BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

ARNOLD C. FRIEDMAN, M.D.

Case No. MD-15-0868A

ORDER FOR LETTER
OF REPRIMAND; AND
CONSENT TO THE SAME

Holder of License No. 35484
For the Practice of Allopathic Medicine
In the State of Arizona.

Arnold C. Friedman, M.D. ("Respondent"), elects to permanently waive any right to a hearing and appeal with respect to this Order for a Letter of Reprimand; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

FINDINGS OF FACT

1. The Board is the duly constituted authority for the regulation and control of the practice of allopathic medicine in the State of Arizona.

2. Respondent is the holder of license number 35484 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-15-0868A after receiving notification of a malpractice settlement regarding Respondent's care and treatment of a 55 year-old male patient ("TC") alleging failure to diagnose a renal mass on a CT scan.

4. TC had a CT scan of the abdomen and pelvis in January of 2011 that was interpreted by Respondent for evaluation of possible aortic pathology. Respondent interpreted the CT scan as negative. A stage II primary renal cell carcinoma was present and was not identified on the CT scan report.

5. In October, 2014 TC was diagnosed with primary renal cell carcinoma that was metastasized to the lung and bone with interval enlargement of the primary left renal lesion along with the development of additional masses in the left kidney. TC was also found to have adenocarcinoma of the rectum and colon.
6. The standard of care required Respondent to correctly identify a mass incidentally present within the upper pole of the left kidney on a CT scan of the abdomen/pelvis performed for the evaluation of the thoracic and abdominal aorta. Respondent deviated from this standard of care by failing to identify the left renal neoplasm that retrospectively was present on the CT scan and measured 4.8x3.9 cm in size.

7. Actual patient harm was identified in that there was a delay in diagnosis of the patient's cancer, resulting in an advanced and likely terminal metastatic disease diagnosis.

CONCLUSIONS OF LAW

a. The Board possesses jurisdiction over the subject matter hereof and over Respondent.

b. The conduct and circumstances described above constitute unprofessional conduct pursuant to A.R.S. § 32-1401(27)(q)("Any conduct or practice that is or might be harmful or dangerous to the health of the patient or the public.").

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent is issued a Letter of Reprimand.

DATED AND EFFECTIVE this 15th day of September, 2017.

ARIZONA MEDICAL BOARD

By Patricia E. McSorley
Executive Director
CONSENT TO ENTRY OF ORDER

1. Respondent has read and understands this Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent acknowledges he has the right to consult with legal counsel regarding this matter.

2. Respondent acknowledges and agrees that this Order is entered into freely and voluntarily and that no promise was made or coercion used to induce such entry.

3. By consenting to this Order, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Order in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Order.

4. The Order is not effective until approved by the Board and signed by its Executive Director.

5. All admissions made by Respondent are solely for final disposition of this matter and any subsequent related administrative proceedings or civil litigation involving the Board and Respondent. Therefore, said admissions by Respondent are not intended or made for any other use, such as in the context of another state or federal government regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or federal court.

6. Upon signing this agreement, and returning this document (or a copy thereof) to the Board's Executive Director, Respondent may not revoke the consent to the entry of the Order. Respondent may not make any modifications to the document. Any modifications to this original document are ineffective and void unless mutually approved by the parties.
7. This Order is a public record that will be publicly disseminated as a formal disciplinary action of the Board and will be reported to the National Practitioner's Data Bank and on the Board's web site as a disciplinary action.

8. If the Board does not adopt this Order, Respondent will not assert as a defense that the Board's consideration of the Order constitutes bias, prejudice, prejudgment or other similar defense.

9. **Respondent has read and understands the terms of this agreement.**

\[Signature\]  
Dated: **8/22/17**

ARNOLD C. FRIEDMAN, M.D.

EXECUTED COPY of the foregoing mailed this 15th day of **September**, 2017 to:

Arnold C. Friedman, M.D.  
Address of Record

ORIGINAL of the foregoing filed this 15th day of **September**, 2017 with:

Arizona Medical Board  
9545 E. Doubletree Ranch Road  
Scottsdale, AZ  85258

[Signature]  
Board staff