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OCT 8 2002

IDAHO STATE BOARD
OF MEDICINE

BEFORE THE IDAHO STATE BOARD OF MEDICINE

In the Matter of:)
) Case No.
GLENN E. MILLER, M.D.,)
License No. M-6468,) ORDER FOR RECIPROCAL DISCIPLINE
)
Respondent.)
_____)

The Idaho State Board of Medicine, hereinafter referred to as the Board, reviewed the Stipulated Settlement and Disciplinary Order executed by and between Glenn E. Miller, M.D., on April 25, 2002, his attorney, Mark A. Levin, on April 26, 2002, and Taylor Schneider, Deputy Attorney General, on behalf of the Division of Medical Quality, Medical Board of California, on May 1, 2002, and the Decision adopting the Stipulated Settlement and Disciplinary Order, dated May 30, 2002, issued by Ronald Wender, M.D., Chair - Panel B, of the Division of Medical Quality of the State of California, in Case No. 05-1996-67903. The Board also took

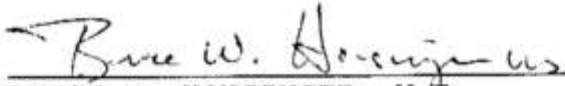
official notice of the fact that Glenn E. Miller, M.D., holds an active Idaho license to practice medicine and surgery, License No. M-6468, issued May 17, 1994. Based upon the foregoing,

IT IS HEREBY ORDERED That, pursuant to Idaho Code §§54-1806A(6)(c) and (g), for the purpose of reciprocal discipline, the Board adopts and incorporates by reference the terms and conditions of the Stipulated Settlement and Disciplinary Order entered in Case No. 05-1996-67903, a copy of which is attached hereto and incorporated herein as though fully set forth, and Respondent is ordered to comply with said terms and conditions.

IT IS FURTHER ORDERED That, pursuant to Idaho Code §54-1806A(6)(i), the Respondent, Glenn E. Miller, M.D., shall have thirty (30) days within which to file with the Board an appropriate motion and notice to appear and show cause why such Order should not apply in his case.

DATED This 30 day of September, 2002.

IDAHO STATE BOARD OF MEDICINE



BRUCE W. HONSINGER, M.D.
Chairman

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Certification is on the back
of page # 1

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

In the Matter of the Accusation)
Against:)
)
)
GLENN E. MILLER, M.D.)
Certificate No. G-54401)
)
)

Respondent)

No: 05-1996-67903

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IDAHO STATE BOARD
OF MEDICINE

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 at 5:00 p.m. on July 1, 2002.

IT IS SO ORDERED May 30, 2002

By: Ronald Wender
RONALD WENDER, M.D.
Chair - Panel B
Division of Medical Quality

1 BILL LOCKYER, Attorney General
of the State of California
2 TAYLOR SCHNEIDER, State Bar No. 91232
Deputy Attorney General
3 California Department of Justice
300 South Spring Street, Suite 1702
4 Los Angeles, California 90013
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SEP 16 2002

IDAHO STATE BOARD
OF MEDICINE

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 Against:
13 GLENN E. MILLER, M.D.
1335 State Street
14 Santa Barbara, CA 93101
15 Physician's and Surgeon's Certificate No. G 54401
16 Respondent.

MBC Case No. 05-96-67903
OAH No. L-1999080353

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

17
18 IT IS HEREBY STIPULATED AND AGREED, by and between the parties to the
19 above-entitled proceedings, as follows:

20 PARTIES

- 21 1. Ron Joseph ("complainant") is the Executive Director of the Medical
22 Board of California ("Board"). Complainant brought this action solely in his official capacity and is
23 represented in this matter by Bill Lockyer, Attorney General of the State of California, by Taylor
24 Schneider, Deputy Attorney General.
- 25 / 2. Glenn E. Miller, M.D. ("respondent") is represented in this proceeding by
26 attorney Mark A. Levin, Esq., of the Law Offices of Lewin & Levin, 11377 West Olympic
27 Boulevard, Fifth Floor, Los Angeles, California 90064

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1 3. On or about March 11, 1985, the Board issued Physician's and Surgeon's
2 Certificate No. G 54401 to respondent. Physician and Surgeon's Certificate No. G54401 was in full
3 force and effect at all times relevant to the charges brought herein and, unless renewed, will expire
4 on May 31, 2002.

