

1 KAMALA D. HARRIS
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 JOHN E. RITTMAYER
Deputy Attorney General
4 State Bar No. 67291
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-7485
6 Facsimile: (213) 897-9395
Attorneys for Complainant
7

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

11 In the Matter of the Accusation Against:

Case No. 17-2011-216150

12 **RUBY SIDDIQUI, M.D.**

OAH No. 2012051208

13 **Physician's and Surgeon's Certificate No. C**
14 **50414**

STIPULATED SURRENDER OF
LICENSE AND ORDER

15 Respondent.

16
17 In the interest of a prompt and speedy resolution of this matter, consistent with the public
18 interest and the responsibility of the Medical Board of California of the Department of Consumer
19 Affairs (Board) the parties hereby agree to the following Stipulated Surrender of License and
20 Order which will be submitted to the Board for approval and adoption as the final disposition of
21 the Accusation.

22 PARTIES

23 1. Linda K. Whitney (Complainant) is the Executive Director of the Board. She brought
24 this action solely in her official capacity and is represented in this matter by Kamala D. Harris,
25 Attorney General of the State of California, by John E. Rittmayer, Deputy Attorney General.

26 2. Ruby Siddiqui, M.D. (Respondent) is represented in this proceeding by attorney
27 Fredrick M. Ray whose address is 1100 W. Town and Country Rd. Suite 1010, Orange,
28 California 92868-4651.

1 for the Board's formal acceptance. Respondent does not contest that Complainant could present a
2 prima facie case concerning the allegations of the Second Cause for Discipline of that accusation.
3 In mitigation, respondent suffered from mental illness at the time of the events in the Second
4 Cause for Discipline.

5 9. Respondent understands that by signing this stipulation she enables the Board to issue
6 an order accepting the surrender of her Physician's and Surgeon's Certificate without further
7 process.

8 RESERVATION

9 10. The admissions made by Respondent herein are only for the purposes of this
10 proceeding, or any other proceedings in which the Medical Board of California or other
11 professional licensing agency is involved, and shall not be admissible in any other criminal or
12 civil proceeding.

13 CONTINGENCY

14 11. This stipulation shall be subject to approval by the Medical Board of California.
15 Respondent understands and agrees that counsel for Complainant and the staff of the Medical
16 Board of California may communicate directly with the Board regarding this stipulation and
17 surrender, without notice to or participation by Respondent. By signing the stipulation,
18 Respondent understands and agrees that she may not withdraw her agreement or seek to rescind
19 the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt
20 this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be
21 of no force or effect, except for this paragraph, it shall be inadmissible in any legal action
22 between the parties, and the Board shall not be disqualified from further action by having
23 considered this matter.

24 12. The parties understand and agree that facsimile copies of this Stipulated Surrender of
25 License and Order, including facsimile signatures thereto, shall have the same force and effect as
26 the originals.

27 13. In consideration of the foregoing admissions and stipulations, the parties agree that
28 the Board may, without further notice or formal proceeding, issue and enter the following Order:

1 **ORDER**

2 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. C 50414, issued
3 to Respondent Ruby Siddiqui, M.D., is surrendered and accepted by the Medical Board of
4 California.

5 1. The surrender of Respondent's Physician's and Surgeon's Certificate and the
6 acceptance of the surrendered license by the Board shall constitute the imposition of discipline
7 against Respondent. This stipulation constitutes a record of the discipline and shall become a part
8 of Respondent's license history with the Medical Board of California.

9 2. Respondent shall lose all rights and privileges as a physician and surgeon in
10 California as of the effective date of the Board's Decision and Order.

11 3. Respondent shall cause to be delivered to the Board her pocket license and, if one was
12 issued, her wall certificate on or before the effective date of the Decision and Order.

13 4. If Respondent ever files an application for licensure or a petition for reinstatement in
14 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
15 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
16 effect at the time the petition is filed, including Business and Professions Code sections 822 (final
17 paragraph) and 823, and all of the charges and allegations contained in Accusation No. 17-2011-
18 216150 shall be deemed to be true, correct and admitted by Respondent when the Board
19 determines whether to grant or deny the petition.

