BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

GLENN G. ROBERTSON, M.D.

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

Case No. MD-18-0523A

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

INTRODUCTION

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

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 number 33045 for the practice of allopathic medicine in the State of Arizona.

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

4. After reviewing the allegations, the Executive Director, with the concurrence with the Board’s medical consultant, issued an Interim Order for Biological Fluid, Nail 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
check his email regarding important correspondence from the Board’s staff. Respondent confirmed his email address with Board staff, and agreed to check his email.

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

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

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

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

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

**INTERIM 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)(s) ("Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of or conspiring to violate any provision of this chapter.").

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

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

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

ORDER

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

IT IS HEREBY ORDERED THAT:

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

2. The Interim Findings of Fact and Conclusions of Law constitute written notice to Respondent of the charges of unprofessional conduct made by the Board against
Respondent. Respondent is entitled to a formal hearing to defend these charges as expeditiously as possible after the issuance of this Order.

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

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

ARIZONA MEDICAL BOARD

By Patricia E. McSorley
Executive Director

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

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

ORIGINAl of the foregoing filed this 25th day of June, 2018 with:

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

Board staff