

IN THE MATTER OF * BEFORE THE MARYLAND
 NIMA NAGHSHINEH, M.D. * STATE BOARD OF
 Respondent * PHYSICIANS
 License Number: D90059 * Case Number: 2222-0019

* * * * *

CONSENT ORDER

PROCEDURAL BACKGROUND

The Maryland Board of Physicians (the “Maryland Board”) received information that Nima Naghshineh, M.D., (the “Respondent”) License Number D90059, was disciplined by the Medical Board of California (the “California Board”). By letter dated July 22, 2021, the California Board disciplined the Respondent by reprimand.

Based on the above referenced California Board sanction, the Maryland Board has grounds to charge the Respondent with violating the following provisions of the Maryland Medical Practice Act (the “Act”), under H. O. § 14-404(a):

- (a) Subject to the hearing provisions of § 14-405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:
 - (21) Is disciplined by a licensing or disciplinary authority or convicted or disciplined by a court of any state or country or disciplined by any branch of the United States uniformed services or the Veteran’s Administration for an act that would be grounds for disciplinary action under this section.

Disciplinary Panel A (“Panel A”) has determined that the acts for which the Respondent was disciplined in California would be grounds for disciplinary action under

H.O. § 14-404(a). The grounds for disciplinary action under H.O. § 14-404(a) are as follows:

- (22) Fails to meet appropriate standards as determined by appropriate peer review for the delivery of quality medical and surgical care performed in an outpatient surgical facility, office, hospital, or any location in this State.

Based on the action taken by the California Board, the Respondent agrees to enter into this Consent Order with Panel A, consisting of Procedural Background, Findings of Fact, Conclusions of Law, Order and Consent.

FINDINGS OF FACT

Panel A makes the following findings of fact:

1. At all times relevant hereto, the Respondent was a physician licensed to practice medicine in the State of Maryland. The Respondent was initially licensed in Maryland on or about July 23, 2020.

2. On July 22, 2021, the California Board issued a Public Letter of Reprimand to the Respondent based on an investigation that revealed that the Respondent failed to diagnose and appropriately treat rhabdomyolysis and facilitated a patient's discharge rather than a transfer to a higher level of care.

A copy of the Public Letter of Reprimand is attached hereto.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Panel A concludes as a matter of law that the Respondent is subject to discipline under Health Occ. § 14-404(a)(21) for the disciplinary action taken by the California Board against the Respondent for an act or acts that would be grounds for disciplinary action under Health Occ. §14-404(a)(22).

ORDER

It is, thus, by Panel A, hereby:

ORDERED that the Respondent be and is hereby **REPRIMANDED**, subject to the following terms and conditions:

a. The Respondent shall comply with the terms and conditions of the July 22, 2021 California Board of Reprimand; and it is further

ORDERED that the effective date of the Consent Order is the date the Consent Order is signed by the Executive Director of the Board or her designee. The Executive Director or her designee signs the Consent Order on behalf of the disciplinary panel which has imposed the terms and conditions of this Consent Order; and it is further

ORDERED that the Respondent is responsible for all costs incurred in fulfilling the terms and conditions of this Consent Order; and it is further

ORDERED that, if the Respondent allegedly fails to comply with any term or condition imposed by this Consent Order, the Respondent shall be given notice and an opportunity for a hearing. If the disciplinary panel determines there is a genuine dispute as to a material fact, the hearing shall be before an Administrative Law Judge of the Office of Administrative Hearings followed by an exceptions process before a disciplinary panel; and if the disciplinary panel determines there is no genuine dispute as to a material fact, the Respondent shall be given a show cause hearing before a disciplinary panel; and it is further

ORDERED that, after the appropriate hearing, if the disciplinary panel determines that the Respondent has failed to comply with any term or condition imposed by this Consent Order, the disciplinary panel may reprimand the Respondent, place the

Respondent on probation with appropriate terms and conditions, or suspend Respondent's license with appropriate terms and conditions, or revoke the Respondent's license. The disciplinary panel may, in addition to one or more of the sanctions set forth above, impose a civil monetary fine on the Respondent; and it is further

ORDERED that this Consent Order is a public document. *See* Health Occ. §§1-607, 14-411.1(b)(2) and Gen. Prov. §4-333(b)(6).

09/27/2021
Date

Signature on File

Christine A. Farrelly
Executive Director
Maryland Board of Physicians

CONSENT

I, Nima Naghshineh, MD, acknowledge that I am aware of my right to consult with and be represented by counsel in considering this Consent Order. I have chosen to proceed without counsel and I acknowledge that the decision to proceed without counsel is freely and voluntarily made.

By this Consent, I agree to be bound by this Consent Order and all its terms and conditions and understand that the disciplinary panel will not entertain any request for amendments or modifications to any condition.

I assert that I am aware of my right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 14-405 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* concerning the pending charges. I waive this right and have elected to sign this Consent Order instead.

I acknowledge the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my behalf, and to all other substantive and procedural protections as provided by law. I waive those procedural and substantive protections. I acknowledge the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order.

I voluntarily enter into and agree to comply with the terms and conditions set forth in the Consent Order as a resolution of the charges. I waive any right to contest the

Findings of Fact and Conclusions of Law and Order set out in the Consent Order. I waive all rights to appeal this Consent Order.

I sign this Consent Order, without reservation, and fully understand the language and meaning of its terms.

Signature on File

Date 9/9/2021

Nima Naghshineh, MD
Respondent

NOTARY

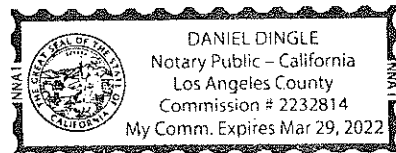
STATE OF CALIFORNIA

CITY/COUNTY OF GLENDALE/LOS ANGELES

I HEREBY CERTIFY that on this 9 day of September, 2021, before me, a Notary Public of the State and City/County aforesaid, personally Nima Naghshineh, MD, and made oath in due form of law that the foregoing Consent Order was his voluntary act and deed.

AS WITNESS my hand and notarial seal.

[Signature]
Notary Public



My Commission expires: March 29, 2022



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

Executive Office

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Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

July 22, 2021

Nima Naghshineh, M.D.
220 E. Broadway, Ste. 212
Glendale, CA 91205-1056

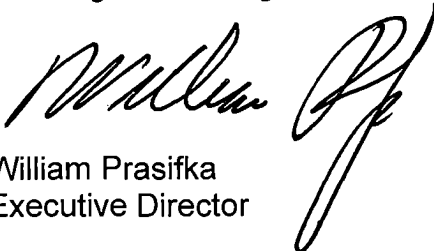
RE: Physician's and Surgeon's Certificate No. A141766
Case No. 800-2020-067722

Public Letter of Reprimand

An investigation by the Medical Board of California revealed that during your September 21, 2016 care and treatment of a patient, as the assistant surgeon, you failed to diagnose and appropriately treat rhabdomyolysis; and you facilitated the patient's discharge rather than a transfer to a higher level of care.

These actions constitute a violation of Business and Professions Code section 2234(b)-Gross Negligence.

Pursuant to the authority of the California Business and Professions Code section 2233, you are hereby issued this Public Letter of Reprimand by the Medical Board of California, and you are required to complete an education course, with a portion of that coursework focusing on the diagnosis and treatment of rhabdomyolysis.


William Prasifka
Executive Director