5 JURISDICTION

6 4. Accusation No. 05-96-67903 was filed before the Board's Division of Medical
7 Quality ("Division"), and is currently pending against respondent. The Accusation, together with all
8 other statutorily required documents, were duly served on respondent on December 14, 1998, and
9 respondent timely filed his Notice of Defense contesting the Accusation. The Accusation was
10 amended by stipulation on or about April 5, 2000. A copy of Amended Accusation No.
11 05-96-67903 is attached as Exhibit A and incorporated herein by reference.

12 ADVISEMENT AND WAIVERS

13 5. Respondent has carefully read and thoroughly discussed with his counsel the
14 nature of the charges and allegations in the Amended Accusation and the effects of this Stipulated
15 Settlement and Disciplinary Order.

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

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

25 CULPABILITY

26 8. Respondent admits, as to each and every charge and allegation in the Amended
27 Accusation, that if the Board were to proceed with this case at a hearing, the Board would be able to
28

1 make a *prima facie* case on every charge and allegation, thereby constituting cause for imposing
2 discipline upon his Physician's and Surgeon's Certificate.

3 9. Respondent and his attorney agree that the Division has jurisdiction in this
4 matter to impose the following Order. To resolve this matter and to eliminate further proceedings
5 and the expense associated therewith in connection with the Amended Accusation, respondent agrees
6 to be bound by the Division's imposition of discipline as set forth in the Order below.

7 CONTINGENCY

8 10. This Stipulated Settlement and Disciplinary Order shall be subject to the
9 approval of the Division. Respondent understands and agrees that Board staff and counsel for
10 complainant may communicate directly with the Division regarding this Stipulated Settlement,
11 without notice to or participation by respondent or his counsel. If the Division fails to adopt this
12 Stipulation as its Order, the Stipulated Settlement and Disciplinary Order shall be of no force or
13 effect (except for this paragraph), it shall be inadmissible in any legal action between the parties,
14 and the Division shall not be disqualified from further action in this matter by virtue of its
15 consideration of this Stipulation.

16 11. The parties agree that facsimile copies of this Stipulated Settlement and
17 Disciplinary Order, including facsimile signatures thereto, shall have the same force and effect as
18 the original Stipulated Settlement and Disciplinary Order and original signatures.

19 12. In consideration of the foregoing recitals and stipulations, the parties agree that
20 the Division shall, without further notice or formal proceeding, issue and enter the following
21 Disciplinary Order:

22 DISCIPLINARY ORDER

23 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 54401
24 issued to respondent Glenn E. Miller, M.D. is revoked; however, the revocation is stayed and
25 respondent is placed on probation for seven (7) years on the following terms and conditions:

26 1. Within fifteen (15) days of the effective date of this decision, respondent shall
27 provide the Division, or its designee, proof of service that respondent has served a true copy of this
28 decision on the Chief of Staff or the Chief Executive Officer at every hospital where privileges or

1 membership are extended to respondent or where respondent is employed to practice medicine and
2 on the Chief Executive Officer at every insurance carrier where malpractice insurance coverage is
3 extended to respondent.

4 2. ACTUAL SUSPENSION As part of probation, respondent is suspended from
5 the practice of medicine for one hundred eighty (180) days beginning the sixteenth (16th) day after
6 the effective date of this decision.

7 3. PSYCHIATRIC EVALUATION Within thirty (30) days of the effective date of
8 this decision, and on a periodic basis thereafter as may be required by the Division or its designee,
9 respondent shall undergo a psychiatric evaluation (and psychological testing, if deemed necessary)
10 by a Division-appointed psychiatrist, who shall furnish an evaluation report to the Division or its
11 designee. Respondent shall not engage in the practice of medicine until notified by the Division or
12 its designee of its determination that respondent is mentally fit to practice safely. The respondent
13 shall pay the cost of the psychiatric evaluation.

14 If, based on a recommendation by the evaluating psychiatrist, respondent is required
15 by the Division or its designee to undergo psychiatric treatment, respondent shall within thirty (30)
16 days of the requirement notice submit to the Division for its prior approval the name and
17 qualifications of a psychiatrist of respondent's choice. Respondent shall undergo and continue
18 psychiatric treatment until further notice from the Division or its designee. Respondent shall have
19 the treating psychiatrist submit quarterly status reports to the Division or its designee indicating
20 whether the respondent is capable of practicing medicine safely.

