



STATE MEDICAL BOARD OF OHIO

77 South High Street, 17th Floor • Columbus, Ohio 43266-0315 • (614)466-3934

NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING

April 5, 2000

Darshan S. Sidhu, M.D.
712 W. Orange Street
Hanford, California 93230

Dear Doctor Sidhu:

Pursuant to Section 4731.22 (I), Ohio Revised Code, you are hereby notified that your license to practice medicine and surgery in the State of Ohio has been automatically suspended as of March 10, 2000, by operation of law pursuant to R.C. 4731.22 (I). This automatic suspension is based upon your conviction of one (1) felony count of Sexual Exploitation by a Physician and Surgeon, Psychotherapist, or Alcohol and Drug Abuse Counselor by engaging in sexual contact while treating two patients, in violation of Section 729(b)(3)(a) of the Business & Professional Code of the State of California, as detailed below, for a criminal offense substantially similar to Section 2907.03(3) Sexual Battery, Ohio Revised Code. Continued practice after this suspension shall be considered practicing without a certificate.

Furthermore, in accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, permanently revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation for one or more of the following reasons:

- (1) On or about December 22, 1999, you plead nolo contendere to, and on or about March 10, 2000, in the Kings County Superior Court, Hanford, California, you were found guilty of, one (1) felony count of Sexual Exploitation by a Physician and Surgeon, Psychotherapist, or Alcohol and Drug Abuse Counselor by engaging

Mailed 4-6-00

in sexual contact while treating two patients, in violation of Section 729(b)(3)(a) of the Business & Professional Code of the State of California.

The acts underlying your plea of nolo contendere and the judicial finding of guilt, include that, on or about May 14, 1999, while examining patient Y.M. in the course of your orthopedic practice, you inserted your ungloved finger into the patient's vagina and fondled her breast. Further, on or about March 29, 1999, while examining patient M.S., you fondled the patient's breast, rubbed your genitals on her legs and asked her to kiss you.

Based upon the plea of nolo contendere to Count II and the judicial finding of guilt of the above felony count, you were sentenced to 180 days in Kings County Jail beginning March 10, 2000, with probation thereafter for five (5) years, and a restitution fine of \$5,000.00. Copies of the Kings County Superior Court documents, including your change of plea to nolo contendere for Count II of the Information and conviction, are attached hereto and incorporated herein by this reference.

Your plea of nolo contendere and the judicial finding of guilt, as alleged in paragraph (1) above, individually and collectively, constitute "(a) plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for treatment in lieu of conviction for, a felony;" as that clause is used in Section 4731.22(B)(9), Ohio Revised Code.

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, the request must be made in writing and must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before this agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty (30) days of the time of mailing of this notice, the State Medical Board shall, in your absence and upon consideration of this matter, enter a final order permanently revoking your certificate to practice medicine and surgery

Please note that, whether or not you request a hearing, Section 4731.22(L), Ohio Revised Code, effective March 9, 1999, provides that "[w]hen the board refuses to grant a

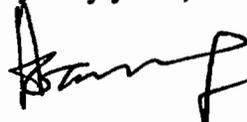
Darshan S. Sidhu, M.D.

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certificate to an applicant, revokes an individual's certificate to practice, refuses to register an applicant, or refuses to reinstate an individual's certificate to practice, the board may specify that its action is permanent. An individual subject to a permanent action taken by the board is forever thereafter ineligible to hold a certificate to practice and the board shall not accept an application for reinstatement of the certificate or for issuance of a new certificate."

Copies of the applicable sections are enclosed for your information.

Very truly yours,



Anand G. Garg, M.D.
Secretary

AGG:jag
Enclosures

CERTIFIED MAIL # Z 281 981 511
RETURN RECEIPT REQUESTED

cc: 680 E. Romie Lane
Salinas, California 93901

CERTIFIED MAIL # Z 281 981 512
RETURN RECEIPT REQUESTED

608 Fargo Avenue, Apt. "C"
Hanford, California 93230

CERTIFIED MAIL # Z 281 981 513
RETURN RECEIPT REQUESTED

1 RONALD L. CALHOUN
2 District Attorney
3 County of Kings
4 Kings County Government Center
5 Hanford, California 93230
6 Telephone 582-0326
7 D. A. #99-2321
8
9 Attorney for Plaintiff

FILED

SEP - 8 1999

TODD H. BARTON
KINGS COUNTY COURT EXECUTIVE OFFICER
AND CLERK OF COURTS
[Signature] DEPUTY

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF KINGS

10 THE PEOPLE OF THE STATE OF)
11 CALIFORNIA,)
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28)
Plaintiff,
vs.
DARSHAN SINGH SIDHU
Defendant.

