

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


In the Matter of the Accusation     )  
Against:                                     )  
   )  
          RODNEY DANIEL COLLINS, M.D.     )     No. 06-91-13353  
          Certificate No. G-60783         )  
   )  
  Respondent. )  
\_\_\_\_\_ )

DECISION

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Division of Medical Quality as its Decision in the above-entitled matter.

This Decision shall become effective on December 9, 1996.

IT IS SO ORDERED November 8, 1996.

By:   
IRA LUBELL, M.D.  
Chairperson, Panel A  
Division of Medical Quality

1 DANIEL E. LUNGREN, Attorney General  
of the State of California  
2 DIANE M. L. TAN,  
Deputy Attorney General  
3 California Department of Justice  
300 South Spring Street, Suite 5212  
4 Los Angeles, California 90013  
Telephone: (213) 897-8764

5 Attorneys for Complainant  
6  
7

8 **BEFORE THE**  
9 **DIVISION OF MEDICAL QUALITY**  
10 **MEDICAL BOARD OF CALIFORNIA**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
12 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation ) No. 06-91-13353  
Against: )  
13 ) OAH No. L-08160  
RODNEY DANIEL COLLINS, M.D. )  
14 3831 Sixth Avenue ) **STIPULATED SETTLEMENT**  
Los Angeles, California 90008 ) **AND DISCIPLINARY ORDER**  
15 )  
Physician's and Surgeon's )  
16 Certificate No. G-60783 )  
17 Respondent. )  
18

19 **IT IS HEREBY STIPULATED AND AGREED** by and between  
20 Complainant Ron Joseph, Executive Director of the Medical Board  
21 of California, by and through Daniel E. Lungren, Attorney General  
22 of the State of California, by Diane M. L. Tan, Deputy Attorney  
23 General, attorneys for Complainant, Respondent Rodney Daniel  
24 Collins, M.D., and David A. Ogden and Theodore A. Cohen,  
25 attorneys for Respondent, that the following matters are true:

26 **PARTIES**

27 1. Complainant Ron Joseph, Executive Director of

1 the Medical Board of California (hereinafter referred to as "the  
2 Board"), is represented in this matter by and through Daniel E.  
3 Lungren, Attorney General of the State of California, by  
4 Diane M. L. Tan, Deputy Attorney General.

5           2. Respondent Rodney Daniel Collins, M.D. (hereinafter  
6 referred to as "Respondent"), is represented in this matter by  
7 David A. Ogden, Attorney at Law, 1670 Corinth Avenue,  
8 Los Angeles, California 90025-3153, and Theodore A. Cohen,  
9 Attorney at Law, 12100 Wilshire Boulevard, Suite 1600, Los  
10 Angeles, California 90025.

11           3. On May 10, 1994, Complainant, who was Dixon Arnett  
12 at that time, in his official capacity as Executive Director of  
13 the Board, filed an Accusation against Respondent in Case No. 06-  
14 91-13353, charging Respondent with having criminal convictions  
15 for driving a vehicle with 0.08 percent or more of alcohol in his  
16 blood, reckless driving involving alcohol or a drug or both, and  
17 driving a motor vehicle while such privilege was suspended;  
18 engaging in the unlawful use of alcoholic beverages, dangerous  
19 drugs and controlled substances; having more than one misdemeanor  
20 conviction involving the use, consumption or self-administration  
21 of alcoholic beverages, dangerous drugs or controlled substances;  
22 and violating state drug statutes in violation of the Medical  
23 Practice Act (Bus. & Prof. Code, § 2000 et seq.) and other  
24 applicable laws and regulations relating to the practice of  
25 medicine. A copy of the Accusation is attached hereto as  
26 "Exhibit 1" and hereby incorporated by reference as if fully set  
27 forth herein.

1           4. The Accusation, Statement to Respondent, Request  
2 for Discovery, Notice of Defense Form, and a copy of Government  
3 Code sections 11507.5, 11507.6 and 11507.7 were served on  
4 Respondent by certified mail on May 10, 1994. A Notice of  
5 Defense was filed by Respondent's counsel on or about May 26,  
6 1994.

7           5. On November 14, 1994, a First Supplemental and  
8 Amended Accusation was filed against Respondent in Case No.  
9 06-91-13353, OAH No. L-08160, charging Respondent with having  
10 additional convictions of crimes which are substantially related  
11 to the qualifications, functions or duties of a physician and  
12 surgeon and having committed other violations of the laws  
13 relating to the practice of medicine.

14           Respondent was charged with having a conviction for  
15 possession of a controlled substance, Cocaine, a conviction for  
16 disturbing the peace, and a conviction for use or being under the  
17 influence of a controlled substance; having convictions for  
18 violations of state drug statutes; having engaged in the unlawful  
19 use of controlled substances; and having committed violations of  
20 state drug statutes by unlawfully possessing and using Cocaine  
21 and Marijuana, which are controlled substances and dangerous  
22 drugs. A copy of the First Supplemental and Amended Accusation  
23 is attached hereto as "Exhibit 2" and hereby incorporated by  
24 reference as if fully set forth herein.

25           6. The First Supplemental and Amended Accusation was  
26 served by mail on Respondent's counsel on November 14, 1994.

27           7. On July 27, 1987, Respondent was issued Physician's

1 and Surgeon's Certificate No. G-60783 by the Board. At all times  
2 relevant herein, said certificate (license) has been valid.

3 8. Complainant and Respondent want to resolve this  
4 matter without a hearing or further administrative proceedings.

5 **ADVISEMENT AND WAIVERS**

6 9. Respondent has fully read and reviewed and  
7 consulted with his counsel the charges and allegations contained  
8 in the Accusation and First Supplemental and Amended Accusation  
9 (hereinafter collectively referred to as "the Accusations") in  
10 Case No. 06-91-13353, OAH No. L-08160. Respondent is fully aware  
11 of his legal rights and the effects of this Stipulated Settlement  
12 and Disciplinary Order.

