

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

**In the Matter of the Second Amended  
Accusation Against:**

**Bitu Badakhshan, M.D.**

**Physician's & Surgeon's  
Certificate No. A 116789**

**Respondent.**

**Case No. 800-2023-095605**

**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 April 18, 2025.**

**IT IS SO ORDERED: March 20, 2025.**

**MEDICAL BOARD OF CALIFORNIA**

*Michelle A. Bholat, MD*  
**Michelle Anne Bholat, Chair  
Panel A**

1 ROB BONTA  
Attorney General of California  
2 ALEXANDRA M. ALVAREZ  
Supervising Deputy Attorney General  
3 KAROLYN M. WESTFALL  
Deputy Attorney General  
4 State Bar No. 234540  
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5 San Diego, CA 92101  
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8 *Attorneys for Complainant*

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

13 In the Matter of the Second Amended  
14 Accusation Against:

15 **BITA BADAKHSHAN, M.D.**  
16 **33542 Palo Alto St.**  
**Dana Point, CA 92629-2015**

17 **Physician's and Surgeon's Certificate**  
18 **No. A 116789,**

19 Respondent.

Case No. 800-2023-095605

OAH No. 2024100621

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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

22 **PARTIES**

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

27 2. Respondent Bitu Badakhshan, M.D. (Respondent) is represented in this proceeding by  
28 attorneys Peter R. Osinoff, Esq., and Derek F. O'Reilly-Jones, Esq., whose address is: Bonne,

1 Bridges, Mueller, O'Keefe & Nichols, Professional Corporation, 355 South Grand Avenue, Suite  
2 1750, Los Angeles, CA 90071.

3 3. On or about May 4, 2011, the Board issued Physician's and Surgeon's Certificate No.  
4 A 116789 to Bitu Badakhshan, M.D. (Respondent). The Physician's and Surgeon's Certificate  
5 was in full force and effect at all times relevant to the charges brought in Second Amended  
6 Accusation No. 800-2023-095605, and will expire on May 31, 2027, unless renewed.

7 **JURISDICTION**

8 4. On February 7, 2025, Second Amended Accusation No. 800-2023-095605, which  
9 superseded the First Amended Accusation filed on September 18, 2024, was filed before the  
10 Board, and is currently pending against Respondent. The Second Amended Accusation and all  
11 other statutorily required documents were properly served on Respondent on February 7, 2025.  
12 Respondent timely filed her Notice of Defense contesting the Second Amended Accusation.

13 5. A copy of Second Amended Accusation No. 800-2023-095605 is attached hereto as  
14 Exhibit A and is incorporated herein by reference.

15 **ADVISEMENT AND WAIVERS**

16 6. Respondent has carefully read, fully discussed with counsel, and understands the  
17 charges and allegations in Second Amended Accusation No. 800-2023-095605. Respondent has  
18 also carefully read, fully discussed with her counsel, and understands the effects of this Stipulated  
19 Settlement and Disciplinary Order.

20 7. Respondent is fully aware of her legal rights in this matter, including the right to a  
21 hearing on the charges and allegations in the Second Amended Accusation; the right to confront  
22 and cross-examine the witnesses against her; the right to present evidence and to testify on her  
23 own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the  
24 production of documents; the right to reconsideration and court review of an adverse decision;  
25 and all other rights accorded by the California Administrative Procedure Act and other applicable  
26 laws.

27 8. Having the benefit of counsel, Respondent voluntarily, knowingly, and intelligently  
28 waives and gives up each and every right set forth above.

1 **CULPABILITY**

2 9. Respondent admits that at an administrative hearing, Complainant could establish a  
3 *prima facie* case with respect to the charges and allegations contained in Second Amended  
4 Accusation No. 800-2023-095605, a copy of which is attached hereto as Exhibit A, and that she  
5 has thereby subjected her Physician's and Surgeon's Certificate No. A 116789 to disciplinary  
6 action.

7 10. Respondent agrees that if an accusation is ever filed against her before the Medical  
8 Board of California, all of the charges and allegations contained in Second Amended Accusation  
9 No. 800-2023-095605, shall be deemed true, correct, and fully admitted by Respondent for  
10 purposes of that proceeding or any other licensing proceeding involving Respondent in the State  
11 of California.

12 11. Respondent agrees that her Physician's and Surgeon's Certificate is subject to  
13 discipline and agrees to be bound by the Board's imposition of discipline as set forth in the  
14 Disciplinary Order below.

