

1 BEFORE THE ARIZONA MEDICAL BOARD

2 In the Matter of

3 **GLENN G. ROBERTSON, M.D.**

4 Holder of License No. 33045
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

Case No. MD-18-0523A

**INTERIM FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER
FOR SUMMARY SUSPENSION OF
LICENSE**

7 **INTRODUCTION**

8 The above-captioned matter came for discussion before the Arizona Medical Board
9 ("Board") at its June 25, 2018 meeting, where it had been placed on the agenda to
10 consider possible summary action against Glenn G. Robertson, M.D. ("Respondent").
11 Having considered the information in the matter and being fully advised, the Board enters
12 the following Interim Findings of Fact, Conclusions of Law and Order for Summary
13 Suspension of License, pending a formal hearing or other Board action. A.R.S. § 32-
14 1451(D).

15 **INTERIM FINDINGS OF FACT**

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

18 2. Respondent is the holder of license number 33045 for the practice of
19 allopathic medicine in the State of Arizona.

20 3. The Board initiated case number MD-18-0523A after receiving a complaint
21 alleging that Respondent had a substance use disorder, and that Respondent's behavior
22 with patients had become erratic and improper.

23 4. After reviewing the allegations, the Executive Director, with the concurrence
24 with the Board's medical consultant, issued an Interim Order for Biological Fluid, Nail
25 and/or Hair Testing on June 11, 2018 ("Interim Order"). Prior to issuing the Interim Order,
Board staff spoke with Respondent on his cell phone and advised him that he needed to

1 check his email regarding important correspondence from the Board's staff. Respondent
2 confirmed his email address with Board staff, and agreed to check his email.

3 5. The Interim Order required Respondent to undergo a comprehensive
4 biological fluid, nail and/or hair drug screen by 5:00 p.m. on June 12, 2018. Respondent
5 failed to complete testing by the deadline, and failed to respond to Board staff's
6 subsequent attempts to contact him.

7 6. The aforementioned information was presented to the investigative staff, the
8 medical consultant and the lead Board member. All reviewed the information and
9 concurred that the interim consent agreement to restrict Respondent's practice was
10 appropriate. Respondent was offered an Interim Consent Agreement for Practice
11 Restriction on June 14, 2018 ("ICA").

12 7. The ICA was sent to Respondent's address of record and email address of
13 record. Respondent was advised in a cover letter that failure to respond may result in
14 summary action against his license. Respondent did not respond to the notice.

15 8. Board staff attempted to contact Respondent via telephone at his phone
16 numbers of record; however, Respondent did not respond.

17 9. During the Board's consideration of the above captioned matter on June 25,
18 2018, Board staff presented the foregoing, as well as records regarding Respondent's
19 current prescribing practices. Board members commented regarding the seriousness of
20 the allegations and Respondent's failure to cooperate with the investigation. Based on the
21 evidence presented, the Board voted unanimously to summarily suspend Respondent's
22 license.

23 INTERIM CONCLUSIONS OF LAW

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

1 2. The conduct and circumstances described above constitute unprofessional conduct
2 pursuant to A.R.S. § 32-1401(27)(s) ("Violating or attempting to violate, directly or
3 indirectly, or assisting in or abetting the violation of or conspiring to violate any provision of
4 this chapter.").

5 3. The conduct and circumstances described above constitute unprofessional conduct
6 pursuant to A.R.S. § 32-1401(27)(ee) ("Failing to furnish information in a timely manner to
7 the board or the board's investigators or representatives if legally requested by the
8 board.").

9 4. The conduct and circumstances described above constitute unprofessional conduct
10 pursuant to A.R.S. § 32-1401(27)(oo) ("Refusing to submit to a body fluid examination or
11 any other examination known to detect the presence of alcohol or other drugs as required
12 by the board pursuant to section 32-1452 or pursuant to a board investigation into a doctor
13 of medicine's alleged substance abuse.").

14 5. Based on the foregoing Interim Findings of Fact and Conclusions of Law, the public
15 health, safety or welfare imperatively requires emergency action. A.R.S. § 32-1451(D).

16 **ORDER**

17 Based on the foregoing Interim Findings of Fact and Conclusions of Law, set forth
18 above,

19 **IT IS HEREBY ORDERED THAT:**

20 1. Respondent's license to practice allopathic medicine in the State of Arizona,
21 License No. 33045, is summarily suspended. Respondent is prohibited from practicing
22 medicine in the State of Arizona and is prohibited from prescribing any form of treatment
23 including prescription medications or injections of any kind.

24 2. The Interim Findings of Fact and Conclusions of Law constitute written notice
25 to Respondent of the charges of unprofessional conduct made by the Board against

1 Respondent. Respondent is entitled to a formal hearing to defend these charges as
2 expeditiously as possible after the issuance of this Order.

3 3. The Board's Executive Director is instructed to refer this matter to the Office
4 of Administrative Hearings for scheduling of an administrative hearing to be commenced
5 within sixty days from the date of the issuance of this Order, unless stipulated and agreed
6 otherwise by Respondent. A.R.S. § 32-1451(D).

7
8 DATED AND EFFECTIVE this 25th day of June, 2018.

9
10 ARIZONA MEDICAL BOARD

11 By Patricia E. McSorley
12 Patricia E. McSorley
13 Executive Director

14 EXECUTED COPY of the foregoing mailed
15 this 25th day of June, 2018 to:

16 Glenn G. Robertson, M.D.
17 Address of Record

18 ORIGINAL of the foregoing filed
19 this 25th day of June, 2018 with:

20 Arizona Medical Board
21 1740 West Adams, Suite 4000
22 Phoenix, Arizona 85007

23 Mary Bobey
24 Board staff
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