August 12, 2009

Debra Hill
Osborn Maledon
The Phoenix Plaza, 21st Floor
2929 North Central Avenue
Phoenix, AZ 85012

RE: Terry L. Simpson, M.D.
Case # MD-07-0364A

Dear Ms. Hill:

The purpose of this letter is to inform you that during the course of the August 5, 2009, public meeting, the Arizona Medical Board (Board) reviewed the above-referenced complaint and all pertinent evidence and information gathered during the investigation. At the conclusion of its review, the Board voted to issue Dr. Simpson this Advisory Letter for improperly performing a colorectal anastomosis and within six months complete 15-20 hours of Board staff pre-approved Category I CME in GI stapling techniques and related complications. The CME hours shall be in addition to the hours required for the biennial renewal of medical licensure. This is a minor or technical error that does not rise to the level of discipline.

An advisory letter is a non-disciplinary action, and is not subject to review by either the Board or the Courts. See Murphy v. Board of Medical Examiners of the State of Arizona, 190 Ariz. 441, 949 P.2d 530 (App. 1997). However, the licensee may file a written response to the letter with the Board within thirty days after its receipt A.R.S. § 32-1451(E)(3). If timely received, the response will be attached to the advisory letter and maintained in the licensee's permanent file. The written response will also be hyperlinked to the licensee's profile on the agency's website.

Please contact Kathleen Muller, Compliance, at 480-551-2716 prior to registering for CME, for pre-approval.

Sincerely,

Mary Bober
Board Coordinator
E-Mail: boardcoordinator@azmd.gov
Phone: (480) 551-2820
Fax: (480) 551-2705

cc: Permanent File
Enclosure: CME Order
August 12, 2009

Steve Myers
Myers & Jenkins, P.C.
One E. Camelback Rd., Suite 500
Phoenix AZ 85012

RE: Terry L. Simpson, M.D.
Case # MD-07-0364A

Dear Mr. Myers:

The purpose of this letter is to inform you that during the course of the August 5, 2009, public meeting, the Arizona Medical Board (Board) reviewed the above-referenced complaint and all pertinent evidence and information gathered during the investigation. At the conclusion of its review, the Board voted to issue Dr. Simpson this Advisory Letter Advisory Letter for improperly performing a colorectal anastomosis and within six months complete 15-20 hours of Board staff pre-approved Category I CME in GI stapling techniques and related complications. The CME hours shall be in addition to the hours required for the biennial renewal of medical licensure. This is a minor or technical error that does not rise to the level of discipline.

An advisory letter is a non-disciplinary action, and is not subject to review by either the Board or the Courts. See Murphy v. Board of Medical Examiners of the State of Arizona, 190 Ariz. 441, 949 P.2d 530 (App. 1997). However, the licensee may file a written response to the letter with the Board within thirty days after its receipt A.R.S. § 32-1451(E)(3). If timely received, the response will be attached to the advisory letter and maintained in the licensee’s permanent file. The written response will also be hyperlinked to the licensee’s profile on the agency’s website.

Please contact Kathleen Muller, Compliance, at 480-551-2716 prior to registering for CME, for pre-approval.

Sincerely,

Mary Bober
Board Coordinator
E-Mail: boardcoordinator@azmd.gov
Phone: (480) 551-2820
Fax: (480) 551-2705

cc: Permanent File
Enclosure: CME Order
BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

TERRY L. SIMPSON, M.D.

Holder of License No. 21784
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-07-0364A
ORDER FOR CONTINUING MEDICAL EDUCATION
(NON-DISCIPLINARY)

At its public meeting on June 3, 2009, the Arizona Medical Board ("Board") voted to issue an Advisory Letter to Terry L. Simpson, M.D. ("Physician") for improperly performing a colorectal anastomosis. This matter was a one-time technical violation and does not rise to the level of discipline. In addition, the Board voted to require Physician to obtain 15-20 hours of non-disciplinary CME in GI stapling techniques and related complications within six months pursuant to A.R.S. §32-1401(27)(q) and §32-1451(E)(2).

ORDER

IT IS HEREBY ORDERED that Physician shall, within six months, complete 15-20 hours of Board Staff pre-approved Category I Continuing Medical Education ("CME") in GI stapling techniques and related complications, and provide Board Staff with satisfactory proof of attendance. The CME hours shall be in addition to the hours required for biennial renewal of his medical license. Respondent's failure to complete the CME will subject him to future disciplinary action by the Board. A.R.S. § 32-1401(27)(r).

RIGHT TO APPEAL

NOTICE IS HEREBY GIVEN that, pursuant to A.R.S. § 41-1092.03, any person aggrieved by this decision may apply to the Board, in writing, within thirty (30) days of receipt and request a public hearing with respect to this order. You may request a hearing by filing a
notice of appeal. The notice of appeal must be filed with the Board's Executive Director and should include your name, address, the action being appealed, and a concise statement of the reasons for the appeal. If you request a public hearing, the hearing will be scheduled within sixty (60) days of receipt of your request. If you request a public hearing, you also have the right to request an informal settlement conference by filing a written request with the Board, pursuant to A.R.S. § 41-1092.06, no later than twenty (20) days before the scheduled hearing. The conference will be held within fifteen (15) days after receipt of your request. Please note that you waive any right to object to the participation of the Board's representative in the final administrative decision of the matter if it is not settled at the conference.

\[\text{12th day of August, 2009.}\]

\[\text{[SEAL]}\]

\[\text{ARIZONA MEDICAL BOARD}\]

\[\text{LISA S. WYNN}\]

\[\text{Executive Director}\]

\[\text{ORIGINAL of the foregoing filed this}\]

\[\text{12th day of August, 2009 with:}\]

\[\text{Arizona Medical Board}\]

\[\text{9545 East Doubletree Ranch Road}\]

\[\text{Scottsdale, Arizona 85258}\]

\[\text{EXECUTED COPY of the foregoing}\]

\[\text{Mailed by US Mail this 12th day of August, 2009 to:}\]

\[\text{Debra Hill}\]

\[\text{Osborn Maledon}\]

\[\text{The Phoenix Plaza, 21st Floor}\]

\[\text{2929 North Central Avenue}\]

\[\text{Phoenix, Arizona 85012}\]

\[\text{[Signature]}\]

\[\text{Arizona Medical Board Staff}\]