21 4. MONITORING Within thirty (30) days of the effective date of this decision,
22 respondent shall submit to the Division or its designee for its prior approval a plan of practice in
23 which respondent's practice shall be monitored by another physician in respondent's field of
24 practice, who shall provide periodic reports to the Division or its designee.

25 If the monitor resigns or is no longer available, respondent shall, within fifteen (15)
26 days, move to have a new monitor appointed, through nomination by respondent and approval by the
27 Division or its designee.

28

1 5. ORAL CLINICAL EXAMINATION Respondent shall take and pass an oral
2 clinical examination on the subject matter of the allegations in the Amended Accusation. The
3 examination shall be taken within thirty (30) days of the effective date of this decision. If
4 respondent fails the first examination, respondent shall be allowed to take and pass a second
5 examination, which may consist of a written as well as an oral examination. The waiting period
6 between the first and second examinations shall be at least three (3) months. If respondent fails to
7 pass the first and second examinations, respondent may take a third and final examination after
8 waiting one (1) year. Failure to pass the oral clinical examination within eighteen (18) months after
9 the effective date of this decision shall constitute a violation of probation. The respondent shall pay
10 the costs of all examinations.

11 Respondent shall remain on actual suspension pursuant to Term and Condition No. 2
12 above until he satisfies this term and condition of probation. If respondent does not pass the initial
13 examination, respondent shall remain suspended from the practice of medicine until a repeat
14 examination has been successfully passed, as evidenced by written notice to respondent from the
15 Division or its designee.

16 6. PRACTICE RESTRICTION Respondent shall be restricted from treating
17 female patients during the term of probation.

18 7. ETHICS COURSE Within sixty (60) days of the effective date of this decision,
19 respondent shall enroll in a course in Ethics approved in advance by the Division or its designee, and
20 shall successfully complete the course during the first year of probation.

21 8. OBEY ALL LAWS Respondent shall obey all federal, state, and local laws, all
22 rules governing the practice of medicine in California, and remain in full compliance with any court
23 ordered criminal probation, payments and other orders.

24 9. QUARTERLY REPORTS Respondent shall submit quarterly declarations
25 under penalty of perjury on forms provided by the Division, stating whether there
26 has been compliance with all the conditions of probation.

27 10. PROBATION SURVEILLANCE PROGRAM COMPLIANCE
28 Respondent shall comply with the Division's probation surveillance program. Respondent shall, at

1 all times, keep the Division informed of his business and residence addresses which shall both serve
2 as addresses of record. Changes of such addresses shall be immediately communicated in writing to
3 the Division. Under no circumstances shall a post office box serve as an address of record.

4 Respondent shall also immediately inform the Division, in writing, of any travel to
5 any areas outside the jurisdiction of California which lasts, or is contemplated to last, more than
6 thirty (30) days.

7 11. INTERVIEW WITH THE DIVISION, ITS DESIGNEE OR ITS
8 DESIGNATED PHYSICIAN(S) Respondent shall appear in person for interviews with the
9 Division, its designee or its designated physician(s) upon request at various intervals and with
10 reasonable notice.

11 12. TOLLING FOR OUT-OF-STATE PRACTICE, RESIDENCE OR IN- STATE
12 NON-PRACTICE In the event respondent should leave California to reside or to practice outside
13 the State or for any reason should respondent stop practicing medicine in California, respondent shall
14 notify the Division or its designee in writing within ten (10) days of the dates of departure and return
15 or the dates of non-practice within California. Non-practice is defined as any period of time
16 exceeding thirty (30) days in which respondent is not engaging in any activities defined in Sections
17 2051 and 2052 of the Business and Professions Code. All time spent in an intensive training
18 program approved by the Division or its designee shall be considered as time spent in the practice of
19 medicine. Periods of temporary or permanent residence or practice outside California or of
20 non-practice within California, as defined in this condition, will not apply to the reduction of the
21 probationary period.