13 10. Respondent fully understands that the charges  
14 alleged in the Accusations, if proven at a hearing, constitute  
15 sufficient causes for taking disciplinary action against his  
16 license as a physician and surgeon. Respondent is fully aware of  
17 his right to consult with and be represented by counsel at his  
18 own expense; his right to a hearing on the charges contained in  
19 the Accusations; his right to the issuance of subpoenas to compel  
20 the attendance of witnesses and the production of books,  
21 documents, or other things in his defense and as proof of  
22 mitigation; his right to testify and present relevant evidence;  
23 his right to confront and cross-examine witnesses testifying  
24 against him; his right to reconsideration and appeal; and any and  
25 all other rights which may be accorded him under the California  
26 Administrative Procedure Act (Gov. Code, § 11500 et seq.) and  
27 other applicable laws.

1 Respondent hereby freely, voluntarily, knowingly and  
2 intelligently waives each and every one of these rights and  
3 agrees that the Accusations in this matter may be resolved  
4 pursuant to this Stipulated Settlement and Disciplinary Order.

5 **SUFFICIENT CAUSES EXIST FOR TAKING DISCIPLINARY ACTION**

6 11. For purposes of this Stipulated Settlement and  
7 Disciplinary Order and any future proceedings involving the  
8 Board, Respondent admits that the convictions and other charges  
9 alleged in the Accusations in Case No. 06-91-13353, OAH No.  
10 L-08160, are true and correct and constitute sufficient causes  
11 for the Board to subject him to disciplinary action regarding his  
12 license as a physician and surgeon and to order that his  
13 physician's and surgeon's license be revoked. Respondent agrees  
14 to be bound by the Board's Order as set forth below.

15 12. Respondent has not been forced, coerced,  
16 threatened, or induced in any way into entering into this  
17 stipulation.

18 **DISCIPLINARY ORDER**

19 13. Based upon the foregoing admissions and other  
20 stipulated matters, the parties stipulate and agree that the  
21 Board may, without further notice or formal proceedings, issue  
22 and enter the following Disciplinary Order:

23 **IT IS HEREBY ORDERED** that Physician's and Surgeon's  
24 Certificate Number G-60783 issued to Respondent Rodney Daniel  
25 Collins, M.D., is revoked. However, said revocation is stayed  
26 and Respondent is placed on probation for five (5) years on the  
27 following terms and conditions:

1                   A.    SERVICE OF DECISION ON HOSPITALS AND MALPRACTICE  
2 INSURANCE CARRIERS.   Within fifteen (15) days from the effective  
3 date of the Board's Decision and from the date of any changes  
4 thereafter in Respondent's hospital privileges, membership or  
5 employment or malpractice insurance carrier, Respondent shall  
6 provide the Division or its designee with written proof that a  
7 true and correct copy of such decision has been served on the  
8 Chief of Staff or the Chief Executive Officer at every hospital  
9 where privileges or membership are extended to Respondent or  
10 where Respondent is employed to practice medicine and on the  
11 Chief Executive Officer at every insurance carrier where  
12 malpractice insurance coverage is extended to Respondent.

13                   B.    DIVERSION PROGRAM.   Within thirty (30) days of the  
14 effective date of the Board's Decision or prior thereto,  
15 Respondent shall enroll and participate in the Division's  
16 Diversion Program until the Division or its designee determines  
17 that further treatment or rehabilitation is no longer necessary.  
18 Quitting the program without permission or being expelled for  
19 cause shall constitute a violation of probation by  
20 Respondent.

21                   C.    SUSPENSION.   As part of probation, Respondent is  
22 suspended from the practice of medicine for one hundred eighty  
23 (180) days commencing on July 22, 1997.

24                   D.    PSYCHIATRIC EVALUATION.   Within thirty (30) days of  
25 the effective date of the Board's Decision, and on a periodic  
26 basis thereafter as may be required by the Division or its  
27 designee, Respondent shall undergo at his own expense a

1 psychiatric evaluation and psychological testing, if deemed  
2 necessary, by a Division-appointed psychiatrist who shall furnish  
3 a written report of the psychiatric evaluation directly to the  
4 Division or its designee which indicates whether Respondent is  
5 capable of practicing medicine safely.

6 Respondent shall execute a written release authorizing  
7 the evaluator to release all information to the Division or its  
8 designee. The completed evaluation is the sole property of the  
9 Division.

10 Beginning on the effective date of the Board's  
11 Decision, Respondent shall not engage in the practice of medicine  
12 until notified in writing by the Division or its designee of its  
13 determination that Respondent is fit to practice medicine safely.

14 If the Division or its designee concludes from the  
15 results of the evaluation that Respondent would benefit from  
16 ongoing psychotherapy, Respondent shall comply with the  
17 Division's directives in that regard.

18 Respondent shall pay for all evaluation, testing and  
19 treatment costs. Failure to pay such costs will be considered a  
20 violation of probation.

21 If at any time during probation, Respondent is notified  
22 by the Division or its designee that the Division-appointed  
23 psychiatrist has determined that he is not capable of practicing  
24 medicine safely, Respondent immediately shall cease practicing  
25 medicine. Respondent shall not resume practicing medicine until  
26 notified in writing by the Division or its designee of its  
27 determination that Respondent is capable of practicing medicine



1 safely.

2           E. PSYCHOTHERAPY. If Respondent is required by the  
3 Division or its designee to undergo psychological counseling or  
4 psychotherapy, Respondent shall within thirty (30) days of the  
5 requirement notice submit to the Division or its designee for its  
6 prior approval the name and qualifications of a psychotherapist  
7 of Respondent's choice. Upon approval of the psychotherapist by  
8 the Division or its designee, Respondent shall undergo and  
9 continue treatment until he is notified in writing by the  
10 Division or its designee that no further psychological counseling  
11 or psychotherapy is necessary.

12           Respondent shall have the treating psychotherapist  
13 submit written quarterly status reports to the Division or its  
14 designee indicating whether Respondent is capable of practicing  
15 medicine safely.

16           Respondent shall pay for all counseling and treatment  
17 costs. Failure to pay such costs will be considered a violation  
18 of probation.

19           F. MEDICAL EVALUATION. Within thirty (30) days of the  
20 effective date of the Board's Decision, and on a periodic basis  
21 thereafter as may be required by the Division or its designee,  
22 Respondent shall undergo at his own expense a medical evaluation  
23 by a Division-appointed physician who shall furnish a written  
24 report regarding the medical evaluation directly to the Division  
25 or its designee which indicates whether Respondent is capable of  
26 practicing medicine safely.

27           Respondent shall execute a written release authorizing

1 the physician to release all information to the Division or its  
2 designee. The completed evaluation is the sole property of the  
3 Division.