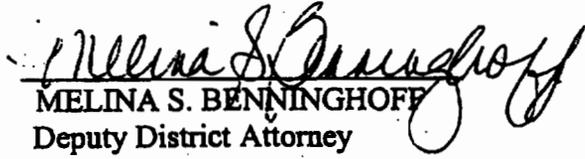
No. 99CM1268
INFORMATION

16 The District Attorney alleges in all counts below that in the County of Kings, State of
17 California:

COUNT II

On or about May 14, 1999, said defendant did commit a FELONY, namely: violation of Section 729(b)(3)(a) of the Business & Professional Code of the State of California, in that the said defendant, **DARSHAN SINGH SIDHU**, employed and holding himself out to be a physician did willfully and unlawfully engage in an act of sexual exploitation in that while in the course of treating patients Yvonne M. and Maria S. said defendant engaged in an act of sexual contact with these victims.

Dated this September 8, 1999.


MELINA S. BENNINGHOFF
Deputy District Attorney

MSB/tj

NOTICE: The People hereby request discovery from the Defendant pursuant to Section 1054.3 of the California Penal Code.

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF KINGS

THE PEOPLE OF THE STATE OF CALIFORNIA,)
)
) PLAINIFF,)
 vs.)
)
)
 DARSHAN SINGH SIDHU)
 2321-99) DEFENDANT.)

DATE: September 9, 1999 NO. 99CM 1268
JUDGE: Louis F. Bissig
REPORTER: JULIE A. GREEN, CSR
CLERK Lupe Vasquez
BAILIFF: Bob Marsh
DISTRICT ATTORNEY BY: Melina Bannighoff
DEFENSE ATTORNEY: Michael Farley / Tom Desantes / P
PROBATION OFFICER: Alice Ferguson

- ARRAIGNMENT () CONTINUED ARRAIGNMENT
- () FURTHER PROCEEDINGS
- () PRETRIAL SETTLEMENT CONFERENCE
- () TRIAL READINESS HEARING
- () TRIAL CONFIRMATION

PEOPLE REPRESENTED AS STATED ABOVE. DEFENDANT PRESENT WITH/WITHOUT COUNSEL ~~IN~~^{OUT} OF CUSTODY
() CERTIFIED _____ LANGUAGE INTERPRETER _____ PRESENT WITH DEFENDANT.

- () Defendant (Counsel handed certified copy of (Information (Preliminary Transcript () Waiver of Preliminary Transcript
- (Defendant states true name as shown () _____
- (Court reads (Information () Order Certifying to Superior Court
- () Court () advises defendant of legal rights, including right to an attorney () defendant wants attorney but has no money to hire one () defendant waives right to an attorney () waives being further advised of his/her legal rights
- () Court appoints _____ () Defendant retained Michael Farley
- () Attorney () present in court and accepts the appointment () request a continuance () to study transcript () to make a Motion () District Atty objects to Trial Setting in December
- () Defendant () withdraws plea of _____
- () Pleads () guilty as charged in Count(s) _____ () not guilty as to Count(s) 11 () nolo contendere to Count(s) _____ () not guilty by reason of insanity () Counsel Request for Trial in December
- () Defendant () denies () admits () prior conviction () allegation of Denial. Counsel directed to file
- () Defendant advised of legal rights and waived same regarding change of plea Formal Motion and Affidavit for Continued Trial Dates.
- () Defendant waives statutory time for _____
- () District Attorney requests case/counts _____ be dismissed in interest of justice () with harvey waiver
- () Court finds factual basis for the plea () DUI waiver form tendered for court's consideration
- () Honor Release Application and Report tendered by probation for court's consideration
- () Counsel Estimate Between 4-8 Day Duration of Trial