22 13. COMPLETION OF PROBATION Upon successful completion of probation,
23 respondent's certificate shall be fully restored:

24 14. VIOLATION OF PROBATION If respondent violates probation in any
25 respect, the Division, after giving respondent notice and the opportunity to be heard, may revoke
26 probation and carry out the disciplinary order that was stayed. If an accusation or petition to revoke
27 probation is filed against respondent during probation, the Division shall have continuing
28

1 jurisdiction until the matter is final, and the period of probation shall be extended until the matter is
2 final.

3 15. COST RECOVERY Respondent is hereby ordered to reimburse the Division
4 the amount of twelve thousand dollars (\$12,000.00) within one (1) year of the effective date of this
5 decision for the Division's investigative and legal costs. Failure to reimburse the Division's costs
6 shall constitute a violation of the probation order, unless the Division agrees in writing to payment
7 by an installment plan because of financial hardship. The filing of bankruptcy by respondent shall
8 not relieve respondent of his responsibility to reimburse the Division for its costs.

9 16. PROBATION COSTS Respondent shall pay the costs associated with
10 probation monitoring each and every year of probation, which are currently set at \$2,304.00, but may
11 be adjusted on an annual basis. Such costs shall be payable to the Division and delivered to the
12 designated probation surveillance monitor at the beginning of each calendar year. Failure to pay
13 costs within 30 days of the due date shall constitute a violation of probation.

14 17. LICENSE SURRENDER Following the effective date of this decision, if
15 respondent ceases practicing due to retirement, health reasons or is otherwise unable to satisfy the
16 terms and conditions of probation, respondent may voluntarily tender his certificate to the Board.
17 The Division reserves the right to evaluate the respondent's request and to exercise its discretion
18 whether to grant the request, or to take any other action deemed appropriate and reasonable under the
19 circumstances. Upon formal acceptance of the tendered license, respondent will no longer be subject
20 to the terms and conditions of probation.

21 ACCEPTANCE

22 I have carefully read the above Stipulated Settlement and Disciplinary Order and have
23 fully discussed the terms and conditions and other matters contained therein with my attorney Mark
24 A. Levin, Esq. I understand the effect this stipulation will have on my Physician and Surgeon's
25 Certificate. I enter into this Stipulated Settlement freely, voluntarily, knowingly, and intelligently,
26 and I agree to be bound by the Disciplinary Order and Decision of the Division of Medical Quality
27 of the Medical Board of California. I further agree that a facsimile copy of this Stipulated
28


1 Settlement and Disciplinary Order, including facsimile copies of signatures, may be used with the
2 same force and effect as the original.

3
4 DATED: 4/25/02


5 GLENN E. MILLER, M.D.
6 Respondent

7 I have read and fully discussed with my client, respondent Glenn E. Miller, M.D., the
8 terms and conditions and other matters contained in the above Stipulated Settlement and
9 Disciplinary Order, and I approve its form and content.

10
11 DATED: 4-26-02



12 MARK A. LEVIN, ESQ.
13 Attorney for Respondent

14 ENDORSEMENT

15 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
16 submitted for consideration by the Division of Medical Quality, Medical Board of California,
17 Department of Consumer Affairs.

18
19 DATED: May 1, 2002

20
21 BILL LOCKYER, Attorney General
22 of the State of California


23 TAYLOR SCHNEIDER
24 Deputy Attorney General
25 Attorneys for Complainant

26
27 DOJ Docket Number: 03573160-LA1998AD2249
28 stipulation 3/11/02
TS:ts
a:\miller stipulated settlement

1 BILL LOCKYER, Attorney General
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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**

11 In the Matter of the Amended Accusation
Against:

12 **GLENN E. MILLER, M.D.**

13 1335 State Street
14 Santa Barbara, CA 93101

15 Physician & Surgeon's Certificate No. G 54401

16 Respondent.

Case No. 05-96-67903

OAH No. L-1999080353

AMENDED ACCUSATION

17
18 Complainant alleges:

19 **PARTIES**

20 1. Ron Joseph ("Complainant") brings this Accusation solely in his official capacity
21 as the Executive Director of the Medical Board of California ("Board").

22 2. On or about March 11, 1985, Physician and Surgeon's Certificate No. G54401
23 was issued by the Board to Glenn E. Miller, M.D. ("Respondent"). At all times relevant to the
24 charges brought herein, this license has been in full force and effect. The Physician & Surgeon's
25 Certificate will expire on May 31, 2002, unless renewed.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board's Division of Medical Quality
28 ("Division"), under the authority of the following sections of the Business and Professions Code

1 ("Code"):

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

6 B. Section 726 of the Code, in relevant part, provides:

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

12 C. Section 2234 provides that unprofessional conduct includes, but is not
13 limited to, the following:

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

17 "(b) Gross negligence.