4 Respondent shall pay for all evaluation costs. Failure  
5 to pay such costs will be considered a violation of probation.

6 Beginning on the effective date of the Board's  
7 Decision, Respondent shall not engage in the practice of medicine  
8 until notified in writing by the Division or its designee of its  
9 determination that Respondent is medically fit to practice  
10 medicine safely.

11 If at any time during probation, Respondent is notified  
12 by the Division or its designee that the Division-approved  
13 physician has determined that he is not capable of practicing  
14 medicine safely, Respondent immediately shall cease practicing  
15 medicine. Respondent shall not resume practicing medicine until  
16 notified in writing by the Division or its designee of its  
17 determination that Respondent is medically fit to practice  
18 medicine safely.

19 G. MEDICAL TREATMENT. If Respondent is required by  
20 the Division or its designee to undergo medical treatment,  
21 Respondent shall within thirty (30) days of the requirement  
22 notice submit to the Division or its designee for its prior  
23 approval the name and qualifications of a physician of  
24 Respondent's choice. Upon approval of the treating physician,  
25 Respondent shall undergo and continue medical treatment until he  
26 is notified in writing by the Division or its designee that no  
27 further medical treatment is necessary.

1            Respondent shall have the treating physician submit  
2 written quarterly status reports to the Division or its designee  
3 which indicates whether Respondent is capable of practicing  
4 medicine safely.

5            Respondent shall pay for all treatment costs. Failure  
6 to pay such costs will be considered a violation of probation.

7            H. CONTROLLED DRUGS--TOTAL RESTRICTION. Respondent  
8 shall not prescribe, administer, dispense, order, or possess any  
9 controlled substances as defined in the California Uniform  
10 Controlled Substance Act, except as provided under Paragraph  
11 13(I) of this Order.

12            I. ABSTAIN FROM USE OF DRUGS. Respondent shall  
13 abstain completely from the personal use or possession of  
14 controlled substances as defined in the California Uniform  
15 Controlled Substances Act, dangerous drugs as defined by section  
16 4211 of the Business and Professions Code, or any drugs requiring  
17 a prescription.

18            This prohibition does not apply to medications lawfully  
19 prescribed to Respondent for a bona fide illness or condition by  
20 another practitioner.

21            J. MAINTAIN RECORD OF CONTROLLED DRUGS. Respondent  
22 shall maintain a record of all controlled substances or dangerous  
23 drugs prescribed, dispensed or administered to him by his  
24 physicians during probation, showing all of the following: 1) the  
25 name and address of the physician, 2) the date of the  
26 prescription, 3) the character and quantity of controlled  
27 substances or dangerous drugs involved, and 4) the indications

1 and diagnosis for which the controlled substance or dangerous  
2 drug was furnished.

3 Respondent shall keep these records in a separate file  
4 or ledger, in chronological order, and shall make them available  
5 for inspection and copying by the Division or its designee, upon  
6 request.

7 K. ABSTAIN FROM USE OF ALCOHOLIC BEVERAGES.

8 Respondent shall abstain completely from the use of alcoholic  
9 beverages.

10 L. BIOLOGICAL FLUID TESTING. Respondent shall  
11 immediately submit to biological fluid testing, at Respondent's  
12 cost, upon the request of the Division or its designee. Any test  
13 result that is positive with regard to any controlled substance  
14 or dangerous drug shall constitute a violation of probation.

15 M. MONITORING BY PHYSICIAN. Within thirty (30) days  
16 of the effective date of the Board's Decision, Respondent shall  
17 submit to the Division or its designee for its prior approval a  
18 plan of practice in which Respondent's practice shall be  
19 monitored by another physician in Respondent's field of practice,  
20 who shall provide periodic written reports to the Division or its  
21 designee which indicates whether Respondent is capable of  
22 practicing medicine safely.

23 If the monitor resigns or is no longer available,  
24 Respondent shall within fifteen (15) days of such resignation or  
25 unavailability, submit a request to the Division or its designee  
26 to have a new monitor appointed through nomination by Respondent  
27 and approval by the Division or its designee.

1 Respondent shall pay for all monitoring costs.

2 N. RESTRICTION OF PRACTICE. Respondent shall be  
3 prohibited from making house calls unless it is made under  
4 personal observation of a third party from his medical office  
5 staff.

6 O. ETHICS COURSE. Within sixty (60) days of the  
7 effective date of the Board's Decision, Respondent shall submit  
8 to the Division or its designee for its prior approval a course  
9 in Ethics, which Respondent shall successfully complete during  
10 the first year of probation.

11 P. EDUCATION COURSES. Within ninety (90) days of the  
12 effective date of the Board's Decision, and during each year  
13 thereafter, Respondent shall submit to the Division or its  
14 designee for its prior approval an educational program or courses  
15 related to prevention of alcohol and substance abuse which shall  
16 not be less than 40 hours each year during the entire period of  
17 probation. This program shall be in addition to the continuing  
18 medical education requirements for re-licensure.

19 Following the completion of each course, the Division  
20 or its designee may administer an examination to test  
21 Respondent's knowledge of the course. Respondent shall provide  
22 to the Division or its designee written proof of attendance and  
23 successful completion of each course within thirty (30) days of  
24 his completion of each course.

25 Q. COST RECOVERY. Respondent shall pay to the  
26 Division the sum of Two Thousand Five Hundred Dollars (\$2,500.00)  
27 for the costs of the investigation and prosecution of the above-

1 entitled matter. Such amount shall be paid in quarterly payments  
2 as follows:

3           Within ninety (90) days after the effective date of the  
4 Board's Decision in this matter, Respondent shall pay his first  
5 quarterly payment of \$400.00 to the Division. Thereafter,  
6 Respondent shall pay to the Division the amount of \$300.00 each  
7 and every three months on the due date of each quarterly report  
8 as required under Probation Condition 13(S) of this Order until  
9 the total amount of \$2,500.00 is paid in full.

10           The payment of these costs by Respondent is not tolled  
11 by his practice or residency outside of California.

12           In the event Respondent fails to pay the total amount  
13 of the investigation and prosecution costs as required under this  
14 probation condition, such failure shall constitute a violation of  
15 probation.

16           R. OBEDIENT TO ALL LAWS. Respondent shall obey all federal,  
17 state, and local laws, and all rules and regulations governing  
18 the practice of medicine in California.

