



ARIZONA MEDICAL BOARD

1740 W. Adams St., Suite 4000 • Phoenix, Arizona 85007

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FINAL MINUTES FOR SUMMARY ACTION TELECONFERENCE MEETING

Held on Thursday, August 23, 2018

1740 W. Adams St., Board Room 4100 • Phoenix, Arizona

Board Members

James M. Gillard, M.D., M.S., F.A.C.E.P., F.A.A.E.M., Chair

R. Screven Farmer, M.D., Vice-Chair

Jodi A. Bain, M.A., J.D., LL.M., Secretary

Bruce A. Bethancourt, M.D., F.A.C.P.

Teresa L. Connolly, D.N.P., R.N., N.E.A.-B.C.

Gary R. Figge, M.D.

Pamela E. Jones

Lois E. Krahn, M.D.

Edward G. Paul, M.D.

Wanda J. Salter, R.N.

GENERAL BUSINESS

A. CALL TO ORDER

Dr. Gillard called the meeting to order at 5:15 p.m.

B. ROLL CALL

The following Board members were present telephonically: Dr. Gillard, Dr. Farmer, Ms. Bain, Dr. Bethancourt, Dr. Connolly, Dr. Figge, Ms. Jones, Dr. Krahn and Dr. Paul.

The following Board member was absent: Ms. Salter.

ALSO PRESENT

Present among Board staff include: Patricia McSorley, Executive Director; Raquel Rivera, Investigations Manager; Erinn Downey, Investigations Assistant Manager, Mary Bober, Board Operations Manager; and Michelle Robles, Board Coordinator. Additionally present: Carrie Smith, AAG.

C. CALL TO THE PUBLIC

No individuals addressed the Board during the Public Statements portion of the meeting.

LEGAL MATTERS

D. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING SUMMARY ACTION

1. MD-18-0726A, SUBODH S. SHROFF, M.D., LIC. #37588

Board staff summarized that the board initiated the case after receiving notification from a medical facility that Dr. Shroff was impaired. An interim Order for a Physician Health Program assessment was issued; however; Dr. Shroff failed to respond. Board staff then obtained records which contained more supporting information that Dr. Shroff may be impaired. An Interim Order for a Practice Limitation was offered which Dr. Shroff failed to respond to by the due date. When contacted by Board staff Dr. Shroff stated he would not agree to the Practice Limitation. Board staff reported to the Board regarding an earlier conversation with Dr. Shroff's treating physician opined regarding Dr. Shroff's lack of insight into his symptoms and that he is unlikely to follow treatment without ongoing supervision. Board staff stated that Dr. Shroff has not obtained a PHP assessment to determine if he is safe to practice. Therefore, Board staff requested that for the safety of the public, the Board summarily suspend Dr. Shroff's medical license.

Dr. Shroff explained that his diagnosis is treatable and that with continued treatment he is safe to practice and that he will continue to be compliant with his medical treatment. Dr. Shroff noted that if the Board summarily suspends his medical license he will not be able to treat patients who are in need and requested that the Board not summarily suspend his medical license.

MOTION: Ms. Bain moved for the Board to enter into Executive Session pursuant to A.R.S. § 38-431.03(A)(3).

SECOND: Dr. Krahn.

The following Board members voted in favor of the motion: Dr. Gillard, Dr. Farmer, Ms. Bain, Dr. Bethancourt, Dr. Connolly, Dr. Figge, Dr. Krahn, Ms. Jones and Dr. Paul. The following Board member was absent: Ms. Salter.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

The Board entered into Executive Session at 5:25 p.m.

The Board returned to Open Session at 5:34 p.m.

No legal action was taken by the Board during Executive Session.

During deliberation, Board staff commented that recommendations that were made in the physician's discharge summary are concerning; including information indicating that the physician is prescribing to friends.

Dr. Krahn recognized that Dr. Shroff's disorder is a treatable condition however; she noted that the Board also has a duty to protect the public. Dr. Krahn opined this is early in the physician's treatment and there is no evidence to support that Dr. Shroff is safe to practice.

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

SECOND: Dr. Bethancourt.

Dr. Krahn discussed Dr. Shroff's response to the investigation, and suggested allowing the licensee 24 hours to sign a practice limitation before summarily suspending his medical license. Ms. Smith clarified that the licensee has received an order for an assessment and a consent agreement for practice limitation and due dates to respond to both passed without response from the physician. Dr. Farmer noted that Board staff has allowed the licensee the opportunity to obtain an assessment and he has refused to comply. Dr. Farmer opined that the Board should summarily suspend the licensee's license to ensure public safety.

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

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

E. ADJOURNMENT

MOTION: Dr. Krahn moved to adjourn the meeting.

SECOND: Dr. Farmer.

The following Board members voted in favor of the motion: Dr. Gillard, Dr. Farmer, Ms. Bain, Dr. Bethancourt Dr. Connolly, Dr. Figge, Dr. Krahn, Ms. Jones and Dr. Paul. The following Board member was absent: Ms. Salter.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

The meeting adjourned at 5:46 p.m.



Patricia E. McSorley
Patricia E. McSorley, Executive Director