

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

**CASE No: MD-18-0099A**

3 **FRANC W. BRODAR, M.D.**

**REQUEST FOR LICENSE  
INACTIVATION WITH CAUSE AND  
ORDER INACTIVATING LICENSE  
WITH CAUSE**

4 Holder of License No. 24079  
5 For the Practice of Allopathic Medicine in the  
6 State of Arizona.

7 1. I, Franc W. Brodar, M.D. ("Respondent"), am the holder of License No. 24079 to  
8 practice allopathic medicine in the State of Arizona.

9 2. I hereby request that, effective at 5:00 p.m. on the date of the following Order,  
10 the Arizona Medical Board ("Board") inactivate with cause my license to practice  
11 allopathic medicine number 24079 pursuant to A.R.S. §32-1452(F). I participated in the  
12 Board's Monitored Aftercare Program ("MAP"), currently referred to as the Physician  
13 Health Program ("PHP"), between 2006 through 2011 and no longer qualify for a  
14 confidential Board Order.

15 3. I will not practice medicine in Arizona or any other state, territory or district of the  
16 United States or a foreign country while my Arizona license is inactive. I may not hold or  
17 maintain a controlled substance certificate with the Drug Enforcement Administration or  
18 write or refill prescriptions as long as my license is inactive. If I practice medicine while my  
19 license is inactive I will be practicing medicine without a license and/or without being  
20 exempt from licensure, which amongst other things, is a felony.

21 4. I shall not request reactivation of my license to practice medicine in Arizona until I  
22 complete a long-term care residential program, an inpatient hospital treatment program,  
23 an intensive outpatient treatment program, or any combination of these programs as  
24 required by A.R.S. § 32-1452(F) and subsequently complete an assessment with the  
25 Board's PHP Contractor, and the Board is in receipt of the assessment findings and

1 recommendations. I understand that I may also be required to complete other evaluations  
2 if deemed necessary by the Board. The Board will not reactivate my license until I  
3 present evidence satisfactory to the Board, in its sole discretion, that I am medically  
4 competent and mentally and physically able to safely practice medicine in the State of  
5 Arizona.

6 DATED this 9<sup>th</sup> day of February, 2018.

7  
8   
9 FRANC W. BRODAR, M.D.

10 **FINDINGS OF FACT**

- 11 1. Respondent currently holds an active license to practice medicine in this state.  
12 2. Respondent was under a Board stipulation or probationary order pursuant to  
13 A.R.S. § 32-1452 that is no longer in effect.  
14 3. On February 2, 2018, the Board received a self-report from Respondent stating  
15 that he had experienced a relapse of his substance use disorder.  
16 4. Pursuant to A.R.S. § 32-1452(F), Respondent has requested that his license to  
17 practice medicine in the State of Arizona be placed on the status of Inactive with Cause.

18 **CONCLUSION OF LAW**

- 19 1. The Board possesses jurisdiction over the subject matter hereof and over  
20 Licensee.  
21 2. The conduct and circumstances described above constitute unprofessional  
22 conduct pursuant to A.R.S. §32-1401(27)(f) ("[a] pattern of using or being under the  
23 influence of alcohol or drugs or a similar substance while practicing medicine or to the  
24 extent that judgment may be impaired and the practice of medicine detrimentally  
25 affected.").

ORDER

IT IS HEREBY ORDERED THAT:

1. License number 24079 held by Respondent is Inactivated with Cause.

2. Before Respondent can request that his/her license be reactivated, he shall successfully complete a long-term care residential program, an inpatient hospital treatment program, an intensive outpatient treatment program or any combination of these programs as recommended by the Board's PHP Contractor and shall meet the applicable requirements of A.R.S. §32-1431(D).

3. Once Respondent has completed treatment, the Board shall determine if it should refer the matter for a formal hearing for the purpose of suspending or revoking the license or to place Respondent on probation for a minimum of five (5) years with restrictions necessary to ensure public safety.

DATED this 9<sup>th</sup> day of February, 2018.

ARIZONA MEDICAL BOARD

By: Patricia E. McSorley  
Patricia E. McSorley  
Executive Director

EXECUTED COPY of the foregoing mailed  
this 9<sup>th</sup> day of February, 2018 to:

Franco W. Brodar, M.D.  
Address of Record

ORIGINAL of the foregoing filed this  
9<sup>th</sup> day of February, 2018 with:

Arizona Medical Board  
1740 West Adams, Suite 4000  
Phoenix, Arizona 85007

Mary Bober  
Board staff