19           S. QUARTERLY REPORTS. Respondent shall submit  
20 quarterly declarations under penalty of perjury on forms provided  
21 by the Division or its designee, stating whether there has been  
22 compliance with all the conditions of probation.

23           T. SURVEILLANCE PROGRAM. Respondent shall comply with  
24 the Division's probation surveillance program. Respondent shall  
25 notify in writing the Division and his probation surveillance  
26 monitor within fifteen (15) days of any changes in his address of  
27 business and/or residence. A post office box will not be

1 considered as an acceptable address of record for Respondent.

2 U. INTERVIEW WITH THE DIVISION OR ITS DESIGNATED  
3 PHYSICIAN OR DESIGNEE. Respondent shall appear in person for  
4 interviews with the Division or its designated physician or  
5 designee upon request at various intervals and with reasonable  
6 notice.

7 V. TOLLING FOR OUT-OF-STATE PRACTICE OR RESIDENCE.  
8 The period of probation shall not run during the time Respondent  
9 is residing or practicing outside the jurisdiction of California  
10 or not practicing medicine in California.

11 If at any time during probation Respondent moves out of  
12 the jurisdiction of California to reside or practice elsewhere  
13 for more than thirty (30) days, Respondent is required to notify  
14 the Division in writing the date of his departure from this state  
15 within ten (10) days of such departure from this state and the  
16 date of return, if any, within ten (10) days of his return to  
17 this state.

18 Practicing medicine in a Division-approved training  
19 program may be considered as time spent in practice.

20 W. VIOLATION OF PROBATION. If Respondent violates  
21 probation in any respect, the Division, after giving Respondent  
22 notice and the opportunity to be heard, may revoke probation and  
23 carry out the disciplinary order that was stayed.

24 If an accusation or petition to revoke probation is  
25 filed against Respondent during probation, the Division shall  
26 have continuing jurisdiction until the matter is final, and the  
27 period of probation shall be extended until the matter is final.






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**ACCEPTANCE OF STIPULATED SETTLEMENT**  
**AND DISCIPLINARY ORDER**

I, Rodney Daniel Collins, M.D., have carefully read and reviewed the above Stipulated Settlement and Disciplinary Order. I fully understand the terms and conditions of this Stipulated Settlement and Disciplinary Order and acknowledge that I have the right to consult with my attorney at my own expense about this Stipulated Settlement and Disciplinary Order and the above-entitled matter and have consulted with my counsel prior to signing this Acceptance.

I hereby freely, voluntarily, intelligently and knowingly enter into this Stipulated Settlement and Disciplinary Order and agree to be bound thereby with the understanding that in the event I fail to comply with any of the terms and conditions of this stipulation and order, my physician's and surgeon's certificate will be subject to disciplinary action, including revocation of such license.


DATED: 10/4/94.

  
\_\_\_\_\_  
RODNEY DANIEL COLLINS, M.D.  
Respondent

**CONCURRENCE**

I have read the above Stipulated Settlement and Disciplinary Order and approve the stipulation and order as to form and content. I have fully discussed the terms and

1 conditions contained therein and this matter with Respondent Rodney  
2 Daniel Collins, M.D.  
3

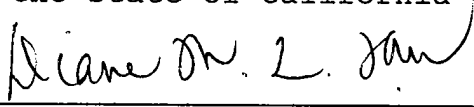
4   
5 **DAVID A. OGDEN,**  
6 Attorney for Respondent,  
7 RODNEY D. COLLINS.

8  
9  
10 ENDORSEMENT

11 The foregoing Stipulated Settlement and Disciplinary Order is  
12 hereby respectfully submitted for consideration by the Medical  
13 Board Of California, Division of Medical Quality.

14 DATE: October 16, 1996  
15

16 DANIEL E. LUNGREN, Attorney General  
17 of the State of California

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19 **DIANE M. L. TAN,**  
20 Deputy Attorney General  
21 Attorneys for Complainant.  
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28

1 DANIEL E. LUNGREN, Attorney General  
of the State of California  
2 DIANE M. L. TAN,  
Deputy Attorney General  
3 California Department of Justice  
300 South Spring Street, 5th Floor  
4 Los Angeles, California 90013  
Telephone: (213) 897-2557  
5 Attorneys for Complainant  
6

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

12 In the Matter of the Accusation ) No. 06-91-13353  
Against: )  
13 )  
14 RODNEY DANIEL COLLINS, M.D. ) ACCUSATION  
3831 Sixth Avenue )  
15 Los Angeles, California 90008 )  
Physician's and Surgeon's )  
16 Certificate No. G 60783 )  
17 Respondent. )

18  
19 Complainant Dixon Arnett, in his official capacity as  
20 Executive Director of the Medical Board of California  
21 (hereinafter referred to as "the Board"), alleges as follows:

22 PRELIMINARY STATEMENT

23 1. By this Accusation, Complainant charges Rodney  
24 Daniel Collins, M.D. (hereinafter referred to as "Respondent")  
25 with having criminal convictions for driving a vehicle with 0.08  
26 percent or more of alcohol in his blood, reckless driving  
27 involving alcohol or a drug or both, and driving a motor vehicle  
while such privilege was suspended; engaging in the unlawful use



1 certificate has been valid and has an expiration date of  
2 March 31, 1995.

3 JURISDICTION

4 6. Pursuant to Business and Professions Code sections  
5 2004, 2220, 2227 and 2234,<sup>1/</sup> the Division of Medical Quality  
6 (hereinafter referred to as "the Division"), a division of the  
7 Medical Board of California, is authorized to take disciplinary  
8 action against any licensed physician and surgeon who is found  
9 guilty of violating any of the provisions of the Medical Practice  
10 Act (Bus. & Prof. Code, § 2000 et seq.), the regulations relating  
11 to the practice of medicine (Cal. Code of Regs., tit. 16, §  
12 1300), or other applicable laws or regulations.

13 7. Section 2227 of the Code provides that when a  
14 licensee is found guilty of violating any of the provisions of  
15 the Medical Practice Act or applicable laws or regulations, the  
16 Division may revoke his or her license, suspend the licensee's  
17 right to practice for a period not to exceed one year, place the  
18 licensee on probation pursuant to section 2228 of the Code, order  
19 that the licensee be publicly reprimanded, or take any other  
20 appropriate disciplinary action.