- COURT: 995 MOTION 2-729(6)(3)(a) B+P
- () Order matter be continued to 9/27/99 at 8:30 a.m. () trial dates are confirmed
 - () fixes bail at \$ _____ () bail remains set at \$ _____ () Reduces bail to \$ _____
 - orders: () bail bond forfeited () bench warrant issued () forfeiture set aside
 - () suspends criminal proceedings and certifies matter to civil court; () Drs _____ appointed to examine the defendant pursuant to _____ () certifies defendant back to criminal court
 - () Sets case for trial on 11/2-11/12/99 9:30 am Jury () Demanded () waived
 - () Pre-trial settlement conference set for 9:00 a.m. on 9/30/99
 - () Trial readiness set for 8:30 a.m. on 10/5/99 () Trial confirmation set for 8:30 a.m. on 11/1/99
 - () order defendant () remain at liberty on bail previously posted () be released on own recognizance
 - () remain in custody () be released from custody
 - () orders: case/counts _____ be dismissed as requested () bail exonerated () trial dates vacated: TR _____, TC _____, T _____
 - () refer matter to probation office for report and recommendation and continues matter to _____ at 8: _____ a.m. for hearing on said report and for sentencing
 - () Defendant is ordered to appear on the above stated dates and times
 - () defendant is ordered to report to probation department immediately after court today
 - () 995 Motion Briefing schedule - Defendant to file by 9/13/99, Response by the People due 9/20/99. Rebuttal to be heard on 9/27/99
 - () Both Counsel Directed to Comply with providing Discovery in timely manner.

JAN 24 2000

SUPERIOR COURT OF THE STATE OF CALIFORNIA FOR THE COUNTY OF KINGS

THE PEOPLE OF THE STATE OF CALIFORNIA,)
PLAINTIFF,)
vs.)
DARSHAN SINGH SIDHU)
2321-99)
DEFENDANT.)

DATE: December 22, 1999 NO. 99CM 1268
JUDGE: Louis F. Bissig
REPORTER: NICKI M. MORRIS, C.S.R. / Donna Mechem
CLERK LUPE VASQUEZ
BAILIFF: ROBERT MARSH
DISTRICT ATTORNEY BY: Pat Hart
DEFENSE ATTORNEY: Michael Farley / Tom Desantes
PROBATION OFFICER: WJP

- () ARRAIGNMENT () CONTINUED ARRAIGNMENT
() FURTHER PROCEEDINGS
() PRETRIAL SETTLEMENT CONFERENCE
() TRIAL READINESS HEARING
() TRIAL CONFIRMATION

PEOPLE REPRESENTED AS STATED ABOVE. DEFENDANT PRESENT WITH/WITHOUT COUNSEL IN/OUT OF CUSTODY
() CERTIFIED LANGUAGE INTERPRETER PRESENT WITH DEFENDANT.

() Defendant () Counsel handed certified copy of () Information () Preliminary Transcript () Waiver of Preliminary Transcript
() Defendant states true name as shown () Court reads () Information () Order Certifying to Superior Court
() Court () advises defendant of legal rights, including right to an attorney () defendant wants attorney but has no money
() defendant waives right to an attorney () waives being further advised of his/her legal rights
() Court appoints () Defendant retained
() Attorney () present in court and accepts the appointment () request a continuance () to study transcript () to make a Motion
() Defendant () withdraws plea of () not guilty () pleads () guilty as charged in Count(s) () not guilty as to Count(s)
() Defendant () denies () admits () prior conviction () allegation of
() Defendant advised of legal rights and waived same regarding change of plea
() Defendant waives statutory time for
() District Attorney requests case/counts be dismissed in interest of justice () with harvey waiver
() Court finds factual basis for the plea () DUI waiver form tendered for court's consideration
() Honor Release Application and Report tendered by probation for court's consideration
() Defense Counsel Requested hearing to hear motion pursuant to 17 (A). District attorney opposes.

COURT:
() Order matter be continued to 2/18/00 at 10:00 a.m. () trial dates are confirmed
() fixes bail at \$ () bail remains set at \$ () Reduces bail to \$
orders: () bail bond forfeited () bench warrant issued () forfeiture set aside
() suspends criminal proceedings and certifies matter to civil court; () Drs appointed to examine the defendant pursuant to () certifies defendant back to criminal court
() sets case for trial on Jury () demanded () waived
() Pre-trial settlement conference set for 9:00 a.m. on
() Trial readiness set for 8: a.m. on () Trial confirmation set for 8: a.m. on
() order defendant () remain at liberty on bail previously posted () be released on own recognizance () remain in custody () be released from custody
() orders: case/counts 1, 3 be dismissed as requested () bail exonerated () trial dates vacated: TR TC 4/7 T 1/10-11
() Refer matter to probation office for report and recommendation and continues matter to at 8:30 a.m. for hearing on said report and for sentencing
() defendant is ordered to appear on the above stated dates and times
() defendant is ordered to report to probation department immediately after court today
() District atty takes position that the defendant is subject to Registration pursuant to 290PC. Defense will be given the opportunity to withdraw plea should it be imposed.