15 **RESERVATION**

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

20 **CONTINGENCY**

21 13. This stipulation shall be subject to approval by the Medical Board of California.  
22 Respondent understands and agrees that counsel for Complainant and the staff of the Medical  
23 Board of California may communicate directly with the Board regarding this stipulation and  
24 settlement, without notice to or participation by Respondent or her counsel. By signing the  
25 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek  
26 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails  
27 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary  
28 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal

1 action between the parties, and the Board shall not be disqualified from further action by having  
2 considered this matter.

3 **ADDITIONAL PROVISIONS**

4 14. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to  
5 be an integrated writing representing the complete, final and exclusive embodiment of the  
6 agreement of the parties in this above-entitled matter.

7 15. The parties understand and agree that Portable Document Format (PDF) and facsimile  
8 copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile  
9 signatures thereto, shall have the same force and effect as the originals.

10 16. In consideration of the foregoing admissions and stipulations, the parties agree that  
11 the Board may, without further notice or opportunity to be heard by the Respondent, issue and  
12 enter the following Disciplinary Order:

13 **DISCIPLINARY ORDER**

14 IT IS HEREBY ORDERED that Respondent Bitu Badakhshan, M.D., holder of Physician's  
15 and Surgeon's Certificate No. A 116789, shall be and hereby is Publicly Reprimanded pursuant to  
16 Business and Professions Code section 2227. This Public Reprimand, which is issued in  
17 connection with the allegation as set forth in Second Amended Accusation No. 800-2023-095605,  
18 is as follows:

19 In or around 2021 and 2023, you performed alternative medicine treatments on  
20 two patients without obtaining sufficient informed consent for the treatments, and you  
21 failed to obtain and/or document a patient's vital signs during or after the patient  
22 experienced a mild hypovolemic event, as more fully described in Second Amended  
23 Accusation No. 800-2023-095605.

24 1. **EDUCATION COURSE.** Within 60 calendar days of the effective date of this  
25 Decision, Respondent shall submit to the Board or its designee for its prior approval educational  
26 program(s) or course(s) which shall not be less than 40 hours. The educational program(s) or  
27 course(s) shall be aimed at correcting any areas of deficient practice or knowledge, which shall  
28 include but is not limited to informed consent, and shall be Category I certified. The educational

1 program(s) or course(s) shall be at Respondent's expense and shall be in addition to the  
2 Continuing Medical Education (CME) requirements for renewal of licensure. Following the  
3 completion of each course, the Board or its designee may administer an examination to test  
4 Respondent's knowledge of the course. Respondent shall provide proof of attendance for 65  
5 hours of CME of which 40 hours were in satisfaction of this condition.

6 2. INVESTIGATION/ENFORCEMENT COST RECOVERY. Respondent is hereby  
7 ordered to reimburse the Board its costs of investigation and enforcement, in the amount of  
8 \$22,508.18 (twenty-two thousand five hundred eight dollars and eighteen cents). Costs shall be  
9 payable to the Medical Board of California. Failure to pay such costs shall constitute  
10 unprofessional conduct and grounds for further disciplinary action.

11 Payment must be made in full within 30 calendar days of the effective date of the Order, or  
12 by a payment plan approved by the Medical Board of California. Any and all requests for a  
13 payment plan shall be submitted in writing by Respondent to the Board. Failure to comply with  
14 the payment plan shall constitute unprofessional conduct and grounds for further disciplinary  
15 action.

16 The filing of bankruptcy by Respondent shall not relieve Respondent of the responsibility  
17 to repay investigation and enforcement costs.

18 3. FUTURE ADMISSIONS CLAUSE. If Respondent should ever apply or reapply for  
19 a new license or certification, or petition for reinstatement of a license, by any other health care  
20 licensing action agency in the State of California, all of the charges and allegations contained in  
21 Second Amended Accusation No. 800-2023-095605 shall be deemed to be true, correct, and fully  
22 admitted by Respondent for the purpose of any Statement of Issues or any other proceeding  
23 seeking to deny or restrict license.

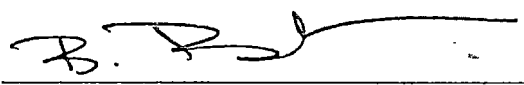
24 4. FAILURE TO COMPLY. Any failure by Respondent to comply with terms and  
25 conditions of the Stipulated Settlement and Disciplinary Order set forth above shall constitute  
26 unprofessional conduct and grounds for further disciplinary action.

