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BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

KAREN B. BARKLAY-DODSON, M.D.

Holder of License No. 29446
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-18-0462A

**INTERIM CONSENT AGREEMENT
FOR PRACTICE RESTRICTION**

INTERIM CONSENT AGREEMENT

Karen B. Barcklay-Dodson, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Interim Consent Agreement for Practice Restriction and consents to the entry of this Order by the Arizona Medical Board ("Board").

INTERIM 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 No. 29446 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-18-0462A after receiving a self-report from Respondent stating that she had been placed under investigation by her employer arising out of an incident that occurred on May 8, 2018.

4. Respondent reported that when she arrived to work on May 8, 2018, staff alleged that she was impaired. Respondent admitted to drinking on the previous evening, but denied working while under the influence of alcohol or any other substances.

5. On May 15, 2018, Respondent separately self-reported on her renewal application that on April 18, 2017, she pled guilty to a DUI arising out of an arrest on October 30, 2016.

1 Interim Consent Agreement. Respondent's request must be accompanied by information
2 demonstrating that Respondent is safe to practice medicine. The Executive Director, in
3 consultation with and agreement of the lead Board member and the Chief Medical
4 Consultant, has the discretion to determine whether it is appropriate to release
5 Respondent from this Interim Consent Agreement.

6 3. The Board retains jurisdiction and may initiate new action based upon any
7 violation of this Interim Consent Agreement, including, but not limited to, summarily
8 suspending Respondent's license.

9 4. Because this is an Interim Consent Agreement and not a final decision by
10 the Board regarding the pending investigation, it is subject to further consideration by the
11 Board. Once the investigation is complete, it will be promptly provided to the Board for its
12 review and appropriate action.

13 5. This Interim Consent Agreement shall be effective on the date signed by the
14 Board's Executive Director.

15
16 DATED this 26th day of July, 2018.

17 ARIZONA MEDICAL BOARD
18 By Patricia E. McSorley
19 Patricia E. McSorley
20 Executive Director

21 **RECITALS**

22 Respondent understands and agrees that:

23 1. The Board, through its Executive Director, may adopt this Interim Consent
24 Agreement, or any part thereof, pursuant to A.R.S. § 32-1405(C)(25) and A.A.C. R4-16-
25 504.

1 2. Respondent has read and understands this Interim Consent Agreement as
2 set forth herein, and has had the opportunity to discuss this Interim Consent Agreement
3 with an attorney or has waived the opportunity to discuss this Interim Consent Agreement
4 with an attorney. Respondent voluntarily enters into this Interim Consent Agreement and
5 by doing so agrees to abide by all of its terms and conditions.

6 3. By entering into this Interim Consent Agreement, Respondent freely and
7 voluntarily relinquishes all rights to an administrative hearing on the matters set forth
8 herein, as well as all rights of rehearing, review, reconsideration, appeal, judicial review or
9 any other administrative and/or judicial action, concerning the matters related to the
10 Interim Consent Agreement.

11 4. Respondent understands that this Interim Consent Agreement does not
12 constitute a dismissal or resolution of this matter or any matters that may be currently
13 pending before the Board and does not constitute any waiver, express or implied, of the
14 Board's statutory authority or jurisdiction regarding this or any other pending or future
15 investigations, actions, or proceedings. Respondent also understands that acceptance of
16 this Interim Consent Agreement does not preclude any other agency, subdivision, or
17 officer of this State from instituting civil or criminal proceedings with respect to the conduct
18 that is the subject of this Interim Consent Agreement. Respondent further does not
19 relinquish Respondent's rights to an administrative hearing, rehearing, review,
20 reconsideration, judicial review or any other administrative and/or judicial action,
21 concerning the matters related to a final disposition of this matter, unless Respondent
22 affirmatively does so as part of the final resolution of this matter.
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5. Respondent acknowledges and agrees that upon signing this Interim Consent Agreement and returning it to the Board's Executive Director, Respondent may not revoke Respondent's acceptance of this Interim Consent Agreement or make any modifications to it. Any modification of this original document is ineffective and void unless mutually approved by the parties in writing.

6. Respondent understands that this Interim Consent Agreement shall not become effective unless and until it is signed by the Board's Executive Director.


7. Respondent understands and agrees that if the Board's Executive Director does not adopt this Interim Consent Agreement, Respondent will not assert in any future proceedings that the Board's consideration of this Interim Consent Agreement constitutes bias, prejudice, prejudgment, or other similar defense.

8. Respondent understands that this Interim Consent Agreement is a public record that may be publicly disseminated as a formal action of the Board, and that it shall be reported as required by law to the National Practitioner Data Bank.

9. Respondent understands that this Interim Consent Agreement does not alleviate Respondent's responsibility to comply with the applicable license-renewal statutes and rules. If this Interim Consent Agreement remains in effect at the time Respondent's allopathic medical license comes up for renewal, Respondent must renew the license if Respondent wishes to retain the license. If Respondent elects not to renew the license as prescribed by statute and rule, Respondent's license will not expire but rather, by operation of law (A.R.S. § 32-3202), become suspended until the Board takes final action in this matter. Once the Board takes final action, in order for Respondent to be

1 licensed in the future, Respondent must submit a new application for licensure and meet
2 all of the requirements set forth in the statutes and rules at that time.

3 10. Respondent understands that any violation of this Interim Consent
4 Agreement constitutes unprofessional conduct under A.R.S. § 32-1401(27)(s) ("Violating a
5 formal order, probation, consent agreement or stipulation issued or entered into by the
6 board or its executive director under this chapter.").

7 
8 _____ DATED: 7/26/18
9 KAREN B. BARCKLAY-DODSON, M.D.

10 EXECUTED COPY of the foregoing e-mailed
11 this 26th day of July, 2018 to:
12 Karen B. Barcklay-Dodson, M.D.
13 Address of Record

14 ORIGINAL of the foregoing filed
15 this 26th day of July, 2018 with:
16 Arizona Medical Board
17 1740 West Adams, Suite 4000
18 Phoenix, Arizona 85007

19 
20 _____
21 Board staff