

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

In the Matter of the Accusation Against:

Cecelia Theresa Madrid, M.D.

Physician's & Surgeon's
Certificate No. G 48480

Respondent.

Case No. 800-2021-077174

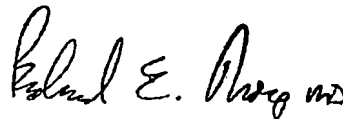
DECISION

The attached Stipulated Settlement and Disciplinary 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 February 21, 2024.

IT IS SO ORDERED: January 22, 2024.

MEDICAL BOARD OF CALIFORNIA



Richard E. Thorp, Chair
Panel B

1 ROB BONTA
Attorney General of California
2 JUDITH T. ALVARADO
Supervising Deputy Attorney General
3 LATRICE R. HEMPHILL
Deputy Attorney General
4 State Bar No. 285973
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6198
6 Facsimile: (916) 731-2117
Attorneys for Complainant
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:

13 **CECELIA THERESA MADRID, M.D.**
14 **2701 W. Alameda Avenue, Suite 500**
Burbank, CA 91505-4402

15 **Physician's and Surgeon's Certificate**
16 **No. G 48480,**

17 Respondent.

Case No. 800-2021-077174

OAH No. 2023040800

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

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

21 **PARTIES**

22 1. Reji Varghese (Complainant) is the Executive Director of the Medical Board of
23 California (Board). He brought this action solely in his official capacity and is represented in this
24 matter by Rob Bonta, Attorney General of the State of California, by Latrice R. Hemphill, Deputy
25 Attorney General.

26 2. Respondent Cecelia Theresa Madrid, M.D. (Respondent) is represented in this
27 proceeding by attorney Peter R. Osinoff, Esq., whose address is: 355 South Grand Avenue, Suite
28 1750, Los Angeles, CA 90071.

1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 48480 issued
3 to Respondent Cecelia Theresa Madrid, M.D. is hereby Publicly Reprimanded pursuant to
4 California Business and Professions Code section 2227, subdivision (a)(4). This Public
5 Reprimand, which is issued in connection with Accusation No. 800-2021-077174, is as follows:

6 Between 2017 through 2020, you provided care and treatment to two patients
7 that involved prescribing controlled substances. During that time, you maintained
8 incomplete and unclear records for both patients, as more fully described in
9 Accusation No. 800-2021-077174.

10 1. **PRESCRIBING PRACTICES COURSE.** Within 60 calendar days of the effective
11 date of this Decision, Respondent shall enroll in a course in prescribing practices approved in
12 advance by the Board or its designee. Respondent shall provide the approved course provider
13 with any information and documents that the approved course provider may deem pertinent.
14 Respondent shall participate in and successfully complete the classroom component of the course
15 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully
16 complete any other component of the course within one (1) year of enrollment. The prescribing
17 practices course shall be at Respondent's expense and shall be in addition to the Continuing
18 Medical Education (CME) requirements for renewal of licensure.

19 A prescribing practices course taken after the acts that gave rise to the charges in the
20 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
21 or its designee, be accepted towards the fulfillment of this condition if the course would have
22 been approved by the Board or its designee had the course been taken after the effective date of
23 this Decision.

24 Respondent shall submit a certification of successful completion to the Board or its
25 designee not later than 15 calendar days after successfully completing the course, or not later than
26 15 calendar days after the effective date of the Decision, whichever is later.

27 2. **MEDICAL RECORD KEEPING COURSE.** Within 60 calendar days of the effective
28 date of this Decision, Respondent shall enroll in a course in medical record keeping approved in
advance by the Board or its designee. Respondent shall provide the approved course provider

1 with any information and documents that the approved course provider may deem pertinent.
2 Respondent shall participate in and successfully complete the classroom component of the course
3 not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully
4 complete any other component of the course within one (1) year of enrollment. The medical
5 record keeping course shall be at Respondent's expense and shall be in addition to the Continuing
6 Medical Education (CME) requirements for renewal of licensure.

7 A medical record keeping course taken after the acts that gave rise to the charges in the
8 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
9 or its designee, be accepted towards the fulfillment of this condition if the course would have
10 been approved by the Board or its designee had the course been taken after the effective date of
11 this Decision.

12 Respondent shall submit a certification of successful completion to the Board or its
13 designee not later than 15 calendar days after successfully completing the course, or not later than
14 15 calendar days after the effective date of the Decision, whichever is later.

15 3. INVESTIGATION/ENFORCEMENT COST RECOVERY. Respondent is hereby
16 ordered to reimburse the Board its costs of investigation and enforcement in the amount of
17 \$18,000.00 (eighteen thousand dollars and zero cents). Costs shall be payable to the Medical
18 Board of California. Failure to pay such costs shall be considered a violation of probation.

