

1 LEGAL DIVISION  
2 Department of Social Services  
3 Office of Chief Counsel  
4 WILLIAM J. SIEBERT, State Bar No. 075036  
5 Senior Staff Attorney IV  
6 1000 Corporate Center Drive, Suite 670  
7 Monterey Park, CA 91754  
8 Telephone: (323) 981-3947  
9 Facsimile Number: (323) 981-2799

10 Attorneys for Complainant

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BEFORE THE  
DEPARTMENT OF SOCIAL SERVICES  
STATE OF CALIFORNIA

IN THE MATTER OF:

TONMOY SHARMA

CDSS No. 6616307411  
OAH No. 2017010603

**THIRD AMENDED  
ACCUSATION  
(EXCLUSION ACTION)**

SATYA HEALTH OF CALIFORNIA,  
INC.  
dba Sovereign Health Adelanto  
25006 Adelanto Drive  
Laguna Niguel, CA 92677

CDSS No. 6616307411B

**THIRD AMENDED  
STATEMENT OF ISSUES  
(APPLICATION DENIAL)**

DUAL DIAGNOSIS TREATMENT  
CENTER, INC.  
dba Sovereign Health Lucile  
12040 Lucile Street  
Culver City, CA 90230

CDSS No. 6616307411C

**THIRD AMENDED  
STATEMENT OF ISSUES  
(APPLICATION DENIAL)**

DUAL DIAGNOSIS TREATMENT  
CENTER, INC.  
dba Sovereign Health of  
Los Angeles III  
7339 W. 91<sup>st</sup> Street  
Los Angeles, CA 90045

CDSS No. 6616307411D

**THIRD AMENDED  
STATEMENT OF ISSUES  
(APPLICATION DENIAL)**

DUAL DIAGNOSIS TREATMENT  
CENTER, INC.  
Sovereign Health New York  
76995 New York Avenue  
Palm Desert, CA 92211

CDSS No. 6616307411E

**THIRD AMENDED  
STATEMENT OF ISSUES  
(APPLICATION DENIAL)**

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SATYA HEALTH OF CALIFORNIA, INC.  
dba Sovereign Health Victoria  
79-145 Victoria Drive  
La Quinta, CA 92253

ADEONA HEALTH CARE, LLC  
dba Sovereign Health Rancho/  
San Diego  
2815 Steele Canyon Road  
El Cajon, CA 92019

**MEDICAL CONCIERGE AND SOVEREIGN HEALTH OF CALIFORNIA**  
dba Sovereign Health Cordoba  
307 Avenida Cordoba, E.  
San Clemente, CA 92672

Respondents.

CDSS No. 6616307411F

**THIRD AMENDED STATEMENT OF ISSUES (APPLICATION DENIAL)**

CDSS No. 6616307411G

**THIRD AMENDED ACCUSATION (LICENSE REVOCATION)**

CDSS No. 6616307411H

**THIRD AMENDED ACCUSATION (LICENSE REVOCATION)**

**JURISDICTION**

1. This matter arises under the California Community Care Facilities Act, Health and Safety Code section 1500 et seq., which governs the licensing and operation of adult residential facilities and group homes.

2. The regulations which govern the licensing and operation of adult residential facilities are contained in California Code of Regulations, title 22, section 80000 et seq., and section 85000 et seq.<sup>1</sup> The regulations which govern the licensing and operation of group homes are contained in section 80000 et seq., and section 84000 et seq.

3. The California Department of Social Services ("Department") is the agency of the State of California responsible for the licensing and inspection of adult residential facilities and group homes.

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<sup>1</sup> Subsequent references to any regulation section(s) are to Title 22 of the California Code of Regulations.



1 operate Sovereign Health Adelanto, an adult residential facility with a capacity of six (6),  
2 at 25006 Adelanto Drive, Laguna Niguel, California. On or about September 7, 2016,  
3 Respondent Satya Heath's application was denied, and Respondent Satya Health  
4 appealed that denial. A copy of Respondent Satya Health's application without  
5 attachments, the denial of that application, and the acknowledgement of Respondent  
6 Satya Health's appeal accompanies this **Third** Amended Accusation and Statement of  
7 Issues as **ATTACHMENT A** and is incorporated by reference.

