BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of
ELIZABETH A. SUTHERLAND, M.D
Holder of License No. 28165
For the Practice of Medicine
In the State of Arizona.

Case No. MD-17-0482A
ORDER FOR SURRENDER
OF LICENSE AND CONSENT
TO THE SAME

Elizabeth Sutherland, M.D. ("Respondent"), elects to permanently waive any right to a hearing and appeal with respect to this Order for Surrender of License; admits the jurisdiction of the Arizona Medical Board ("Board") as well as the facts stated herein; 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 28165 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-17-0482A after receiving a Cease Practice Order issued by the Medical Board of California ("California Board") after Respondent allegedly failed to comply with the terms and conditions of her Stipulation for a Probationary License entered into between Respondent and the California Board.

4. On March 10, 2018, Respondent notified the Board that she had not practiced medicine since May 4, 2017, and that she wished to surrender her Arizona medical license based on her decision to retire from the practice of medicine.
CONCLUSIONS OF LAW

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

2. The conduct and circumstances described above constitute unprofessional conduct pursuant to A.R.S. § 32-1401(27)(p) ("Having action taken against a doctor of medicine by another licensing or regulatory jurisdiction due to that doctor's mental or physical inability to engage safely in the practice of medicine or the doctor's medical incompetence or for unprofessional conduct as defined by that jurisdiction and that corresponds directly or indirectly to an act of unprofessional conduct prescribed by this paragraph. The action taken may include refusing, denying, revoking or suspending a license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on probation by that jurisdiction.").

3. The Board possesses statutory authority to enter into a consent agreement with a physician and accept the surrender of an active license from a physician who admits to having committed an act of unprofessional conduct. A.R.S. § 32-1451(T)(2).

ORDER

IT IS HEREBY ORDERED THAT Respondent immediately surrender License Number 28165, issued to Elizabeth A. Sutherland, M.D., for the practice of allopathic medicine in the State of Arizona, and return her certificate of licensure to the Board. DATED and effective this 14th day of June, 2018.

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 she 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, prejudgetment or other similar defense.

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

Elizabeth A. Sutherland, M.D. Dated: 13 May 2018

ELIZABETH A. SUTHERLAND, M.D.

EXECUTED COPY of the foregoing mailed by US Mail this 14th day of June, 2018 to:

Elizabeth A. Sutherland, M.D.
Address of Record

ORIGINAl of the foregoing filed this 14th day of June, 2018 with:

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

Mary L. Alter
Board staff

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