19 Payment must be made in full within 30 calendar days of the effective date of the Order, or
20 by a payment plan approved by the Medical Board of California. Any and all requests for a
21 payment plan shall be submitted in writing by respondent to the Board. Failure to comply with
22 the payment plan shall be considered a violation of probation.

23 The filing of bankruptcy by respondent shall not relieve respondent of the responsibility to
24 repay investigation and enforcement costs.

25 ///
26 ///
27 ///
28 ///

ACCEPTANCE

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

DATED: 10/23/2023



CECELIA THERESA MADRID, M.D.
Respondent

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

DATED: 10/31/2023



PETER R. OSINOFF, ESQ.
Attorney for Respondent

ENDORSEMENT

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

DATED: _____

Respectfully submitted,

ROB BONTA
Attorney General of California
JUDITH T. ALVARADO
Supervising Deputy Attorney General

LATRICE R. HEMPHILL
Deputy Attorney General
Attorneys for Complainant

LA2022604316
66307305.docx

1 **ACCEPTANCE**

2 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
3 discussed it with my attorney, Peter R. Osinoff, Esq. I understand the stipulation and the effect it
4 will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and
5 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
6 Decision and Order of the Medical Board of California.

7
8 DATED: _____ CECELIA THERESA MADRID, M.D.
9 *Respondent*

10 I have read and fully discussed with Respondent Cecelia Theresa Madrid, M.D. the terms
11 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
12 Order. I approve its form and content.

13 DATED: _____ PETER R. OSINOFF, ESQ.
14 *Attorney for Respondent*

15
16 **ENDORSEMENT**

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

19
20 DATED: October 31, 2023

Respectfully submitted,
21 ROB BONTA
Attorney General of California
22 JUDITH T. ALVARADO
Supervising Deputy Attorney General

23 

24 LATRICE R. HEMPHILL
25 Deputy Attorney General
Attorneys for Complainant

26
27 LA2022604316
66307305.docx

1 ROB BONTA
Attorney General of California
2 JUDITH T. ALVARADO
Supervising Deputy Attorney General
3 LATRICE R. HEMPHILL
Deputy Attorney General
4 State Bar No. 285973
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6198
6 Facsimile: (916) 731-2117
Attorneys for Complainant

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. 800-2021-077174

13 **CECELIA THERESA MADRID, M.D.**
14 **2701 W. Alameda Avenue, Suite 500**
Burbank, CA 91505-4402

A C C U S A T I O N

15 **Physician's and Surgeon's Certificate**
16 **No. G 48480,**

17 Respondent.

18
19 **PARTIES**

20 1. Reji Varghese (Complainant) brings this Accusation solely in his official capacity as
21 the Interim Executive Director of the Medical Board of California, Department of Consumer
22 Affairs (Board).

23 2. On or about August 2, 1982, the Medical Board issued Physician's and Surgeon's
24 Certificate Number G 48480 to Cecelia Theresa Madrid, M.D. (Respondent). The Physician's
25 and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
26 herein and will expire on March 31, 2024, unless renewed.

27 ///

28 ///

1 **JURISDICTION**

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

5 4. Section 2227 of the Code states:

6 (a) A licensee whose matter has been heard by an administrative law judge of
7 the Medical Quality Hearing Panel as designated in Section 11371 of the Government
8 Code, or whose default has been entered, and who is found guilty, or who has entered
9 into a stipulation for disciplinary action with the board, may, in accordance with the
10 provisions of this chapter:

11 (1) Have his or her license revoked upon order of the board.

12 (2) Have his or her right to practice suspended for a period not to exceed one
13 year upon order of the board.

14 (3) Be placed on probation and be required to pay the costs of probation
15 monitoring upon order of the board.

16 (4) Be publicly reprimanded by the board. The public reprimand may include a
17 requirement that the licensee complete relevant educational courses approved by the
18 board.

19 (5) Have any other action taken in relation to discipline as part of an order of
20 probation, as the board or an administrative law judge may deem proper.

21 (b) Any matter heard pursuant to subdivision (a), except for warning letters,
22 medical review or advisory conferences, professional competency examinations,
23 continuing education activities, and cost reimbursement associated therewith that are
24 agreed to with the board and successfully completed by the licensee, or other matters
25 made confidential or privileged by existing law, is deemed public, and shall be made
26 available to the public by the board pursuant to Section 803.1.

27 **STATUTORY PROVISIONS**

28 5. Section 2234 of the Code, states:

The board shall take action against any licensee who is charged with
unprofessional conduct. In addition to other provisions of this article, unprofessional
conduct includes, but is not limited to, the following:

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

(b) Gross negligence.