8           10. On or about April 2, 2015, Respondent **DUAL DIAGNOSES**  
9 **TREATMENT CENTER, INC.** ("Respondent Dual Diagnoses") filed an application for a  
10 license to operate Sovereign Health Lucile, an adult residential facility with a capacity of  
11 six (6), at 12040 Lucile Street, Culver City, California. On or about September 7, 2016,  
12 Respondent Dual Diagnoses' application was denied, and Respondent Dual Diagnoses  
13 appealed that denial. A copy of Respondent Dual Diagnoses' application without  
14 attachments, the denial of that application, and the acknowledgement of Respondent  
15 Dual Diagnoses' appeal accompanies this **Third** Amended Accusation and Statement of  
16 Issues as **ATTACHMENT B** and is incorporated by reference.

17           11. On or about January 20, 2015, Respondent Dual Diagnoses filed an  
18 application for a license to operate Sovereign Health Los Angeles III, an adult  
19 residential facility with a capacity of six (6), at 7339 W. 91<sup>st</sup> Street, Los Angeles,  
20 California. On or about September 7, 2016, Respondent Dual Diagnoses' application  
21 was denied. Respondent Dual Diagnoses did not appeal that denial. A copy of  
22 Respondent Dual Diagnoses' application without attachments and the denial of that  
23 application accompanies this **Third** Amended Accusation and Statement of Issues as  
24 **ATTACHMENT C** and is incorporated by reference.

25           12. On or about January 23, 2015, Respondent Dual Diagnoses filed an  
26 application for a license to operate Sovereign Health New York, an adult residential  
27 facility with a capacity of six (6), at 76995 New York Avenue, Palm Desert, California.

1 On or about September 7, 2016, Respondent Dual Diagnoses' application was denied,  
2 and Respondent Dual Diagnoses appealed that denial. A copy of Respondent Dual  
3 Diagnoses' application without attachments, the denial of that application, and the  
4 acknowledgement of Respondent Dual Diagnoses' appeal accompanies this **Third**  
5 Amended Accusation and Statement of Issues as **ATTACHMENT D** and is incorporated  
6 by reference.

7 13. On or about January 23, 2015, Respondent Satya Health filed an  
8 application for a license to operate Sovereign Health Victoria, an adult residential facility  
9 with a capacity of six (6), at 79-145 Victoria Drive, La Quinta, California. On or about  
10 September 7, 2016, Respondent Satya Health's application was denied, and  
11 Respondent Satya Health appealed that denial. A copy of Respondent Satya Health's  
12 application without attachments, the denial of that application, and the  
13 acknowledgement of Respondent Satya Health's appeal accompanies this **Third**  
14 Amended Accusation and Statement of Issues as **ATTACHMENT E** and is incorporated  
15 by reference.

16 14. Respondent **ADEONA HEALTHCARE, LLC** ("Respondent Adeona") is  
17 licensed by the Department to operate Sovereign Health Rancho/San Diego, a group  
18 home located at 2815 Steele Canyon Road, El Cajon, California ("Rancho/San Diego").  
19 Rancho/San Diego was initially licensed on June 25, 2014. A copy of Respondent  
20 Adeona's most recent license setting forth the capacity, limitations, and effective dates  
21 accompanies this **Third** Amended Accusation and Statement of Issues as  
22 **ATTACHMENT F** and is incorporated by reference.

23 15. Respondents **MEDICAL CONCIERGE AND SOVEREIGN HEALTH OF**  
24 **CALIFORNIA** ("Respondents Medical Concierge and Sovereign Health") are  
25 licensed by the Department to operate Sovereign Health Cordoba, ("Cordoba") an  
26 adult residential facility located at 307 Avenida Cordoba, E., San Clemente,  
27 California. Respondent Cordoba was originally licensed on December 13, 2009.

1 Prior to on or about November 2, 2015, Respondent Dual Diagnosis was added to  
2 the licensure of Cordoba. A copy of Respondent Medical Concierge and  
3 Sovereign Health's most recent license setting forth the capacity, limitations, and  
4 effective dates and a copy of the Administrative Organization form adding Dual  
5 Diagnosis to the licensure accompany this Third Amended Accusation and  
6 Statement of Issues as ATTACHMENT G and are incorporated by reference.