18 "(c) Repeated negligent acts.

19 "(d) Incompetence.

20 "(e) The commission of any act involving dishonesty or corruption
21 which is substantially related to the qualifications, functions, or duties of a
22 physician and surgeon.

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

25 D. Section 14124.12 of the Welfare and Institutions Code states, in pertinent
26 part:

27 "(a) Upon receipt of written notice from the Medical Board of California,
28 . . . that a licensee's license has been placed on probation as a result of a

1 disciplinary action, the department may not reimburse any Medi-Cal claim for the
2 type of surgical service or invasive procedure that gave rise to the probation,
3 including any dental surgery or invasive procedure, that was performed by the
4 licensee on or after the effective date of probation and until the termination of all
5 probationary terms and conditions or until the probationary period has ended,
6 whichever occurs first. . . .”

7 **FIRST CAUSE FOR DISCIPLINE**

8 (Sexual Misconduct)

9 4. Respondent GLENN E. MILLER, M.D. is subject to disciplinary action under
10 section 726 of the Code in that Respondent engaged in sexual misconduct with patient P.C.¹,
11 while she was under Respondent’s care, treatment, and management. The circumstances are as
12 follows:

13 A. On or about and between January 1995 and March 1996, respondent was
14 patient P.C.’s treating psychiatrist. Respondent initially evaluated patient P.C. during January
15 1995. At that time, patient P.C., then 49 years old, reported persistent problems with insomnia
16 for about one year and other episodes of sleep disturbance usually occurring during periods of
17 increased stress. Patient P.C. also described having felt “depressed” during August 1994 for
18 which she was given hormonal replacement therapy. Respondent noted that patient P.C. had an
19 “unintentional 20 pound weight loss [over the] past 6 months” as well. Respondent gave patient
20 P.C. a diagnosis of “Generalized Anxiety Disorder” and “Pre-menopausal Syndrome.”

21 B. Patient P.C. saw respondent for regular visits.

22 C. During patient P.C.’s appointment with respondent on December 21, 1995,
23 respondent asked patient P.C. to sit on his lap. Patient P.C. did so. Respondent kissed and
24 fondled P.C. Respondent suggested that P.C. and he engage in sexual intercourse. Patient P.C.
25 declined.

26 _____
27 1. All patient references in this pleading shall be by initials only, to preserve the patient’s
28 privacy rights. The true name of the patient is known to Respondent and will be disclosed to
him in response to a timely request for discovery.

1 D. On or about January 3, 1996, during an appointment with respondent
2 regarding patient P.C.'s medications, P.C. orally copulated respondent. Respondent wrote in the
3 patient's records that patient P.C. said, "I cannot tell you how much better I feel" and "It [my
4 anxiety]'s absolutely gone." Patient P.C.'s medications, at this time, included Serzone 50 mg
5 twice daily, chloral hydrate 1.0 gm at bedtime

6 E. On or about January 21, 1996, during another appointment with
7 respondent regarding patient P.C.'s medications, P.C. and respondent engaged in sexual
8 intercourse.

9 F. On or about January 31, 1996, patient P.C. became aware that respondent
10 had married three months earlier. Respondent kissed and fondled patient P.C.

11 G. Weekly, on or about and between January 31 and March 7, 1996, patient
12 P.C. saw respondent at respondent's office. On each occasion, respondent kissed and fondled
13 patient P.C.

14 H. On or about February 28, 1996, respondent masturbated in front of patient
15 P.C. when she refused to have sexual intercourse with respondent.

16 I. Patient P.C.'s last physical encounter with respondent occurred on or about
17 March 3, 1996, when she accepted respondent's invitation to come and watch him parasail.

18 J. Although patient P.C. and respondent spoke often about their feelings for
19 each other and the advisability that patient P.C. receive care and treatment from another therapist,
20 respondent did not refer patient P.C. to another psychiatrist.