(c) Repeated negligent acts. To be repeated, there must be two or more
negligent acts or omissions. An initial negligent act or omission followed by a
separate and distinct departure from the applicable standard of care shall constitute
repeated negligent acts.

1 (1) An initial negligent diagnosis followed by an act or omission medically
2 appropriate for that negligent diagnosis of the patient shall constitute a single
3 negligent act.

4 (2) When the standard of care requires a change in the diagnosis, act, or
5 omission that constitutes the negligent act described in paragraph (1), including, but
6 not limited to, a reevaluation of the diagnosis or a change in treatment, and the
7 licensee's conduct departs from the applicable standard of care, each departure
8 constitutes a separate and distinct breach of the standard of care.

9 (d) Incompetence.

10 (e) The commission of any act involving dishonesty or corruption that is
11 substantially related to the qualifications, functions, or duties of a physician and
12 surgeon.

13 (f) Any action or conduct that would have warranted the denial of a certificate.

14 (g) The failure by a certificate holder, in the absence of good cause, to attend
15 and participate in an interview by the board. This subdivision shall only apply to a
16 certificate holder who is the subject of an investigation by the board.

17 6. Section 2266 of the Code states: The failure of a physician and surgeon to maintain
18 adequate and accurate records relating to the provision of services to their patients constitutes
19 unprofessional conduct.

20 COST RECOVERY

21 7. Section 125.3 of the Code states:

22 (a) Except as otherwise provided by law, in any order issued in resolution of a
23 disciplinary proceeding before any board within the department or before the
24 Osteopathic Medical Board, upon request of the entity bringing the proceeding, the
25 administrative law judge may direct a licensee found to have committed a violation or
26 investigations of the licensing act to pay a sum not to exceed the reasonable costs of the
27 investigation and enforcement of the case.

28 (b) In the case of a disciplined licensee that is a corporation or a partnership, the
order may be made against the licensed corporate entity or licensed partnership.

(c) A certified copy of the actual costs, or a good faith estimate of costs where
actual costs are not available, signed by the entity bringing the proceeding or its
designated representative shall be prima facie evidence of reasonable costs of
investigation and prosecution of the case. The costs shall include the amount of
investigative and enforcement costs up to the date of the hearing, including, but not
limited to, charges imposed by the Attorney General.

(d) The administrative law judge shall make a proposed finding of the amount
of reasonable costs of investigation and prosecution of the case when requested
pursuant to subdivision (a). The finding of the administrative law judge with regard
to costs shall not be reviewable by the board to increase the cost award. The board
may reduce or eliminate the cost award, or remand to the administrative law judge if
the proposed decision fails to make a finding on costs requested pursuant to

subdivision (a).

(e) If an order for recovery of costs is made and timely payment is not made as directed in the board's decision, the board may enforce the order for repayment in any appropriate court. This right of enforcement shall be in addition to any other rights the board may have as to any licensee to pay costs.

(f) In any action for recovery of costs, proof of the board's decision shall be conclusive proof of the validity of the order of payment and the terms for payment.

(g) (1) Except as provided in paragraph (2), the board shall not renew or reinstate the license of any licensee who has failed to pay all of the costs ordered under this section.

(2) Notwithstanding paragraph (1), the board may, in its discretion, conditionally renew or reinstate for a maximum of one year the license of any licensee who demonstrates financial hardship and who enters into a formal agreement with the board to reimburse the board within that one-year period for the unpaid costs.

(h) All costs recovered under this section shall be considered a reimbursement for costs incurred and shall be deposited in the fund of the board recovering the costs to be available upon appropriation by the Legislature.

(i) Nothing in this section shall preclude a board from including the recovery of the costs of investigation and enforcement of a case in any stipulated settlement.

(j) This section does not apply to any board if a specific statutory provision in that board's licensing act provides for recovery of costs in an administrative disciplinary proceeding.

FIRST CAUSE FOR DISCIPLINE

(Repeated Negligent Acts)

8. Respondent is subject to disciplinary action under section 2234, subdivision (c), of the Code in that she committed repeated negligent acts in connection with the care and treatment of Patients 1 and 2.¹ The circumstances are as follows:

Patient 1

9. Patient 1 is a ninety-year-old female, who was treated by Respondent from approximately 2018 to 2019,² for various maladies including chronic obstructive pulmonary disease (COPD), bronchitis, osteoarthritis, hypothyroidism, and epigastric pain, among other things.

///

¹ The patients are identified by number to protect their privacy.

² These are approximate dates based on the medical records, which were available to the Board. Patient 1 may have treated with Respondent before or after these dates.