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28 ///

1 ACCEPTANCE

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

8 DATED: 2/27/25   
9 BITA BADAKHSHAN, M.D.  
Respondent

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

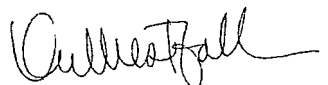
13 DATED: 02/27/2025   
14 PETER R. OSINOFF, ESQ.  
DEREK F. O'REILLY-JONES, ESQ.  
15 Attorneys for Respondent

16 ENDORSEMENT

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

19 DATED: 2/27/25

20 Respectfully submitted,  
21 ROB BONTA  
Attorney General of California  
22 ALEXANDRA M. ALVAREZ  
Supervising Deputy Attorney General

23   
24 KAROLYN M. WESTFALL  
25 Deputy Attorney General  
Attorneys for Complainant

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1 ROB BONTA  
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2 ALEXANDRA M. ALVAREZ  
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7 Facsimile: (619) 645-2061

8 *Attorneys for Complainant*

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

13 In the Matter of the Second Amended  
Accusation Against:

Case No. 800-2023-095605

**SECOND AMENDED ACCUSATION**

14 **BITA BADAKHSHAN, M.D.**  
15 **33542 Palo Alto St.**  
16 **Dana Point, CA 92629-2015**

17 **Physician's and Surgeon's Certificate**  
**No. A 116789,**

18 Respondent.

19  
20 **PARTIES**

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

24 2. On or about May 4, 2011, the Medical Board issued Physician's and Surgeon's  
25 Certificate No. A 116789 to Bita Badakhshan, M.D. (Respondent). The Physician's and  
26 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought  
27 herein and will expire on May 31, 2025, unless renewed.

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1 JURISDICTION

2 3. This Second Amended Accusation, which supersedes the First Amended Accusation  
3 filed on September 18, 2024, is brought before the Board, under the authority of the following  
4 laws. All section references are to the Business and Professions Code (Code) unless otherwise  
5 indicated.

6 4. Section 2227 of the Code states, in pertinent part:

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

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

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

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

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

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

18 ...

19 5. Section 2234 of the Code states, in pertinent part:

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

22 ...

23 (c) Repeated negligent acts. To be repeated, there must be two or more  
24 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  
25 repeated negligent acts.

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

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

6 ...

7 6. Section 2234.1 of the Code states, in pertinent part:

8 (a) A physician and surgeon shall not be subject to discipline pursuant to  
9 subdivision (b), (c), or (d) of Section 2234 solely on the basis that the treatment or  
10 advice he or she rendered to a patient is alternative or complementary medicine,  
11 including the treatment of persistent Lyme Disease, if that treatment or advice meets  
12 all of the following requirements:

13 (1) It is provided after informed consent and a good-faith prior examination of  
14 the patient, and medical indication exists for the treatment or advice, or it is provided  
15 for health or well-being.

16 (2) It is provided after the physician and surgeon has given the patient  
17 information concerning conventional treatment and describing the education,  
18 experience, and credentials of the physician and surgeon related to the alternative or  
19 complementary medicine that he or she practices.

20 (3) In the case of alternative or complementary medicine, it does not cause a  
21 delay in, or discourage traditional diagnosis of, a condition of the patient.

22 (4) It does not cause death or serious bodily injury to the patient.

23 (b) For purposes of this section, "alternative or complementary medicine,"  
24 means those health care methods of diagnosis, treatment, or healing that are not  
25 generally used but that provide a reasonable potential for therapeutic gain in a  
26 patient's medical condition that is not outweighed by the risk of the health care  
27 method.

28 ...

### COST RECOVERY

1 7. Section 125.3 of the Code states:

2 (a) Except as otherwise provided by law, in any order issued in resolution of a  
3 disciplinary proceeding before any board within the department or before the  
4 Osteopathic Medical Board, upon request of the entity bringing the proceeding, the  
5 administrative law judge may direct a licensee found to have committed a violation or  
6 violations of the licensing act to pay a sum not to exceed the reasonable costs of the  
7 investigation and enforcement of the case.

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

10 (c) A certified copy of the actual costs, or a good faith estimate of costs where  
11 actual costs are not available, signed by the entity bringing the proceeding or its  
12 designated representative shall be prima facie evidence of reasonable costs of

1 investigation and prosecution of the case. The costs shall include the amount of  
2 investigative and enforcement costs up to the date of the hearing, including, but not  
limited to, charges imposed by the Attorney General.