7 16. Respondent TONMOY SHARMA ("Respondent Sharma") is associated  
8 with and employed by, or has contact with the clients of Respondents Medical  
9 Concierge and Sovereign Health of California, doing business as Sovereign Health  
10 Cordoba and is the CED and a board member of Sovereign Health. Respondent  
11 Sharma is also the CEO and a board member of Respondent Satya Health; the  
12 CEO and a board member of Respondent Dual Diagnoses; and the CEO and a  
13 board member of Respondent Adeona.

14 17. Respondent Satya Health and Respondent Dual Diagnoses, by virtue of  
15 the application for licensure, are subject to the statutes and regulations governing the  
16 licensing and operation of adult residential facilities. Respondent Sharma, by virtue of  
17 association, employment, prospective employment, presence in or contact with clients  
18 of an adult residential facility, is subject to the jurisdictional of Health and Safety Code  
19 section 1558. Respondent Adeona, by virtue of licensure, must operate in accordance  
20 with the statutes and regulations governing the licensing and operation of group homes.  
21 Respondent Medical Concierge and Sovereign Health, by virtue of licensure, must  
22 operate in accordance with the statutes and regulations governing the licensing  
23 and operation of adult resident facilities. Copies of the applicable statutes and  
24 regulations accompany this Third Amended Accusation and Statement of Issues as  
25 ATTACHMENT H and are incorporated by reference.

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1 **FACTUAL ALLEGATIONS**

2 **SUBJECT MATTER:** Conduct Inimical

3 **APPLICABLE LAW:** Health and Safety Code section 1550(c)

4 **ALLEGATIONS:**

5 **18.** Respondent Sharma engaged in conduct that is inimical to the health,  
6 morals, welfare, or safety of either an individual in or receiving services from the facility,  
7 or the people of the State of California as follows:

8 A. Between August 2000 and June 2001, Respondent Sharma  
9 engaged in dishonest and unprofessional conduct in that he made untrue  
10 statements that he had provided chapters of his PhD thesis, as required by his  
11 position as Chair of Psychiatry in the Department of Psychiatry and Behavioral  
12 Sciences at the University College, London University, when in fact he had not  
13 done so;

14 B. During on or about the same period of time, Respondent Sharma  
15 misrepresented himself on websites by including PhD after his name, when he did  
16 not have a PhD degree;

17 C. As a principal investigator undertaking four research studies in  
18 2000, Respondent Sharma asserted that he had approval from the relevant ethics  
19 committees, when in fact, Respondent Sharma had not received approval;

20 D. In 1997, a study conducted by Respondent Sharma and sponsored  
21 by Janssen Research Foundation and a study conducted by Respondent Sharma  
22 and sponsored by Eli Lilly, did not have ethics committee approval for the  
23 procedures carried out on patients entered into the studies, the data from both  
24 studies was pooled to increase the numbers for subsequent publication, and  
25 informed consent was not obtained from the participating patients;

26 E. In 1999, Respondent Sharma included data from a study  
27 sponsored by Novartis Pharmaceuticals in his own study without the knowledge or

1 approval of Novartis and without the participating Novartis patients' informed  
2 consent;

3 F. The Novartis study, set forth above, was conducted without the  
4 knowledge of the Institute of Psychiatry, yet Respondent Sharma used Institute of  
5 Psychiatry letterhead without permission, the study was conducted without the  
6 approval of the Ethics Committee, and Respondent Sharma falsely stated that  
7 Institute of Psychiatry approval was not needed;

8 G. In the Novartis study, there was an absence of appropriate source  
9 documentation as to patients' histories and eligibility to participate in the study, and  
10 some patient records were incomplete;

11 H. After being denied permission to recruit patients for the Novartis  
12 study, Respondent Sharma wrote an article in a local newspaper which amounted  
13 to an advertisement;

14 I. Prior to November 2000, Respondent Sharma failed to notify  
15 Sanofi-Synthelab, which was funding one of his studies, that the study was being  
16 carried out by a private commercial company in which Respondent Sharma had a  
17 significant interest, and which had no connection with the Institute of Psychiatry,  
18 which was misleading to Sanofi-Synthelab and to participating patients;

19 J. During 2003, in order to recruit patient participants in studies being  
20 conducted by Respondent Sharma, some patients were contacted by an  
21 unsolicited fashion by telephone, in writing, or in person, without prior contact with  
22 their medical practitioners, psychiatric nurses, or care coordinators responsible for  
23 the patients' care, in terms that offered and made financial inducements to  
24 participate in the study beyond reimbursement of travel expenses, and without  
25 providing adequate information to the prospective participants, all of which risked  
26 patient care, welfare, was outside the terms of relevant ethics committee approval,  
27 and was unethical.