21 8. Section 2234 of the Code provides that the Division  
22 "shall take action against any licensee who is charged with  
23 unprofessional conduct. In addition to other provisions of this  
24 article, unprofessional conduct includes, but is not limited to,  
25 the following:

26  
27 1. Except as otherwise indicated, all statutory  
references are to the Business and Professions Code.

1 (a) Violating or attempting to violate, directly  
2 or indirectly, or assisting in or abetting the violation of,  
3 or conspiring to violate, any provision of this chapter.

4 (b) Gross negligence.

5 (c) Repeated negligent acts.

6 (d) Incompetence.

7 (e) The commission of any act involving  
8 dishonesty or corruption which is substantially related to  
9 the qualifications, functions, or duties of a physician and  
10 surgeon.

11 (f) Any action or conduct which would have  
12 warranted the denial of a certificate."

13 9. Section 2236 of the Code provides as follows:

14 "(a) The conviction of any offense substantially  
15 related to the qualifications, functions, or duties of a  
16 physician and surgeon constitutes unprofessional conduct  
17 within the meaning of this chapter. The record of  
18 conviction shall be conclusive evidence only of the fact  
19 that the conviction occurred.

20 (b) The division may inquire into the  
21 circumstances surrounding the commission of the crime in  
22 order to fix the degree of discipline or to determine if  
23 such conviction is of an offense substantially related to  
24 the qualifications, functions, or duties of a physician and  
25 surgeon. A plea or verdict of guilty or a conviction  
26 following a plea of nolo contendere made to a charge  
27 substantially related to the qualifications, functions, or

1 duties of a physician and surgeon is deemed to be a  
2 conviction within the meaning of this section.

3 (c) Discipline may be ordered in accordance with  
4 Section 2227, or the Division of Licensing may order the  
5 denial of the license when the time for appeal has elapsed,  
6 or the judgment of conviction has been affirmed on appeal,  
7 or when an order granting probation is made suspending the  
8 imposition of sentence, irrespective of a subsequent order  
9 under the provisions of Section 1203.4 of the Penal Code  
10 allowing such person to withdraw his or her plea of guilty  
11 and to enter a plea of not guilty, or setting aside the  
12 verdict of guilty, or dismissing the accusation, complaint,  
13 information, or indictment."

14 10. Section 490 of the Code provides that the Board  
15 may suspend or revoke a license on the ground that the licensee  
16 has been convicted of a crime which is substantially related to  
17 the qualifications, functions, or duties of the business or  
18 profession for which the license was issued.

19 11. Section 2238 of the Code provides that "[a]  
20 violation of any federal statute or federal regulation or any of  
21 the statutes or regulations of this state regulating dangerous  
22 drugs or controlled substances constitutes unprofessional  
23 conduct."

24 12. Section 2239, subdivision (a) of the Code provides  
25 as follows:

26 "(a) The use or prescribing for or  
27 administering to himself or herself, of any controlled

1 substance; or the use of any of the dangerous drugs  
2 specified in Section 4211, or of alcoholic beverages,  
3 to the extent, or in such a manner as to be dangerous  
4 or injurious to the licensee, or to any other person or  
5 to the public, or to the extent that such use impairs  
6 the ability of the licensee to practice medicine safely  
7 or more than one misdemeanor or any felony involving  
8 the use, consumption, or self-administration of any of  
9 the substances referred to in this section, or any  
10 combination thereof, constitutes unprofessional  
11 conduct. The record of the conviction is conclusive  
12 evidence of such unprofessional conduct."

13 13. Under section 4211 of the Code, "dangerous drug"  
14 means "any drug unsafe for self-medication, except veterinary  
15 drugs which<sup>2/</sup> are labeled as such, and includes the following:

16 (a) Any drug which bears the legend: 'Caution:  
17 federal law prohibits dispensing without prescription' or words  
18 of similar import.

19 (b) Any device which bears the statement: 'Caution:  
20 federal law restricts this device to sale by or on the order of a  
21 \_\_\_\_\_,' or words of similar import, the blank to be filled in  
22 with the designation of the practitioner licensed to use or order  
23 use of the device.

24 (c) Any other drug or device which by federal or state  
25

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26 2. In 1992, the introductory sentence and subdivisions.  
27 (a), (b) and (c) of section 4211 of the Code were amended to  
substitute "that" for "which". (Stats. 1992, c. 1104, § 3,  
effective Sept. 29, 1992.)



1 law can be lawfully dispensed only on prescription or furnished  
2 pursuant to Section 4240. . . ."

3 14. Section 118 of the Code provides, in pertinent  
4 part, as follows:

5 "(b) The suspension, expiration, or  
6 forfeiture by operation of law of a license issued by a  
7 board in the department, or its suspension, forfeiture,  
8 or cancellation by order of the board or by order of a  
9 court of law, or its surrender without the written  
10 consent of the board, shall not, during any period in  
11 which it may be renewed, restored, reissued, or  
12 reinstated, deprive the board of its authority to  
13 institute or continue a disciplinary proceeding against  
14 the licensee upon any ground provided by law or to  
15 enter an order suspending or revoking the license or  
16 otherwise taking disciplinary action against the  
17 licensee on any such ground.

18 (c) As used in this section, 'board'  
19 includes an individual who is authorized by any  
20 provision of this code to issue, suspend, or revoke a  
21 license, and 'license' includes 'certificate,'  
22 'registration,' and 'permit.'"

23 CAUSES FOR DISCIPLINARY ACTION

24 I

25 Convictions of Crimes

26 15. Respondent is subject to disciplinary action for  
27 having been convicted of crimes which are substantially related

1 to the qualifications, functions or duties of a physician and  
2 surgeon. Such convictions constitute unprofessional conduct in  
3 violation of sections 490, 2234, subdivision (a) and 2236,  
4 subdivision (a) of the Code. The facts and circumstances  
5 regarding the convictions are as follows:

6 A. Conviction for Driving with Blood-Alcohol

7 Level of .08% or Higher - March 15, 1991

8 a. On or about February 8, 1991, Respondent  
9 was arrested for driving a motor vehicle while under  
10 the influence of alcohol.