3 (d) The administrative law judge shall make a proposed finding of the amount  
4 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  
5 costs shall not be reviewable by the board to increase the cost award. The board may  
6 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).

7 (e) If an order for recovery of costs is made and timely payment is not made as  
8 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  
9 the board may have as to any licensee to pay costs.

10 (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.

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

13 (2) Notwithstanding paragraph (1), the board may, in its discretion,  
14 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  
15 with the board to reimburse the board within that one-year period for the unpaid  
costs.

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

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

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

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1 CAUSE FOR DISCIPLINE

2 (Repeated Negligent Acts)

3 8. Respondent has subjected her Physician's and Surgeon's Certificate No. A 116789 to  
4 disciplinary action under sections 2227 and 2234, as defined by section 2234, subdivision (c), of  
5 the Code, in that Respondent committed repeated negligent acts in her care and treatment of  
6 Patients A and B,<sup>1</sup> as more particularly alleged hereinafter:

7 PATIENT A

8 9. On or about January 16, 2023, Patient A, a then fifty-four-year-old female, presented  
9 to OC Functional Medical Center for the first time for an extracorporeal blood oxygenation and  
10 ozonation (EBO2) / ozone<sup>2</sup> consultation and was seen by Respondent. Patient A reported a  
11 medical history that included Lyme disease and bartonella, as well as anxiety, arthritis, asthma,  
12 high cholesterol, and non-typical neuropathy. Respondent performed a physical examination of  
13 Patient A, and diagnosed her with anxiety, Lyme disease, arthritis, mold exposure, and chronic  
14 fatigue. At the conclusion of the visit, Respondent referred Patient A for comprehensive lab  
15 work.

16 10. On or about January 30, 2023, Patient A returned to OC Functional Medical Center to  
17 establish care and to receive an EBO2 treatment, and was seen by Respondent. On that date,  
18 Patient A signed a "consent to alternative therapies" document, which indicated that Patient A  
19 had been given information relevant to alternative and restorative medicine including oxygen  
20 therapy, ozone therapy, vitamin and mineral therapy, food allergy testing, and oxidative testing.  
21 Respondent did not discuss and/or document a discussion with Patient A regarding the risks,  
22 benefits, and alternatives specific to EBO2 therapy. Respondent also did not provide and/or

23 ///

24 \_\_\_\_\_  
25 <sup>1</sup> To protect the privacy of the patients involved, the patients' names have not been  
included in this pleading. Respondent is aware of the identities of the patients referred to herein.

26 <sup>2</sup> Ozone therapy is an alternative medical practice wherein ozone is introduced into the  
27 body via various methods, usually involving its mixture with various gases and liquids before  
injection, with potential routes including intramuscular, subcutaneous, or intravenous.  
28 According to the FDA, ozone is a toxic gas with no known useful medical application in specific,  
adjunctive, or preventive therapy. (21 C.F.R., section 801.415.)

1 document providing Patient A information concerning Respondent's education, experience, and  
2 credentials related to EBO2 therapy.

3 11. During Patient A's visit on or about January 30, 2023, Respondent performed a  
4 physical examination of Patient A, and documented that Patient A had been offered integrative  
5 natural treatments and conventional medical treatments, and explained the risks and benefits of  
6 both methodologies, and Patient A indicated a desire to proceed with natural and integrative  
7 treatments. Respondent diagnosed Patient A with neuropathy, nutritional deficiency, heavy metal  
8 exposure, brain fog, adrenal insufficiency, and mixed hyperlipidemia, and recommended  
9 supplements and referred Patient A for additional lab work.

10 12. During Patient A's visit on or about January 30, 2023, Respondent performed EBO2  
11 therapy on Patient A. Respondent did not specify in Patient A's chart for which condition(s) this  
12 specific treatment was being provided. At the beginning of the procedure, Patient A became  
13 hypovolemic. Respondent then placed Patient A into the shock position and ordered she be given  
14 fluids. After approximately five minutes, Patient A reported feeling better and Respondent  
15 proceeded with the EBO2 therapy. Respondent did not obtain and/or document Patient A's vital  
16 signs at any time during or after the hypovolemic event.

