

**BEFORE THE ARIZONA REGULATORY BOARD  
OF PHYSICIAN ASSISTANTS**

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In the Matter of  
**ERIN L. MOFFETT, P.A.**  
Holder of License No. 3787  
For the Performance of Healthcare Tasks  
In the State of Arizona.

**Case No. PA-14-0007A  
INTERIM ORDER FOR PRACTICE  
RESTRICTION AND CONSENT TO  
SAME**

**CONSENT AGREEMENT**

Erin L. Moffett, P.A. ("Physician Assistant") elects to permanently waive any right to a hearing and appeal with respect to this Interim Order for Practice Restriction; admits the jurisdiction of the Arizona Regulatory Board of Physician Assistants ("Board"); 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 Physician Assistants in the State of Arizona.
2. Physician Assistant is the holder of license number 3787 for the performance of health care tasks in the State of Arizona.
3. On January 22, 2014, the Board received notification from the Board's Physician Health Program (PHP) Monitor that Physician Assistant is non-compliant with the terms of her Order for Letter of Reprimand and Probation dated November 29, 2012. The Monitor states that on December 3, 2013, Physician Assistant's urine drug screen testing was positive for Ethylglucuronide, a metabolite of alcohol, and she was subsequently asked to present for a Peth test, which was reported as positive for Phosphatidyl Ethanol. In addition, the PHP Monitor states that Physician Assistant has

1 failed to check into the drug testing system for over three consecutive days and had  
 2 missed a urine drug screen. Physician Assistant denies that she consumed alcohol. The  
 3 PHP Monitor recommends that Physician Assistant present and successfully complete a  
 4 comprehensive evaluation to rule out relapse. Physician Assistant states that she has no  
 5 interest in pursuing further evaluations or treatment.

6 **CONCLUSIONS OF LAW**

7 1. The Board possesses jurisdiction over the subject matter hereof and over  
 8 Physician Assistant.

9 2. The Executive Director has authority to enter into this consent agreement to  
 10 restrict the Physician Assistant's practice based upon evidence of danger to the public  
 11 health and safety pursuant to A.R.S. § 32-2505(C)(23).

12 **ORDER**

13 IT IS HEREBY ORDERED THAT:

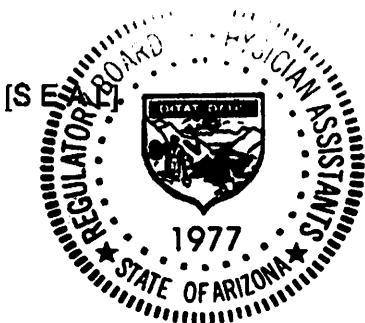
14 1. Physician Assistant's practice is restricted in that she shall not perform health  
 15 care tasks in the State of Arizona and is prohibited from prescribing any form of treatment  
 16 including prescription medications until Physician Assistant applies to the Board and  
 17 receives permission to do so. The Board may require any combination of staff approved  
 18 assessments, evaluations, treatments, examinations or interviews it finds necessary to  
 19 assist in determining whether Physician Assistant is able to safely resume such practice.

20 2. This is an interim order and not a final decision by the Board regarding the  
 21 pending investigative file and as such is subject to further consideration by the Board.

22 DATED this 29<sup>th</sup> day of January, 2014.

ARIZONA REGULATORY BOARD  
 OF PHYSICIAN ASSISTANTS

By *Patricia C. McSorley*



PATRICIA E. MCSORLEY  
Interim Acting Executive Director

**CONSENT TO ENTRY OF ORDER**

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4 1. Physician Assistant has read and understands this Order for Interim Practice  
5 Restriction and Consent to Same and the stipulated Findings of Fact, Conclusions of Law  
6 and Order ("Order"). Physician Assistant acknowledges she has the right to consult with  
7 legal counsel regarding this matter.

8 2. Physician Assistant acknowledges and agrees that this Order is entered into  
9 freely and voluntarily and that no promise was made or coercion used to induce such  
10 entry.

11 3. By consenting to this Order, Physician Assistant voluntarily relinquishes any  
12 rights to a hearing or judicial review in state or federal court on the matters alleged, or to  
13 challenge this Order in its entirety as issued, and waives any other cause of action related  
14 thereto or arising from said Order.

15 4. The Interim Order is not effective until approved and signed by the Executive  
16 Director.

17 5. All admissions made by Physician Assistant are solely for final disposition of  
18 this matter and any subsequent related administrative proceedings or civil litigation  
19 involving the Board and Physician Assistant. Therefore, said admissions by Physician  
20 Assistant are not intended or made for any other use, such as in the context of another  
21 state or federal government regulatory agency proceeding, civil or criminal court  
22 proceeding, in the State of Arizona or any other state or federal court.

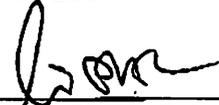
23 6. Upon signing this Interim Order, and returning this document (or a copy  
24 thereof) to the Board's Executive Director, Physician Assistant may not revoke the consent  
25 to the entry of the Order. Physician Assistant may not make any modifications to the

1 document. Any modifications to this original document are ineffective and void unless  
2 mutually approved by the parties.

3 7. This Interim Order is a public document that will be publicly disseminated as  
4 a formal action of the Board and will be reported to the National Practitioner's Data Bank  
5 and on the Board's website.

6 8. If any part of the Order is later declared void or otherwise unenforceable, the  
7 remainder of the Order in its entirety shall remain in force and effect.

8 9. Any violation of this Order constitutes unprofessional conduct and may result  
9 in disciplinary action. A.R.S. § 32-2501(21)(dd) ("[v]iolating a formal order, probation  
10 agreement or stipulation issued or entered into by the board or its executive director.") and  
11 A.R.S. § 32-2551.

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14 ERIN L. MOFFETT, P.A.

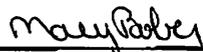
DATED: 1.28.14

15 EXECUTED COPY of the foregoing mailed  
16 this 29<sup>th</sup> day of January, 2014 to:

17 Erin L. Moffett, P.A.  
18 Address of Record

19 ORIGINAL of the foregoing filed  
20 this 29<sup>th</sup> day of January, 2014 with:

21 Arizona Regulatory Board of Physician Assistants  
22 9545 E. Doubletree Ranch Road  
23 Scottsdale, AZ 85258

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25 \_\_\_\_\_  
Arizona Regulatory Board of  
Physician Assistants Staff