11 b. On or about February 22, 1991, a Complaint was  
12 filed in the matter of People v. Rodney Daniel Collins, Case  
13 No. 91M0252, in the Municipal Court of Malibu Judicial  
14 District, County of Los Angeles, State of California,  
15 charging Respondent with committing a violation of Vehicle  
16 Code section 23152, subdivision (a), driving a motor vehicle  
17 while under the influence of an alcoholic beverage; Vehicle  
18 Code section 23152, subdivision (b), driving a vehicle with  
19 0.08 percent or more of alcohol in his blood; Vehicle Code  
20 section 12500, subdivision (a), driving a motor vehicle  
21 without a valid license; and Vehicle Code section 27315,  
22 subdivision (d), operating a motor vehicle without being  
23 properly restrained by a safety belt.

24 c. On or about March 15, 1991, Respondent was  
25 convicted by a plea of nolo contendere of violating Vehicle  
26 Code section 23152, subdivision (b), driving with 0.08  
27 percent or more of alcohol in his blood. He was placed on

1 probation for three years and ordered to pay a fine and  
2 assessments and to attend an accredited Alcohol Treatment  
3 Program. His driving privilege was restricted for 90 days.

4 B. Conviction for Reckless Driving Involving  
5 Alcohol or Drugs - April 11, 1991

6 a. On or about February 16, 1991, police officers  
7 observed Respondent driving a motor vehicle erratically and  
8 straddling between lanes. After stopping Respondent to  
9 conduct an investigation regarding driving under the  
10 influence, the officers observed Respondent walking in an  
11 unsteady manner, his eyes were bloodshot and an odor of  
12 alcohol emitted from his breath. Respondent was arrested  
13 for driving a motor vehicle while under the influence of an  
14 alcoholic beverage. A breath test was administered to  
15 Respondent and he tested at .10% and .11%.

16 b. On or about March 1, 1991, a Misdemeanor  
17 Complaint was filed in the matter of People v. Rodney Daniel  
18 Collins, Case No. 91V03784, in the Municipal Court of Los  
19 Angeles Judicial District, County of Los Angeles, State of  
20 California, charging Respondent with committing a violation  
21 of Vehicle Code section 23152, subdivision (a), driving a  
22 vehicle while under the influence of an alcoholic beverage  
23 and a drug or a combination of both; Vehicle Code section  
24 23152, subdivision (b), driving a vehicle with 0.08 percent  
25 or more of alcohol in his blood; and Vehicle Code section  
26 12500, subdivision (a), driving a motor vehicle without a  
27 valid license.

1           On or about April 11, 1991, pursuant to a  
2 motion of the prosecution, the complaint was amended to  
3 add Count IV, charging Respondent with committing a  
4 violation of Vehicle Code section 23103, reckless  
5 driving involving alcohol or a drug.

6           c. On or about April 11, 1991, Respondent was  
7 convicted based upon a plea of nolo contendere of violating  
8 Vehicle Code section 23103/23103.5 for reckless driving  
9 involving alcohol or a drug in Case No. 91V03784.

10           d. Respondent was placed on probation for  
11 three years, ordered to pay a fine of \$240, plus  
12 penalty assessments or serve 8 days in County Jail, and  
13 notified that his privilege to drive has been  
14 suspended.

15           C. Conviction for Reckless Driving Involving  
16                 Alcohol or Drugs and Driving a Vehicle with  
17                 Suspended License

18           a. On or about April 15, 1991, police officers  
19 responded to a radio call regarding a traffic accident in  
20 which Respondent had collided into some parked vehicles.  
21 The officers observed Respondent weaving and swaying wildly,  
22 falling against his car, talking with a slurred speech. He  
23 appeared to be intoxicated and emitted no odor of an  
24 alcoholic beverage. Respondent was arrested for driving a  
25 motor vehicle while under the influence of alcohol or a drug  
26 with one prior conviction.

27           b. On or about April 16, 1991, a Misdemeanor

1 Complaint was filed in the matter of People v. Rodney  
2 Collins, Case No. 91V06719, in the Municipal Court of Los  
3 Angeles Judicial District, County of Los Angeles, State of  
4 California, charging Respondent with committing a violation  
5 of Vehicle Code section 23152, subdivision (a), driving a  
6 motor vehicle while under the influence of an alcoholic  
7 beverage and a drug or combination of both; Health and  
8 Safety Code section 11550, use and being under the influence  
9 of a controlled substance, Cocaine; Vehicle Code section  
10 14601.1, subdivision (a), driving a motor vehicle with a  
11 suspended or revoked driving privilege; Vehicle Code section  
12 12500, subdivision (a), driving a motor vehicle without a  
13 valid license; and Vehicle Code section 14601.2, subdivision  
14 (b), driving a motor vehicle while having driving privilege  
15 restriction.

16 c. The Complaint also alleged four prior  
17 convictions for violations of Vehicle Code sections  
18 14601, subdivision (a) (12/18-87), 14601.1 (8/18/88),  
19 14601.1 (8/19/88), and 23152, subdivision (b)  
20 (3/15/91).

21 d. On or about July 8, 1991, the Complaint  
22 was amended to allege five prior convictions for  
23 violations of Vehicle Code sections 14601.1,  
24 subdivision (a) (12/18/87), 14591.1 (8/18/88), 14601.1  
25 (8/19/88), 23152, subdivision (b) (3/15/91), and 23103  
26 (4/11/91).

27 e. On or about September 23, 1991, pursuant

1 to a motion of the prosecution, Count VI was added to  
2 the Complaint, charging Respondent with violation of  
3 Vehicle Code section 23103/23103.5, reckless driving  
4 involving alcohol or drugs or both.

5 f. On or about September 23, 1991, Respondent was  
6 convicted by a plea of nolo contendere of violating Vehicle  
7 Code section 23103, reckless driving involving alcohol or  
8 drugs or both, and Vehicle Code section 14601.1, subdivision  
9 (a), driving a motor vehicle with privilege suspended. He  
10 was sentenced to 10 days in County Jail on Count III (Veh.  
11 Code, § 14601.1, subd. (a)), ordered to pay a fine of \$500  
12 plus penalty assessments or serve 17 days in County Jail, 30  
13 days Cal Trans and placed on probation for three years. On  
14 Count VI (Veh. Code, § 23103/23103.5), he was ordered to pay  
15 a fine of \$240 plus penalty assessments or serve 8 days in  
16 County Jail, 30 days Cal Trans, attend four AA meetings per  
17 week for one year--suspended while on work furlough, and  
18 placed on probation for three years.