SUPERIOR COURT OF THE STATE OF CALIFORNIA FOR THE COUNTY OF KINGS

MAR 20 2000

THE PEOPLE OF THE STATE OF CALIFORNIA,)
PLAINTIFF,)
vs.)
DARSHAN SING SINGHU)
2321-99 DEFENDANT.)

DATE: MAR 10 2000 NO. 99CM1268
JUDGE: LOUIS R. STONE
REPORTER: Cheri Fike
CLERK: LUPE VASQUEZ
BAILIFF: ROBERT MARSH
DISTRICT ATTORNEY BY: Melina Bennis Loff
DEFENSE ATTORNEY: Michael Juley / Tom Desantos
PROBATION OFFICER: Alia Jurgisova

- HEARING ON REPORT OF PROBATION OFFICER AND PRONOUNCEMENT OF SENTENCE
() REVOCATION OF PROBATION
() VIOLATION OF PROBATION
() CHANGE OF PLEA UNDER SECTION 1203.4PC
() FURTHER PROCEEDINGS Re 17(B)

PEOPLE REPRESENTED AS STATED ABOVE. DEFENDANT PRESENT WITH/WITHOUT COUNSEL. OUT OF CUSTODY CERTIFIED() LANGUAGE INTERPRETER PRESENT WITH DEFENDANT.

In Chambers Conference Held

- Report of Probation Officer on File and/or letters filed 2/10/00
Court has read and studied the report and makes it a part of the record
Court announces tentative ruling pursuant to People v. Scott
Attorney spoke on behalf of the defendant waived issue to withdraw plea
District Attorney () concurs () objects to the recommendation of the Probation Officer () recommends Custodial Time
Defendant advised of constitutional rights and waived same
Defendant stated no legal cause why judgment should not now be pronounced
Defendant () arraigned for sentencing () waived arraignment for sentencing
District Attorney () Probation Officer stated defendant has violated terms of probation
() defendant admitted violation of probation
() Probation Officer reports defendant has successfully completed probation
() 17(b) motion addressed.

Count 2 - 729(B)(3)(A) B+ Felony

COURT ORDERED: Denied 17(B) motion

- Matter continued to at for
proceedings be suspended without imposition of sentence () imposition/execution of sentence be suspended
probation to be () granted () denied () revoked () modified () reinstated for 5 years
Defendant to serve 180 in County Jail with credit for time served in the amount of 1 actual and 0
good and work for a total of 1 To be served in Kings County Jail unless arrangement between agency in Monterey County is agreed on + approved
pay fine in the amount of plus/includes penalty assessment of () pay restitution fine of 5,000 by the Court
make restitution in the amount of to () lab fee of \$ 1202.4PC
defendant be sentenced to State Prison for term prescribed by law
defendant be sentenced to State Prison for () lower () middle () upper term of years/months for violation of
plus years/months for violation of
sentence to run () concurrent with 15 Count to be informal of any change in Custodial Transf
() consecutive with to another County
sentence doubled to years pursuant to 667(d)(e)PC
sentence of 25 years to life pursuant to 667(d)(e)PC () Court does not produce alternative programs / Electron Monitoring
defendant be certified to CYA for possible acceptance, Sheriff to deliver said defendant to such reception facility as the CYA may designate, if so accepted () pay \$ 200.00 to probation for cost of probation; B 20.00 a
defendant to be housed at CYA pursuant to 1731.5(c)W&I month for cost of probation.
Defendant accepted terms of probation Defendant advised of probation terms and conditions.
Defendant () remanded to () released from custody of Sheriff. Defendant to Report to Branch Jail by 3:00 pm. today
Sheriff directed to deliver defendant into custody of the Director of Corrections at W. S. P.J.C.C.W.F./C.S.P./A.S.P./
Defendant advised of parole rights/probation terms () defendant advised to register pursuant to () 11590H&S () 290PC
defendant advised of right to appeal () bail be exonerated () bench warrant be issued () counts be dismissed
defendant's plea of guilty be withdrawn and plea of not guilty be entered under Section 1203.4P.C.
defendant's drivers license revoked for years () defendant is deemed habitual traffic offender
Defendant not to own/possess/purchase any firearms or Defendant to comply with limitation and conditions in this state or any state if he is allowed to practice medicine
Defendant not to annoy or harass victims.