1 or the people of the State of California, pursuant to Health and Safety Code section  
2 1558. These facts provide cause to prohibit Respondent Sharma's employment in,  
3 presence in, and contact with clients of any facility licensed by the Department or  
4 certified by a licensed foster family agency and from holding the position of member of  
5 the board of directors, executive director, or officer of the licensee of any facility  
6 licensed by the Department, for the remainder of Respondent Sharma's life.

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8 **CAUSE FOR DENIAL**

9 **26.** The facts alleged in paragraphs **18** through **24**, individually and/or jointly,  
10 provide cause, pursuant to Health and Safety Code section 1550(a and (b) to deny  
11 Respondents Satya Health and Dual Diagnoses' applications for a license to operate an  
12 adult residential facility.

13 **27.** The facts alleged in paragraphs **18** through **24**, individually and/or jointly,  
14 constitute conduct by Respondents Satya Health and Dual Diagnoses which is inimical  
15 to the health, morals, welfare, or safety of either an individual in, or receiving services  
16 from, the facility or the people of the State of California. These facts provide cause,  
17 pursuant to Health and Safety Code section 1550(c), to deny Respondents Satya  
18 Health and dual Diagnoses' applications for a license to operate an adult residential  
19 facility.

20 **CAUSE FOR REVOCATION OF THE LICENSE OF ADEONA**

21 **28.** The facts alleged in paragraphs **23, and 24**, individually and/or jointly,  
22 constitute violations of licensing laws. These facts provide cause, pursuant to Health  
23 and Safety Code section 1550(a) and (b) to revoke Respondent Adeona's license to  
24 operate Rancho/San Diego.

25 **29.** The facts alleged in paragraphs **18 through 21, 23 and 24**, individually  
26 and/or jointly, constitute conduct by Respondent Adeona which is inimical to the health,  
27 morals, welfare, or safety of either an individual in, or receiving services from,  
Rancho/San Diego or the people of the State of California. These facts provide cause,

1 pursuant to Health and Safety Code section 1550(c), to revoke the license of Adeona to  
2 operate Rancho/San Diego.

3 **CAUSE FOR REVOCATION OF THE LICENSE OF**  
4 **MEDCAL CONCIERGE AND SOVEREIGN HEALTH**

5 **30. The facts alleged in paragraphs 18 through 21, individually and/or**  
6 **jointly, constitute conduct by Respondents Medical Concierge and Sovereign**  
7 **Health which is inimical to the health, morals, welfare, or safety of either an**  
8 **individual in, or receiving services from, Sovereign Health Cordoba or the people**  
9 **of the State of California by virtue of the presence therein of Respondent Sharma**  
10 **as CEO and as a board member. These facts provide cause, pursuant to Health**  
11 **and Safety Code sections 1550(c) and 1558, to revoke the license of Medical**  
12 **Concierge and Sovereign Health to operate Sovereign Health Cordoba.**

13  
14 **PETITION FOR RELIEF**

15 **31. WHEREFORE,** Complainant requests that Respondent Tonmoy Sharma  
16 be prohibited for the remainder of Respondent Tonmoy Sharma's life, from employment  
17 in, presence in, and from contact with clients of, any facility licensed by the Department  
18 or certified by a licensed foster family agency and from holding the position of member  
19 of the board of directors, executive director, or officer of the licensee of any facility  
20 licensed by the Department.

21 **32. WHEREFORE,** Complainant requests that the Department's denial of  
22 Respondent Satya Health of California, Inc.'s application for a license to operate  
23 Sovereign Health Adelanto an adult residential facility be affirmed.

24 **33. WHEREFORE,** Complainant requests that the Department's denial of  
25 Respondent Dual Diagnoses Treatment Center, Inc.'s application for a license to  
26 operate Sovereign Health Lucile an adult residential facility be affirmed.

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