19 g. On or about November 15, 1991,  
20 Respondent's 30 days of Cal Trans on each count was  
21 converted to 60 days in County Jail, making his  
22 sentence to a total of 70 days in County Jail, and such  
23 term was to run consecutively to the term in Case No.  
24 91V03784.

25 D. Violation of Probation - September 23, 1991

26 a. On or about July 8, 1991, Respondent's  
27 probation in Case No. 91V03784 was revoked pending a

1 hearing after his arrest on April 15, 1991, and the  
2 filing of the Misdemeanor Complaint against him in Case  
3 No. 91V06719.

4 b. On or about September 23, 1991, Respondent  
5 stipulated to a violation of probation in Case No. 91V03784.  
6 His probation was revoked and reinstated with a modification  
7 that he serve 65 days--35 days in the County Jail and 30  
8 days Cal Trans, and such term was to run consecutively to  
9 the term of imprisonment in Case No. 91V06719.

10 II

11 Unlawful Use of Alcoholic Beverages and  
12 More Than One Misdemeanor Involving Use or  
13 Consumption of Alcoholic Beverages

14 16. Respondent is subject to disciplinary action for  
15 engaging in unprofessional conduct in violation of sections 2234,  
16 subdivision (a) and 2239 of the Code for using alcoholic  
17 beverages to the extent or in a manner as to be dangerous or  
18 injurious to himself, any other person or the public and has more  
19 than one misdemeanor involving the use or consumption of  
20 alcoholic beverages based on the facts and circumstances as  
21 alleged in Paragraph 15 of this Accusation, which is incorporated  
22 herein by reference.

23 III

24 Unlawful Use of Controlled Substances

25 17. Respondent is subject to disciplinary action for  
26 unlawfully using or administering to himself controlled  
27 substances in violation of sections 2234, subdivision (a) and

1 2239 of the Code. The facts and circumstances are as follows:

2 A. September 27, 1991 Incident

3 a. On or about September 27, 1991, police  
4 officers responded to a radio call regarding a screaming man  
5 at a hotel. At the hotel, the officers heard Respondent  
6 singing, talking to himself and screaming. The officers  
7 observed Respondent to be incoherent and behaving  
8 irrationally, and he would not comply with the officers'  
9 demands. He was observed by the officers to be perspiring  
10 heavily, taking deep breaths, and talking loud and rapidly.  
11 His eyes were bulging.

12 Inside of Respondent's hotel room, the  
13 officers observed a white substance resembling rock  
14 cocaine and 4 tablets of Prinivil on the night stand.  
15 Respondent was arrested for possession of a controlled  
16 substance, Cocaine.

17 b. Cocaine is a Schedule II controlled  
18 substance under section 11055, subdivision (b)(4) of the  
19 Health and Safety Code and a dangerous drug under section  
20 4211 of the Code.

21 B. January 24, 1993 Incident

22 a. On or about January 24, 1993, during  
23 a police search of Respondent's residence pursuant to a  
24 domestic disturbance call, officers found Marijuana,  
25 rock Cocaine and drug paraphernalia. Respondent  
26 admitted to the officers that he had a problem with  
27 Cocaine and he had been smoking it for about one year.



1 He also admitted to the officers that he has "cooked"  
2 Cocaine in his residence and that he and another person  
3 intended to smoke cocaine and "primos" and had been  
4 smoking cocaine before the officers arrived.  
5 Respondent was arrested for possession of a controlled  
6 substance.

7 18. Marijuana is a Schedule I controlled substance  
8 under section 11054, subdivision (d)(13) of the Health and Safety  
9 Code and a dangerous drug under section 4211 of the Code.

10 IV

11 Violation of State Drug Statutes

12 19. Respondent is subject to disciplinary action for  
13 violating or attempting to violate a state statute or regulation  
14 regulating dangerous drugs or controlled substances by unlawfully  
15 possessing Cocaine and Marijuana, which are controlled substances  
16 and dangerous drugs.

17 Section 11350, subdivision (a) of the Health and Safety  
18 Code prohibits the possession of the controlled substance of  
19 Cocaine. Section 11357 of the Health and Safety Code prohibits  
20 the possession of the controlled substance of Marijuana.

21 Such violations of state drug statutes constitute  
22 unprofessional conduct in violation of sections 2234, subdivision  
23 (a) and 2238 of the Code. The facts and circumstances regarding  
24 such violation are alleged in Paragraph 17 of this Accusation,  
25 which is incorporated herein by reference.

26 ///

27 ///



1 case; and

2 3. Taking such other action as the Division deems  
3 proper.

4 DATED: May 10, 1994.

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DIXON ARNETT  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California

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Complainant

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1 DANIEL E. LUNGREN, Attorney General  
of the State of California  
2 DIANE M. L. TAN,  
Deputy Attorney General  
3 California Department of Justice  
300 South Spring Street, 5th Floor  
4 Los Angeles, California 90013  
Telephone: (213) 897-2557  
5  
6 Attorneys for Complainant

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

12 In the Matter of the Accusation ) No. 06-91-13353  
Against: )  
13 ) OAH No. L-08160  
14 RODNEY DANIEL COLLINS, M.D. )  
3831 Sixth Avenue )  
15 Los Angeles, California 90008 ) **FIRST SUPPLEMENTAL AND**  
Physician's and Surgeon's ) **AMENDED ACCUSATION**  
16 Certificate No. G 60783 )  
17 Respondent. )

18  
19 Complainant Dixon Arnett, Executive Director of the  
20 Medical Board of California (hereinafter referred to as "the  
21 Board"), further alleges as follows:

22 PARTIES

23 21. Complainant, Dixon Arnett, is the Executive  
24 Director of the Medical Board of California. Complainant brings  
25 this First Supplemental and Amended Accusation solely in his  
26 official capacity.

27 22. On May 10, 1994, an Accusation was filed in Case  
No. 06-91-13353 against Respondent Rodney Daniel Collins

1 (Respondent). A copy of the Accusation is attached hereto as  
2 "Appendix 1" and incorporated herein by reference.