20 5. If Respondent should ever apply or reapply for a new license or certification, or
21 petition for reinstatement of a license, by any other health care licensing agency in the State of
22 California, all of the charges and allegations contained in Accusation, No. 17-2011-216150 shall
23 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
24 Issues or any other proceeding seeking to deny or restrict licensure.

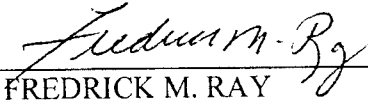
25 **ACCEPTANCE**

26 I have carefully read the above Stipulated Surrender of License and Order and have fully
27 discussed it with my attorney, Fredrick M. Ray. I understand the stipulation and the effect it will
28 have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of

1 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the
2 Decision and Order of the Medical Board of California.

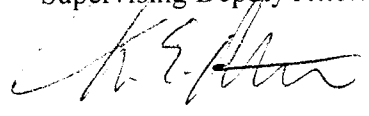
3
4 DATED: 1/15/13 
5 RUBY SIDDIQUI, M.D.
6 Respondent

7 I have read and fully discussed with Respondent Ruby Siddiqui, M.D. the terms and
8 conditions and other matters contained in this Stipulated Surrender of License and Order. I
9 approve its form and content.

10 DATED: 1/18/13 
11 FREDRICK M. RAY
12 Attorney for Respondent

13 ENDORSEMENT

14 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
15 for consideration by the Medical Board of California of the Department of Consumer Affairs.

16 Dated: 1/24/13 Respectfully submitted,
17 KAMALA D. HARRIS
18 Attorney General of California
19 ROBERT MCKIM BELL
20 Supervising Deputy Attorney General
21 
22 JOHN E. RITTMAYER
23 Deputy Attorney General
24 *Attorneys for Complainant*

25 LA2012603342
26 Stipulation.rtf

Exhibit A

Accusation No. 17-2011-216150

1 KAMALA D. HARRIS
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 JOHN E. RITTMAYER
Deputy Attorney General
4 California Department of Justice
State Bar No. 67291
5 300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
6 Telephone: (213) 897-7485
Facsimile: (213) 897-9395

7 *Attorneys for Complainant*

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO May 18, 2012
BY: Talbot ANALYST

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

12 In the Matter of the Accusation Against:
13 RUBY SIDDIQUI, M.D.,
14 Physician's and Surgeon's Certificate Number
C 50414
15
16 Respondent.

Case No. 17-2011-216150

A C C U S A T I O N

17 Complainant alleges:

18 **PARTIES**

19 1. Linda K. Whitney (complainant) brings this Accusation solely in her official capacity
20 as the Executive Director of the Medical Board of California, Department of Consumer Affairs
21 (Board).

22 2. On or about May 4, 2000, the Medical Board of California issued Physician's and
23 Surgeon's Certificate Number C 50414 to Ruby Siddiqui, M.D. (respondent). The Physician's and
24 Surgeon's Certificate expired on March 31, 2012, and has not been renewed. The Board retains
25 jurisdiction under Business and Professions Code section 118 to adjudicate this matter.

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 in part 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 "..."

13 5. Section 2227 of the Code provides that a licensee who is found guilty under the
14 Medical Practice Act may have his or her license revoked, suspended for a period not to exceed
15 one year, placed on probation and required to pay the costs of probation monitoring, or such other
16 action taken in relation to discipline as the Division¹ deems proper.

17 6. Section 2234 of the Code states in part:

18 "The Division of Medical Quality shall take action against any licensee who is charged with
19 unprofessional conduct. . . ."

