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BEFORE THE ARIZONA REGULATORY BOARD
OF PHYSICIAN ASSISTANTS

In the Matter of

JANET M. IGOA, P.A.

Holder of License No. **3604**
For the Performance of Health Care Tasks
In the State of Arizona.

CASE NO. PA-10-0058A

**LETTER OF REPRIMAND AND
PROBATION AND CONSENT TO THE
SAME**

Janet M. Igoa, P.A. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Order for Letter of Reprimand and Probation; 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 of the performance of health care tasks in the State of Arizona.

2. Respondent is the holder of License No. 3604 for the performance of health care tasks in the State of Arizona.

3. On August 4, 2010, Respondent self-reported herself for "a substance abuse problem". That same day, August 8, 2010, a nurse practitioner reported to the Arizona Medical Board that Respondent had admitted to substance abuse.

4. On August 11, 2010, Respondent underwent an assessment with the Board's Addiction Medicine Contractor (AMC). On September 16, 2010, Respondent completed treatment at Chandler Valley Hope. The AMC concluded that Respondent was safe to practice if enrolled in the Monitored Aftercare Program (MAP) for five years.

5. On September 24, 2010, Board staff interviewed Respondent, who admitted to writing prescriptions for Vicodin and cough medicine in the name of her boyfriend and

1 then taking the medication herself on a number of occasions. Staff confirmed this fact
2 through a review of a pharmacy database of prescriptions written by Respondent to her
3 boyfriend.

4 6. On September 27, 2010, Respondent entered into an Interim Consent
5 Agreement for PHP participation and has been in compliance with that order since that
6 time.

7 **CONCLUSIONS OF LAW**

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

10 2. The conduct and circumstances described above constitute
11 unprofessional conduct pursuant to A.R.S. § 32-2501(18)(d) ([h]abitual intemperance in
12 the use of alcohol or habitual substance abuse.") and to A.R.S. § 32-
13 2501(18)(s)("[p]rescribing, dispensing or administering any controlled substance or
14 prescription-only drug for other than accepted therapeutic purposes.")

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16 **ORDER**

17 1. Respondent is issued a Letter of Reprimand.

18 2. Respondent is placed on Probation for 5 years with the following terms and
19 conditions:

20 1. **Participation**¹. Respondent shall promptly enroll in and participate in the
21 Board's Physician Health Program (PHP) monitoring service which is administered by a
22 private contractor. ("Monitor").

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24 3. **Relapse Prevention Group**. Respondent shall attend the Monitor's

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¹ Respondent's MAP participation is retroactive to September 27, 2010.

1 relapse prevention group therapy sessions one time per week for the duration of this
2 Order, unless excused by the relapse prevention group facilitator for good cause.
3 Individual relapse therapy may be substituted for one or more of the group therapy
4 sessions, if Monitor pre-approves substitution. The relapse prevention group facilitators
5 or individual relapse prevention therapist shall submit monthly reports to the Monitor
6 regarding attendance and progress.

7 4. **12 Step or Self-Help Group Meetings.** If applicable, Respondent shall
8 attend ninety 12-step meetings or other self-help group meetings appropriate for
9 substance abuse and approved by the Monitor, for a period of ninety days. Upon
10 completion of the ninety meetings in ninety days, Respondent shall participate in a 12-
11 step recovery program or other self-help program appropriate for substance abuse as
12 recommended by the Monitor. Respondent shall attend a minimum of three 12-step or
13 other self-help program meetings per week. Two meetings per month must be Caduceus
14 meetings. Respondent must maintain a log of all self-help meetings.

15 5. **Approved Primary Care Physician.** Respondent shall promptly obtain a
16 primary care physician and shall submit the name of the physician to the Monitor in
17 writing for approval. The approved primary care physician ("PCP") shall be in charge of
18 providing and coordinating Respondent's medical care and treatment. Except in an
19 *Emergency*, Respondent shall obtain medical care and treatment only from the PCP and
20 from health care providers to whom the PCP refers Respondent. Respondent shall
21 promptly provide a copy of this Order to the PCP. Respondent shall also inform all other
22 health care providers who provide medical care or treatment that Respondent is
23 participating in PHP. "*Emergency*" means a serious accident or sudden illness that, if not
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1 treated immediately, may result in a long-term medical problem or loss of life.

2 6. **Medication.** Except in an *Emergency*, Respondent shall take no *Medication*
3 unless the PCP or other health care provider to whom the PCP refers Respondent
4 prescribes the *Medication*. Respondent shall not self-prescribe any *Medication*.
5 "*Medication*" means a prescription-only drug, controlled substance, and over-the counter
6 preparation, other than plain aspirin, plain ibuprofen, and plain acetaminophen. If a
7 controlled substance is prescribed, dispensed, or administered to Respondent by any
8 person other than PCP, Respondent shall notify the PCP in writing within 48 hours and
9 notify the Monitor immediately.

10 7. **No Alcohol or Poppy Seeds.** Respondent shall not consume alcohol, any
11 food, or other substance containing poppy seeds or alcohol.

12 8. **Biological Fluid Collection.** Respondent shall provide the Monitor in
13 writing with one telephone number that shall be used to contact Respondent on a 24 hour
14 per day/seven day per week basis to submit to biological fluid collection. For the purposes
15 of this section, telephonic notice shall be deemed given at the time a message to appear
16 is left at the contact telephone number provided by Respondent. Respondent authorizes
17 any person or organization conducting tests on the collected samples to provide testing
18 results to the Monitor. Respondent shall comply with all requirements for biological fluid
19 collection.
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21 9. **Out of State Travel and/or Unavailability at Home/Office Telephone**
22 **Number.** Respondent shall provide the Monitor with written notice of any plans to travel
23 out of state.