1 10. Per CURES (Controlled Substance Utilization Review and Evaluation System, a drug
2 monitoring database for Schedule II through V controlled substances dispensed in California),
3 between September to December 2018, Respondent prescribed Patient 1 Promethazine with
4 Codeine, as well as simultaneous benzodiazepine prescriptions for lorazepam (a sedative used to
5 treat anxiety) and temazepam (a sedative used to treat insomnia). Respondent also prescribed
6 Patient 1 Lyrica (a nerve pain medication) on at least two occasions.

7 11. During Patient 1's treatment period, Respondent maintained medical records
8 pertaining to each of Patient 1's visits. Each of the electronic medical record entries listed Dr.
9 R.K. as the provider, due to an apparent system defect. Respondent routinely made handwritten
10 notes in the records, which she signed.

11 12. In the entries dated on or about June 14, 2018, June 19, 2018, July 16, 2018, and
12 December 3, 2018, medication reconciliation³ was not documented. Instead, the records stated
13 "error message" under the medication reconciliation sections. On other occasions, the same
14 medications were listed and the medication reconciliation was not updated from the previous
15 visit.

16 13. Respondent's repeated failure to maintain clear documentation constitutes a simple
17 departure from the standard of care.

18 **Patient 2**

19 14. Patient 2 is a seventy-one-year-old female, who was treated by Respondent from
20 approximately 2017 through 2020.⁴ According to the CURES Patient Activity Report, Patient 2
21 was on a clonazepam⁵ regimen prior to being treated by Respondent. Respondent first prescribed
22 Patient 2 clonazepam in February 2017.

23 ///

24 _____
25 ³ Medication reconciliation is the process of identifying the most accurate list of all the
26 medications that a patient is taking, including name, dosage, frequency, and route, by comparing
27 the medical record to an external list of medications obtained from a patient, hospital, or other
28 provider. Medication reconciliation is expected to ensure patient safety and quality of care.

⁴ Again, these are approximate dates based on the medical records, which were available
to the Board. Patient 2 may have treated with Respondent before or after these dates.

⁵ Clonazepam is a Schedule IV benzodiazepine used for the acute management of panic
disorders and epilepsy.

1 15. Patient 2 presented to Respondent in June 2018 for pre-operative clearance for a
2 breast lumpectomy and right axillary node biopsy. Patient 2's medical concerns also included
3 hypothyroidism, major depression, and bilateral hand pain.

4 16. On or about July 2, 2018, Patient 2 was diagnosed as having breast cancer. The
5 treatment plan included radiation therapy to address the cancer.

6 17. On or about April 11, 2019, Patient 2 presented to Respondent for a breast cancer
7 follow-up and to address her anxiety, which was exacerbated by the cancer diagnosis.
8 Respondent's treatment plan included a referral to a specialist and an order to continue with
9 Patient 2's current medications, which included clonazepam and Lexapro (an antidepressant used
10 to treat anxiety and depression).

11 18. Between June 2018 and June 2019, Patient 2 was prescribed a stable dose of 1
12 milligram of clonazepam, to be taken three times daily.

13 19. On or about June 24, 2019 and July 16, 2019, Patient 2 presented to Respondent to
14 address her anxiety and depression. Following the June 24, 2019 appointment, Respondent
15 increased Patient 2's clonazepam dosage to 1 milligram four times daily. This increased dosage
16 continued through December 2019.

17 20. In or about January 2020, Patient 2 was placed back on a 1 milligram of clonazepam,
18 three times daily, regimen.

19 21. On or about February 20, 2020 and August 21, 2020, Patient 2 again presented to
20 Respondent to address her anxiety and depression. Respondent continued Patient 2 on Lexapro
21 and again increased her clonazepam dosage to 1 milligram four times daily.

22 22. Patient 2 continued on the increased clonazepam dosage until the patient-doctor
23 relationship ended.

24 23. The standard of care requires routine urine toxicology screening to ensure a patient is
25 taking long-acting benzodiazepines⁶ as prescribed and to rule out diversion. Further, patients
26 should be routinely monitored for clinical response and CURES activity should be monitored.

27 _____
28 ⁶ Benzodiazepines are a class of depressant drugs that produce sedation and hypnosis,
relieve anxiety and muscle spasms, and reduce seizures.

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

PRAYER

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

1. Revoking or suspending Physician's and Surgeon's Certificate Number G 48480, issued to Respondent Cecelia Theresa Madrid, M.D.;
2. Revoking, suspending or denying approval of Respondent Cecelia Theresa Madrid, M.D.'s authority to supervise physician assistants and advanced practice nurses;
3. Ordering Respondent Cecelia Theresa Madrid, M.D., to pay the Board the costs of the investigation and enforcement of this case, and if placed on probation, the costs of probation monitoring; and
4. Taking such other and further action as deemed necessary and proper.

DATED: MAR 23 2023

JENNA JONES PER
REJI VARGHESE
Interim Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

LA2022604316
65664471.docx