20 7. Section 820 of the Code states:

21 "Whenever it appears that any person holding a license, certificate or permit under this
22 division or under any initiative act referred to in this division may be unable to practice his or her
23 profession safely because the licentiate's ability to practice is impaired due to mental illness, or
24 physical illness affecting competency, the licensing agency may order the licentiate to be

25 _____
26 ¹ California Business and Professions Code section 2002, as amended and effective
27 January 1, 2008, provides that, unless otherwise expressly provided, the term "board" as used in
28 the State Medical Practice Act (Cal. Bus. & Prof. Code, §§ 2000, et seq.) means the "Medical
Board of California," and references to the "Division of Medical Quality" and "Division of
Licensing" in the Act or any other provision of law shall be deemed to refer to the Board.

1 examined by one or more physicians and surgeons or psychologists designated by the agency.

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

4 8. Section 822 of the Code states:

5 "If a licensing agency determines that its licentiate's ability to practice his or her profession
6 safely is impaired because the licentiate is mentally ill, or physically ill affecting competency, the
7 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 "..."

14 9. Section 726 of the Code states:

15 "The commission of any act of sexual abuse, misconduct, or relations with a patient, client,
16 or customer constitutes unprofessional conduct and grounds for disciplinary action for any person
17 licensed under this division, under any initiative act referred to in this division and under Chapter
18 17 (commencing with Section 9000) of Division 3.

19 "This section shall not apply to sexual contact between a physician and surgeon and his or
20 her spouse or person in an equivalent domestic relationship when that physician and surgeon
21 provides medical treatment, other than psychotherapeutic treatment, to his or her spouse or person
22 in an equivalent domestic relationship."

23 FIRST CAUSE FOR DISCIPLINE

24 (Mental Illness)

25 10. Respondent is subject to disciplinary action under sections 820 and 822 in that she
26 suffers from a mental illness. The circumstances are as follows:

27 11. On or about November 29, 2011, John C. Raiss, M.D., a Board-appointed
28 psychiatrist, performed a mental examination of respondent. Dr. Raiss concluded that respondent

1 has a severe mental illness and cannot safely practice medicine at present.

2 12. Despite respondent's mental impairments, to date respondent is continuing to treat
3 patients.

4 SECOND CAUSE FOR DISCIPLINE

5 (Sexual Misconduct)

6 13. Respondent is subject to disciplinary action under section 726 in that she engaged in
7 sexual misconduct and sexual relations with a patient. The circumstances are as follows:

8 14. Patient M.R saw respondent for approximately five visits from the initial visit until
9 approximately the summer of 2010. His sessions with respondent were erratic and there was not
10 a set schedule. Respondent prescribed him Ritalin and/or Adderall. He became romantically and
11 sexually involved with respondent in November, 2010. During the time he was romantically
12 involved with her, she prescribed him medications as well. He was on Prozac and Lithium, which
13 were prescribed by respondent. He had no other doctor. He had therapy sessions at respondent's
14 home. In August 2010 he was on disability from his job. In July 2010 he was communicating
15 with respondent a lot more because he was having trouble and needed medications adjusted.
16 Respondent wrote a letter for him to put him on disability and called his work. The disability
17 letter was dated August, 2010.

18 15. Respondent said she wanted to refer M.R. to a couple of psychiatrists other than her.
19 Her reasoning was partially the relationship they were having and maybe because he would get
20 more help from other doctors.

21 PRAYER

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

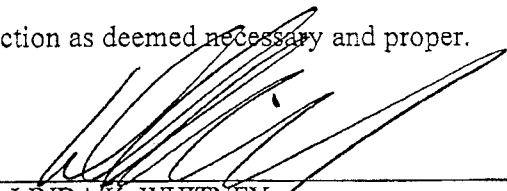
- 24 1. Revoking or suspending Physician's and Surgeon's Certificate Number C 50414,
25 issued to Ruby Siddiqui, M.D.
- 26 2. Revoking, suspending or denying approval of Ruby Siddiqui, M.D.'s authority to
27 supervise physician assistants, pursuant to section 3527 of the Code;
- 28 3. Ordering Ruby Siddiqui, M.D., if placed on probation, to pay the Medical Board of

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

California costs of probation monitoring;

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

DATED: May 18, 2012



LINDA K. WHITNEY
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California

Complainant

LA2012603342
accusation.rtf