

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

In the Matter of the Accusation)
Against:)
)
ROBERT NORMAN GOULD, M.D.)
)
Physician's and Surgeon's)
Certificate No. G 41372)
)
Respondent)
_____)

Case No. 8002016028348

DECISION AND ORDER

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 March 21, 2017.

IT IS SO ORDERED March 14, 2017.

MEDICAL BOARD OF CALIFORNIA

By: Kimberly Kirchmeyer
Kimberly Kirchmeyer
Executive Director

1 KATHLEEN A. KENEALY
Acting Attorney General of California
2 E. A. JONES III
Supervising Deputy Attorney General
3 EDWARD KIM
Deputy Attorney General
4 State Bar No. 195729
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7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:

Case No. 800-2016-028348

12 **ROBERT NORMAN GOULD, M.D.**
13 **41889 East Florida Street**
Hemet, CA 92544

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

14 Physician's and Surgeon's
15 Certificate No. G41372,

16 Respondent.

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 Kathleen A. Kenealy, Acting Attorney General of the State of California, by
23 Edward Kim, Deputy Attorney General.

24 2. Robert Norman Gould, M.D. (Respondent) is represented in this proceeding by
25 attorney Zarah B. Maginot, whose address is La Follette, Johnson, DeHaas, Fesler & Ames, 2677
26 North Main Street, Suite 901, Santa Ana, CA 92705.

27 3. On or about January 7, 1980, the Board issued Physician's and Surgeon's Certificate
28 Number G41372 to Respondent. The Physician's and Surgeon's Certificate was in full force and

1 effect at all times relevant to the charges brought in the Accusation and will expire on March 31,
2 2017, unless renewed.

3 JURISDICTION

4 4. Accusation No. 800-2016-028348 was filed before the Board, and is currently
5 pending against Respondent. The Accusation and all other statutorily required documents were
6 properly served on Respondent on January 13, 2017. Respondent filed his Notice of Defense
7 contesting the Accusation. A copy of Accusation No. 800-2016-028348 is attached as Exhibit A
8 and incorporated by reference.

9 ADVISEMENT AND WAIVERS

10 5. Respondent has carefully read, fully discussed with counsel, and understands the
11 charges and allegations in Accusation No. 800-2016-028348. Respondent also has carefully read,
12 fully discussed with counsel, and understands the effects of this Stipulated Surrender of License
13 and Order.

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

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

22 CULPABILITY

23 8. Respondent admits the truth of each and every charge and allegation in Accusation
24 No. 800-2016-028348, agrees that cause exists for discipline and hereby surrenders his
25 Physician's and Surgeon's Certificate Number G41372 for the Board's formal acceptance.

26 9. Respondent understands that by signing this stipulation he enables the Board to issue
27 an order accepting the surrender of his Physician's and Surgeon's Certificate Number G41372
28 without further process.

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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: 2/6/17

Respectfully submitted,
KATHLEEN A. KENEALY
Acting Attorney General of California
E. A. JONES III
Supervising Deputy Attorney General


EDWARD KIM
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 800-2016-028348

1 KATHLEEN A. KENEALY
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2 E. A. JONES III
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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO January 13 20 17
BY R. Firdaus 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:
12 **ROBERT NORMAN GOULD, M.D.**
13 **41889 East Florida Avenue**
Hemet, CA 92544
14 Physician's and Surgeon's
15 Certificate No. G41372,
16 Respondent.

Case No. 800-2016-028348

ACCUSATION

17 Complainant alleges:

18 **PARTIES**

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

22 2. On or about January 7, 1980, the Medical Board issued Physician's and Surgeon's
23 Certificate Number G41372 to Robert Norman Gould, M.D. (Respondent). The Physician's and
24 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
25 herein and will expire on March 31, 2017, unless 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 4. Section 2004 of the Code states:

2 “The board shall have the responsibility for the following:

3 “(a) The enforcement of the disciplinary and criminal provisions of the Medical Practice
4 Act.

5 “(b) The administration and hearing of disciplinary actions.

6 “(c) Carrying out disciplinary actions appropriate to findings made by a panel or an
7 administrative law judge.

8 “(d) Suspending, revoking, or otherwise limiting certificates after the conclusion of
9 disciplinary actions.

10 “(e) Reviewing the quality of medical practice carried out by physician and surgeon
11 certificate holders under the jurisdiction of the board.

12 “(f) Approving undergraduate and graduate medical education programs.

13 “(g) Approving clinical clerkship and special programs and hospitals for the programs in
14 subdivision (f).

15 “(h) Issuing licenses and certificates under the board's jurisdiction.

16 “(i) Administering the board's continuing medical education program.”

17 5. Section 2227 of the Code provides that a licensee who is found guilty under the
18 Medical Practice Act may have his or her license revoked, suspended for a period not to exceed
19 one year, placed on probation and required to pay the costs of probation monitoring, or such other
20 action taken in relation to discipline as the Board deems proper.

21 6. Section 820 of the Code states:

22 “Whenever it appears that any person holding a license, certificate or permit under this
23 division or under any initiative act referred to in this division may be unable to practice his or her
24 profession safely because the licentiate's ability to practice is impaired due to mental illness, or
25 physical illness affecting competency, the licensing agency may order the licentiate to be
26 examined by one or more physicians and surgeons or psychologists designated by the agency.

27 The report of the examiners shall be made available to the licentiate and may be received as direct
28 evidence in proceedings conducted pursuant to Section 822.”

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issued to Robert Norman Gould, M.D.;

2. Revoking, suspending or denying approval of Robert Norman Gould, M.D.'s authority to supervise physician assistants, pursuant to section 3527 of the Code;

3. Ordering Robert Norman Gould, 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: January 13, 2017


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

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