



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

Home Page: <http://www.azmd.gov>

Telephone (480) 551-2700 • Fax (480) 551-2705 • In-State Toll Free (877) 255-2212

FINAL MINUTES FOR EMERGENCY TELECONFERENCE MEETING Held on Tuesday, December 15, 2015 9545 E. Doubletree Ranch Road, Scottsdale, Arizona 85258

Board Members

Richard T. Perry, M.D., Chair
James M. Gillard, M.S., M.D., F.A.C.E.P., F.A.A.E.M., Vice-Chair
Jodi A. Bain, Esq., Secretary
Marc D. Berg, M.D.
Donna S. Brister
Teresa L. Connolly, D.N.P., R.N., N.E.A.-B.C.
R. Screven Farmer, M.D.
Gary R. Figge, M.D.
Robert E. Fromm, M.D., M.P.H.
Lois E. Krahn, M.D.
Edward G. Paul, M.D.
Wanda J. Salter, R.N.

GENERAL BUSINESS

A. CALL TO ORDER

Dr. Perry called the meeting to order at 6:06 p.m.

B. ROLL CALL

The following Board members participated telephonically: Dr. Perry, Dr. Gillard, Ms. Bain, Dr. Berg, Dr. Connolly, Dr. Farmer, Dr. Figge, Dr. Fromm, Dr. Krahn, Dr. Paul, and Ms. Salter. The following Board member was absent: Ms. Brister.

ALSO PRESENT

The following were present among Board staff: Patricia E. McSorley, Executive Director; Kristina Fredericksen, Deputy Director; Carrie Smith, Assistant Attorney General ("AAG"); Anita Shepherd, Investigations Manager; Twana Fairbourn, Licensing Manager; William Wolf, M.D., Chief Medical Consultant; Mary Bober, Board Operations Manager; Marlene Young, Security Compliance Manager; Danielle Steger, Investigator; Erin Downey, Investigator; Rachel Shepherd, Licensing Investigator; Leah Rossow, Investigator; James Gentile, Chief Information Officer; Alicia Cauthon, Executive Assistant; Andrea Cisneros, Staff Investigational Review Committee ("SIRC") Coordinator; and Amanda Schwabe, Board Coordinator.

LEGAL MATTERS

C. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING SUMMARY ACTION

1. MD-15-0848A, KEVIN S. LEWIS, M.D., LIC. #17850

Dr. Lewis was not present during the Board's consideration of this matter. Ms. Steger summarized that Dr. Lewis' employer informed the Board that he was found to have been impaired while treating a patient; however, no physical harm was done. During an assessment with the Board's Physician Health Program ("PHP") Contractor, Dr. Lewis admitted to consuming a half pint of vodka on the day in question in addition to medication and marijuana use on other occasions. Ms. Steger reported that inpatient treatment was recommended by the PHP Contractor. She further reported that Dr. Lewis received a DUI in August 2015 that was not reported to the Board. She noted he subsequently entered into an Interim Consent Agreement for PHP participation and that he has been non-compliant with the Interim Agreement since November 6, 2015. Ms. Steger reported that Dr. Lewis received a second DUI in November 2015.

Ms. Steger informed the Board that Dr. Lewis was offered a Consent Agreement to surrender his license in December, which he declined to sign and at the same time reported the November DUI arrest. Ms. Steger added that a Consent Agreement for Practice Restriction was offered to Dr. Lewis and he failed to return the signed document. Ms. Steger stated that due to Dr. Lewis' non-compliance and two reported DUI arrests, staff requested that the Board summarily suspend his Arizona medical license.

Dr. Gillard questioned whether it was possible that Dr. Lewis was incarcerated due to the consecutive DUIs. Board staff reported that Dr. Lewis was not currently incarcerated.

MOTION: Dr. Farmer moved to summarily suspend Dr. Lewis' Arizona medical license based on the finding that the public health, safety and welfare imperatively requires emergency action by the Board.

SECOND: Dr. Krahn

ROLL CALL: Roll call vote was taken and the following Board members voted in favor of the motion: Dr. Perry, Dr. Gillard, Ms. Bain, Dr. Berg, Dr. Connolly, Dr. Farmer, Dr. Figge, Dr. Fromm, Dr. Krahn, Dr. Paul, and Ms. Salter. The following Board member was absent: Ms. Brister.

VOTE: 11-yay, 0-nay, 0-recuse, 0-abstain, 1-absent.

MOTION PASSED.

MOTION: Dr. Perry moved for adjournment.


SECOND: Dr. Figge

VOTE: 11-yay, 0-nay, 0-abstain, 0-recuse, 1-absent

MOTION PASSED.

The meeting adjourned at 6:15 p.m.




Patricia E. McSorley, Executive Director