

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

3 In the Matter of: 4 TIMOTHY SULLIVAN, P.A. 5 Holder of License No. 3803 6 For the Performance of Healthcare Tasks 7 In the State of Arizona	13A-3803-PAB ORDER FOR DECREE OF CENSURE AND PROBATION AND CONSENT TO THE SAME
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9 Timothy Sullivan, P.A. (“Respondent”) elects to permanently waive any right to a
10 hearing and appeal with respect to this Order for Decree of Censure and Probation;
11 admits the jurisdiction of the Arizona Regulatory Board of Physician Assistants
12 (“Board”); and consents to the entry of this Order by the Board.

13 **FINDINGS OF FACT**

14 1. The Board is the duly constituted authority for the regulation and control of
15 physician assistants in the State of Arizona.

16 2. Respondent is the holder of license number 3803 for the performance of
17 healthcare tasks as a physician assistant in the State of Arizona.

18 3. Respondent worked for Gary Smith, M.D. In 2008, Respondent stopped
19 working for Dr. Smith but he kept a prescription pad from Dr. Smith’s practice.

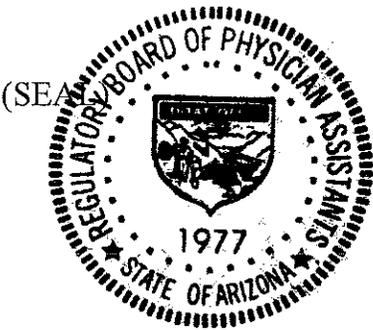
20 4. Beginning in or around early 2011, Respondent used Dr. Smith’s
21 prescription pad to write multiple prescriptions for controlled substances for JL, his
22 friend and co-worker. Respondent did not prescribe to JL under the supervision of a
23 physician, he did not document a physical for JL, he did not obtain or review JL’s
24 previous medical records and he did not maintain a medical record for JL.

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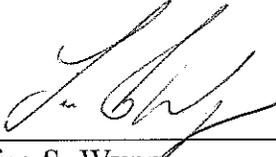
b. The term of Probation shall terminate when Respondent has completed the PACE Prescribing Course and the five day PANCE/PANRE review course offered by CME Resources, Inc. Any CME hours earned through these two courses shall be in addition to the hours required for Respondent's licensure renewal.

D. The Board retains jurisdiction and may initiate new action based upon any violation of this Order.

DATED AND EFFECTIVE this 28th day of FEBRUARY, 2013.



ARIZONA REGULATORY BOARD OF
PHYSICIAN ASSISTANTS

By 
Lisa S. Wynn
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 he 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

1 challenge this Order in its entirety as issued by the Board, and waives any other cause of
2 action related thereto or arising from said Order.

3 4. The Order is not effective until approved by the Board and signed by its
4 Executive Director.

5 5. All admissions made by Respondent are solely for final disposition of this
6 matter and any subsequent related administrative proceedings or civil litigation involving
7 the Board and Respondent. Therefore, said admissions by Respondent are not intended
8 or made for any other use, such as in the context of another state or federal government
9 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona
10 or any other state or federal court.

11 6. Upon signing this agreement, and returning this document (or a copy
12 thereof) to the Board's Executive Director, Respondent may not revoke the consent to the
13 entry of the Order. Respondent may not make any modifications to the document. Any
14 modifications to this original document are ineffective and void unless mutually
15 approved by the parties.

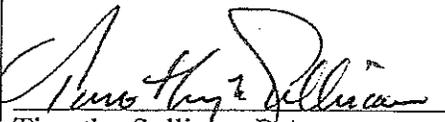
16 7. This Order is a public record that will be publicly disseminated as a formal
17 disciplinary action of the Board and will be reported to the National Practitioner's Data
18 Bank and on the Board's web site as a disciplinary action.

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

21 9. If the Board does not adopt this Order, Respondent will not assert as a
22 defense that the Board's consideration of the Order constitutes bias, prejudice,
23 prejudgment or other similar defense.
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1 10. Any violation of this Consent Agreement constitutes unprofessional
2 conduct and may result in disciplinary action. A.R.S. § § 32-2501(21)(dd) (“[v]iolating a
3 formal order, probation agreement or stipulation issued or entered into by the board or its
4 executive director”) and 32-2551.

5 *11. Respondent has read and understands the conditions of probation.*

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8 Timothy Sullivan, P.A.

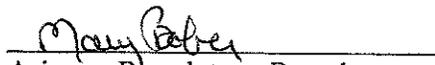
DATED: 2-25-2013

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10 EXECUTED COPY of the foregoing mailed
11 this 25th day of February, 2013 to:

12 Timothy Sullivan, P.A.
13 Address of Record

14 ORIGINAL of the foregoing filed
15 this 28th day of February, 2013 with:

16 Arizona Regulatory Board of Physician Assistants
17 9545 E. Doubletree Ranch Road
18 Scottsdale, AZ 85258

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20 Arizona Regulatory Board
21 of Physician Assistants Staff
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