21 K. Patient P.C.'s last regularly scheduled appointment with respondent was to
22 be March 20, 1996. On or about March 14, 1996, P.C. left a telephone message for respondent in
23 which she canceled the appointment. On or about the following day, respondent returned P.C.'s
24 telephone call and asked P.C. whether she was seeing another psychiatrist and whether she
25 wanted her records sent to him.

26 SECOND CAUSE FOR DISCIPLINE

27 (Gross Negligence)

28 5. Respondent GLENN E. MILLER, M.D. is subject to disciplinary action under

1 section 2234, subdivision (b), of the Code in that respondent was grossly negligent during the
2 care, treatment, and management of patient P.C. The circumstances are as follows:

3 A. Complainant refers to and, by this reference, incorporates herein the
4 allegations set forth in paragraph 4, subparagraphs A through K, inclusive, above, as though fully
5 set forth.

6 B. The following acts and omissions of respondent during his care, treatment
7 and management of patient P.C., individually and collectively, constituted extreme departures
8 from the standard of care then being exercised throughout the medical community: Kissing,
9 fondling, engaging in oral copulation, and having sexual intercourse with a patient.

10 **THIRD CAUSE FOR DISCIPLINE**

11 (Repeated Negligent Acts)

12 6. Respondent GLENN E. MILLER, M.D. is subject to disciplinary action under
13 section 2234, subdivision (c), of the Code in that respondent committed repeated negligent acts
14 during the care, treatment, and management of patient P.C. The circumstances are as follows:

15 A. Complainant refers to and, by this reference, incorporates herein the allegations
16 set forth in paragraph 4, subparagraphs A through K, inclusive, above, as though fully set forth.

17 B. The following acts and omissions of respondent during his care, treatment and
18 management of patient P.C., individually and collectively, constituted departures from the standard
19 of care then being exercised throughout the medical community: Kissing, fondling, engaging in oral
20 copulation, and having sexual intercourse with a patient.

21 **FOURTH CAUSE FOR DISCIPLINE**

22 (Incompetence)

23 7. Respondent GLENN E. MILLER, M.D. is subject to disciplinary action under
24 section 2234, subdivision (d), of the Code in that respondent demonstrated a lack of knowledge or
25 skill in discharging the responsibilities and duties of his licensure during his care, treatment, and
26 management of patient P.C. The circumstances are as follows:

27 A. Complainant refers to and, by this reference, incorporates herein the allegations
28 set forth in paragraphs 4, subparagraphs A through K, inclusive, as though fully set forth.

1 **FIFTH CAUSE FOR DISCIPLINE**

2 (Dishonest or Corrupt Acts)

3 8. Respondent GLENN E. MILLER, M.D. is subject to disciplinary action under
4 section 2234, subdivision (c), of the Code in that respondent committed dishonest and corrupt acts
5 during the care, treatment, and management of patient P.C. The circumstances are as follows:

6 A. Complainant refers to and, by this reference, incorporates herein the allegations
7 set forth in paragraph 4,

8 **SIXTH CAUSE FOR DISCIPLINE**

9 (Unprofessional Conduct)

10 9. Respondent GLENN E. MILLER, M.D. is subject to disciplinary action under
11 section 2234 of the Code for unprofessional conduct, generally, during his care, treatment, and
12 management of patient P.C. The circumstances are as follows:

13 A. Complainant refers to and, by this reference, incorporates herein the allegations
14 set forth in paragraph subparagraphs A through K, inclusive, as though fully set forth.

15
16 **PRAYER**

17 **WHEREFORE**, complainant requests that a hearing be held on the matters herein alleged
18 and that, following the hearing, the Division issue a decision:

19 1. Revoking or suspending Physician and Surgeon's Certificate Number G54401,
20 heretofore issued to respondent GLENN E. MILLER, M.D.;

21 2. Revoking, suspending, or denying approval of respondent's authority to supervise
22 physician's assistants, pursuant to section 3527 of the Code;

23 .
24 .
25 .
26 //
27 //
28 //

1 3. Ordering respondent to pay the Division the reasonable costs of the investigation and
2 enforcement of this case and, if placed on probation, the costs of probation monitoring; and

3 4. Taking such other and further action as the Division deems necessary and proper.

4 DATED: _____
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7

8 RON JOSEPH
9 Executive Director
10 Medical Board of California
11 Department of Consumer Affairs
12 State of California

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Complainant