17 PATIENT B

18 13. On or about May 11, 2020, Patient B, a then sixty-five-year-old female, submitted  
19 new patient paperwork online to the Center for New Medicine & Cancer Center for Healing  
20 (CNM). Included with this paperwork was an Informed Consent for Integrated Conventional/  
21 Complementary Medical Treatment form, which indicated that Patient B was aware that the  
22 doctors and nurse practitioners at CNM are all licensed conventional practitioners and have  
23 training and experience in complementary treatment; that the doctors and nurse practitioners at  
24 CNM are dually trained in both systems, and are fully qualified to determine whether the use of  
25 complementary treatments, conventional treatments, or a combination thereof would be in  
26 [Patient B's] best interest; that [Patient B] realizes there may be risks and hazards in treating her  
27 health condition(s), including worsening of present symptoms, development of new symptoms  
28 (especially detox reactions) and undesirable interactions between various treatments, both

1 conventional and alternative; that [Patient B] has been given an opportunity to ask questions  
2 about the treatment of [Patient B's] health condition(s) using conventional, integrative and  
3 alternative methods; and that [Patient B] has had an opportunity to discuss the possible risks and  
4 hazards of treatment and non-treatment.

5 14. On or about May 13, 2020, Patient B, presented to CNM for the first time for a  
6 telehealth visit and was seen by Respondent. Patient B reported a medical history that included  
7 chronic lymphocytic leukemia diagnosed in 2018, no metastases, no recent scans, and no visit  
8 with her medical provider in the last three months. A physical examination was not conducted at  
9 this visit and prior treatment records were not obtained, but Respondent diagnosed Patient B with  
10 chronic lymphocytic leukemia, chronic fatigue, depression, and heavy metal exposure. At the  
11 conclusion of the visit, Respondent referred Patient B for comprehensive lab work, nutritional  
12 consultation, lymphatic massage, bioimmune survey, supplements, enrollment in "The  
13 Fundamentals of Cancer" community classes, and order/read book entitled, "The Cancer  
14 Revolution."

15 15. On or about December 14, 2020, Patient B presented to CNM for a telehealth visit  
16 and was seen by Respondent. At this visit, Patient B informed Respondent that she is ready to  
17 start reversing her cancer and will do everything Respondent recommends. Respondent reviewed  
18 Patient B's lab results from October 27, 2020, but a physical examination was not conducted. For  
19 the treatment of her chronic lymphocytic leukemia, Respondent recommended thermography,  
20 supplements, UVB with ozone, 50g intravenous (IV) Vitamin C, and lab work. Respondent  
21 documented in Patient B's chart that, "Patient has been offered conventional medical treatment  
22 and integrative natural treatments, and explained the risks and benefits of both methodologies.  
23 Patient wishes to do all treatments when possible to be natural and integrative." Respondent did  
24 not discuss and/or document a discussion with Patient B regarding the risks, benefits, and  
25 alternatives specific to IV Vitamin C infusion at this visit or any visit thereafter. Respondent also  
26 did not provide and/or document providing Patient B information concerning Respondent's  
27 education, experience, and credentials related to IV Vitamin C infusions at this visit or any visit  
28 thereafter.

1 16. On or about February 16, 2021, Patient B presented to CNM for an in-person visit  
2 and was seen by Respondent. At this visit, Patient B underwent an IV Vitamin C infusion.

3 17. Respondent committed repeated negligent acts in her care and treatment of Patients A  
4 and B, which included, but was not limited to, the following:

5 (A) Failing to obtain sufficient informed consent for EBO2 before performing  
6 EBO2 therapy on Patient A;

7 (B) Failing to obtain Patient A's vital signs during or after the hypovolemic event;  
8 and

9 (C) Failing to obtain sufficient informed consent for IV Vitamin C infusion before  
10 performing IV Vitamin C infusion on Patient B.

11 **PRAYER**

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

14 1. Revoking or suspending Physician's and Surgeon's Certificate No. A 116789, issued  
15 to Respondent Bitu Badakhshan, M.D.;

16 2. Revoking, suspending, or denying approval of Respondent Bitu Badakhshan, M.D.'s  
17 authority to supervise physician assistants and advanced practice nurses;

18 3. Ordering Respondent Bitu Badakhshan, M.D., to pay the Board the costs of the  
19 investigation and enforcement of this case, and if placed on probation, the costs of probation  
20 monitoring; and

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

22  
23 DATED: FEB 07 2025

24   
25 REJI VARGHESE  
26 Executive Director  
27 Medical Board of California  
28 Department of Consumer Affairs  
State of California  
Complainant

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