3 ADDENDUM TO JURISDICTION

4 23. This First Supplemental and Amended Accusation is  
5 brought pursuant to Business and Professions Code sections 2004,  
6 2220, 2227 and 2234<sup>1/</sup>. Such sections of the Code provide that  
7 the Division of Medical Quality (hereinafter referred to as "the  
8 Division"), a division of the Medical Board of California, is  
9 authorized to take disciplinary action against any licensed  
10 physician and surgeon who is found guilty of violating any of the  
11 provisions of the Medical Practice Act (Bus. & Prof. Code, § 2000  
12 et seq.), the regulations relating to the practice of medicine  
13 (Cal. Code of Regs., tit. 16, § 1300 et seq.), or other  
14 applicable laws or regulations.

15 24. Section 2237 of the Code provides that "[t]he  
16 conviction of a charge of violating any federal statutes or  
17 regulations or any statute or regulation of this state,  
18 regulating dangerous drugs or controlled substances, constitutes  
19 unprofessional conduct. The record of the conviction is  
20 conclusive evidence of such unprofessional conduct. A plea or  
21 verdict of guilty or a conviction following a plea of nolo  
22 contendere is deemed to be a conviction within the meaning of  
23 this section."

24 //

25 //

26

27 1. Except as otherwise indicated, all statutory references  
are to the Business and Professions Code.



1 California, charging Respondent with having committed a  
2 violation of Health and Safety Code section 11350,  
3 subdivision (a), for possession of a controlled substance,  
4 Cocaine.

5 c. On or about March 24, 1993, after a  
6 preliminary hearing in the Municipal Court, Respondent was  
7 held to answer for violating Health and Safety Code section  
8 11350, subdivision (a), and was bound over for arraignment  
9 in the Superior Court.

10 d. On or about June 2, 1993, Respondent was  
11 convicted in the Superior Court of Los Angeles Judicial  
12 District, County of Los Angeles, State of California,  
13 pursuant to a plea of nolo contendere of having violated  
14 Health and Safety Code section 11350, subdivision (a),  
15 possession of a controlled substance, Cocaine. He was  
16 placed on probation for three years.

17 e. Cocaine is a Schedule II controlled substance  
18 under Section 11055, subdivision (b)(4) of the Health and  
19 Safety Code and a dangerous drug under Section 4211 of the  
20 Code.

21 B. Conviction for Disturbing the Peace -

22 February 4, 1994

23 a. On or about June 21, 1993, Respondent was  
24 arrested for disturbing the peace and battery.

25 b. On or about September 14, 1993, a Misdemeanor  
26 Complaint was filed in the matter of People v. Rodney Daniel  
27 Collins, Case No. 93M01564, in the Municipal Court of Culver

1 City Judicial District, County of Los Angeles, State of  
2 California, charging Respondent with having committed  
3 violations of Penal Code section 415, subdivision (2),  
4 disturbing the peace (Counts I, II and III), and Penal Code  
5 section 242, battery (Count IV).

6 c. On or about February 4, 1994, Respondent was  
7 convicted pursuant to a plea of nolo contendere of having  
8 violated Penal Code section 415, subdivision (2), disturbing  
9 the peace (Counts I and II). On or about February 28, 1994,  
10 Respondent was placed on summary probation for one year and  
11 ordered to pay a fine of \$100.00 plus penalty assessments or  
12 serve 3 days in County Jail. Imposition of sentence was  
13 suspended on Count I regarding a violation of Penal Code  
14 section 415, subdivision 2.

15 C. Violation of Probation - October 12, 1994

16 a. On or about June 3, 1994, Respondent's  
17 probation in Case No. 93M01564 was revoked pending a hearing  
18 after his arrest on March 19, 1994, for being under the  
19 influence of a controlled substance, Cocaine, and the filing  
20 of the Misdemeanor Complaint against him in Case No.  
21 94M00616.

22 b. On or about October 12, 1994, Respondent  
23 admitted to violating probation in Case No. 93M01564 and  
24 having a conviction in Case No. 94M00616. Respondent was  
25 ordered to return to Court for sentencing on November 15,  
26 1994.

27 ///



1           D. Conviction for Use or Being Under the Influence of  
2                           A Controlled Substance - October 12, 1994

3           a. On or about March 19, 1994, Respondent was  
4 arrested for being under the influence of a controlled  
5 substance, Cocaine.

6           b. On or about April 6, 1994, a Misdemeanor  
7 Complaint was filed in the matter of People v. Rodney Daniel  
8 Collins, Case No. 94M00616, in the Municipal Court of Culver  
9 City Judicial District, County of Los Angeles, State of  
10 California, charging Respondent with having committed  
11 violations of Health and Safety Code section 11550,  
12 subdivision (a), use or being under the influence of a  
13 controlled substance, and Health and Safety Code section  
14 11364, unlawful possession of a device for unlawfully  
15 injecting or smoking a controlled substance.

16           c. On or about October 12, 1994, Respondent was  
17 convicted pursuant to a plea of nolo contendere of having  
18 committed a violation of Health and Safety Code section  
19 11550, subdivision (a), use or being under the influence of  
20 a controlled substance. Respondent was ordered to return to  
21 Court for sentencing on November 15, 1994.

22   VI

23           Convictions for Violations of State Drug Statutes

24           26. Respondent is subject to disciplinary action for  
25 having convictions for violations of state statutes or  
26 regulations regulating dangerous drugs or controlled substances,  
27 by unlawfully possessing and using controlled substances.



1 such violations are alleged in Paragraph 25 of this Supplemental  
2 and Amended Accusation, which is incorporated herein by  
3 reference.

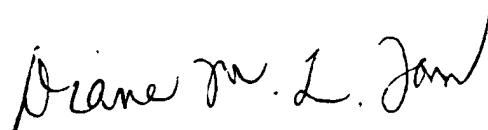
4 PRAYER

5 WHEREFORE, Complainant requests that a hearing be held  
6 in this matter and that following such hearing, the Division  
7 issue a decision:

- 8 1. Suspending or revoking Physician's and Surgeon's  
9 Certificate No. G 60783 issued to Rodney Daniel Collins, M.D.;
- 10 2. Ordering Respondent to pay to the Division  
11 reasonable costs of the investigation and prosecution of this  
12 case; and
- 13 3. Taking such other action as the Division deems  
14 proper.

15 DATED: November 14, 1994.

16 DANIEL E. LUNGREN  
17 Attorney General of the  
18 State of California

19 

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DIANE M. L. TAN  
21 Deputy Attorney General

22 Attorneys for Complainant  
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