24 10. **Payment for Services.** Respondent shall pay for all costs, including
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1 Monitor costs, associated with participating in PHP at time service is rendered, or
2 within 30 days of each invoice sent to Respondent. An initial deposit of two months
3 monitoring fees is due upon entering the program. Failure to pay either the initial
4 monitoring deposit or monthly fees 60 days after invoicing will be reported to the
5 Board by the contractor and may result in disciplinary action up to and including
6 revocation.

7
8 11. Interviews. Respondent shall appear in person before the Monitor for
9 interviews upon request, upon reasonable notice.

10 12. Address and Phone Changes, Notice. Respondent shall immediately
11 notify the Monitor in writing of any change in office or home addresses and telephone
12 numbers.

13 13. Relapse, Violation. In the event of chemical dependency relapse by
14 Respondent or Respondent's use of drugs or alcohol in violation of the Order,
15 Respondent shall promptly enter into an Interim Order for Practice Restriction and
16 Consent to the Same that requires, among other things, that Respondent not practice
17 medicine until such time as Respondent successfully completes long-term inpatient
18 treatment for chemical dependency designated by the Monitor and obtains affirmative
19 approval from the Board or the Executive Director to return to the practice of medicine.
20 Prior to approving Respondent's request to return to the practice of medicine,
21 Respondent may be required to submit to witnessed biological fluid collection or undergo
22 any combination of physical examination, psychiatric or psychological evaluation. In no
23 respect shall the terms of this paragraph restrict the Board's authority to initiate
24 and take disciplinary action for violation of this Order.
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1 14. Notice Requirements. Respondent shall immediately provide a copy of
2 this Order to all current and future supervising physicians, employers and all hospitals
3 and free standing surgery centers where Respondent has privileges. Within 30 days of
4 the date of this Order, Respondent shall provide the Monitor with a signed statement of
5 compliance with this notification requirement. Respondent is further required to notify, in
6 writing, all supervising physicians employers, hospitals and free standing surgery centers
7 where Respondent currently has or in the future gains employment or privileges, of a
8 chemical dependency relapse.

9 16. Out-of-State. In the event Respondent resides or practices as a physician
10 in a state other than Arizona, Respondent shall participate in the rehabilitation program
11 sponsored by that state's medical licensing authority or medical society. Respondent
12 shall cause the monitoring state's program to provide written quarterly reports to the
13 Monitor regarding Respondent's attendance, participation, and monitoring. The
14 monitoring state's program and Respondent shall immediately notify the Monitor if
15 Respondent: a) is non-compliant with any aspect of the monitoring requirements; b)
16 relapses; c) tests positive for controlled substances; d) has low specific gravity urine drug
17 test(s), missed and/or late urine drug tests, or otherwise rejected urine drug tests; and e)
18 is required to undergo any additional treatment.

19 17. Respondent shall immediately obtain a treating psychiatrist approved by the
20 Monitor and shall remain in treatment with the psychiatrist until further order. Respondent
21 shall instruct the psychiatrist to release to the Monitor, upon request, all records relating
22 to Respondent's treatment, and to submit quarterly written reports to the Monitor
23 regarding diagnosis, prognosis, medications, and recommendations for continuing care
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1 and treatment of Respondent. Respondent shall provide the psychiatrist with a copy of
2 this order. Respondent shall pay the expenses of all the psychiatric care and for the
3 preparation of the quarterly reports. After twelve months, Respondent may submit a
4 written request to the Monitor requesting termination of the requirement that Respondent
5 remain in treatment with a psychiatrist. The decision to terminate will be based, in part,
6 upon the treating psychiatrist's recommendation for continued care and treatment.

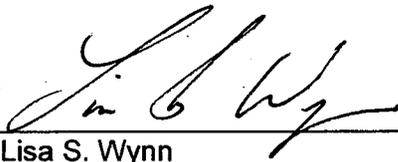
7 17. The Board retains jurisdiction and may initiate new action based upon any
8 violation of this Order.

9 DATED AND EFFECTIVE this 24th day of AUGUST, 2011.



ARIZONA REGULATORY BOARD OF
PHYSICIAN ASSISTANTS

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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 or
10 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 approved
15 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.

24 10. Any violation of this Consent Agreement constitutes unprofessional conduct
25 and may result in disciplinary action. A.R.S. § 32-2501(21)(dd) ("[v]iolating a formal

1 order, probation agreement or stipulation issued or entered into by the board or its
2 executive director") and 32-2551.

3 11. Respondent has read and understands the conditions of probation.

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5 Janet M. Igoa, P.A.

DATED: 7/20/11

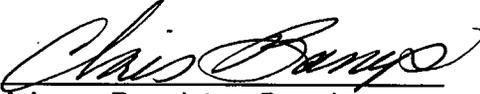
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7 ORIGINAL of the foregoing filed this
8 day of Aug, 2011 with:

9 Arizona Regulatory Board of Physician Assistants
9545 E. Doubletree Ranch Road
10 Scottsdale, AZ 85258

11 EXECUTED COPY of the foregoing mailed
12 this 17 day of Aug, 2011 to:

13 Gary Fadell
14 Fadell, Cheney and Burt
15 1601 North 7th Street, Suite 400
16 Phoenix, AZ 85006-2296
17 Attorney for Respondent

18 Sucher & Greenberg, P.C.
19 Address on file

20 
21 Arizona Regulatory Board
22 of Physician Assistants Staff
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