BEFORE THE ARIZONA MEDICAL BOARD

IN THE MATTER OF Paul A. Guzman, M.D. Holder of License No. 33313 For the Practice of Medicine In the State of Arizona	CASE NO: MD-14-0071A **ORDER FOR SURRENDER OF LICENSE AND CONSENT TO THE SAME**

Paul A. Guzman, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Order for Surrender of License; admits the jurisdiction of the Arizona Medical Board ("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 the practice of allopathic medicine in the State of Arizona.

2. Respondent is the holder of license number 33313 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-14-0071A after receiving correspondence from the Physician Health Program (PHP) Monitor indicating that correspondence from the Physician Health Program (PHP) Monitor indicating that Respondent had not entered into a contract with the Florida Professional Recovery Network (PRN) program as required by his August 8, 2013, Stipulated Rehabilitation Agreement (SRA).

4. On March 3, 2013, Respondent self-reported a DUI charge. As a result, he was referred to PHP for assessment. On March 28, 2013, the PHP Monitor evaluated Respondent and noted the circumstances surrounding the DUI charge, and recommended a chemical dependency evaluation. Respondent reported to Sante Center for Healing in Texas on May 13, 2013 for a five (5) day evaluation. Inpatient treatment was recommended. Respondent reported to Promises Treatment Center in California on June 4, 2013. Respondent successfully completed treatment

on July 12, 2013, and entered into a SRA with the Board on August 8, 2013 for PHP participation and monitoring.

5. Around this time Respondent relocated to Florida and was instructed to enroll in the Florida PRN program for primary monitoring. While attempting to enroll in the Florida PRN program, Respondent encountered some difficulty with the enrollment process as he did not have a Florida medical license so there was a delay in negotiating the terms with Florida PRN to allow them to monitor Respondent. During this time, Respondent had some medical issues that further delayed his ability to enroll in Florida PRN.

6. Respondent was offered a Florida PRN contract on or around December 2013. Respondent was given a deadline of December 24, 2013 to submit his signed monitoring contract with Florida PRN. Respondent did not sign the contract.

7. On February 14, 2014, and again on April 3, 2014, Respondent requested reconsideration of the Board requirement to enroll in Florida PRN.

8. On April 23, 2014, Respondent's medical license expired as a result of his failure to renew. As Respondent is currently the subject of a pending Board investigation, his license was placed on suspension pursuant to A.R.S. § 32-1430.

9. Respondent asserts that he voluntarily enrolled in a substance abuse treatment program in Florida in September 2014.

10. Respondent admits to the acts described above and that they constitute unprofessional conduct pursuant to A.R.S. § 32-1401(27)(r) ("[v]iolating a formal order, probation, consent agreement or stipulation issued or entered into by the board or its executive director under the provisions of this chapter.").

11. Respondent agrees to surrender his medical license because he cannot afford the financial costs associated with the Florida PRN program. Respondent does not intend to return to Arizona.

CONCLUSIONS OF LAW

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

2. The Board possesses statutory authority to enter into a consent agreement with a physician and accept the surrender of an active license from a physician who admits to having committed an act of unprofessional conduct. A.R.S. § 32-1451(T)(2).

ORDER

IT IS HEREBY ORDERED THAT Respondent immediately surrender License Number 33313, issued to Paul A. Guzman, M.D. for the practice of allopathic medicine in the State of Arizona, and return his wallet card and certificate of licensure to the Board.

DATED and effective this 3rd day of December, 2014.

ARIZONA MEDICAL BOARD

By: Patricia E. McSorley
Patricia E. McSorley
Interim Acting 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 challenge this Order in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Order.

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

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

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

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

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

9. If the Board does not adopt this Order, Respondent will not assert as a defense that the Board's consideration of the Order constitutes bias, prejudice, prejudgment or other similar defense.

Paul Guzman III

Paul A. Guzman, M.D.

Dated: 11-28-2014

EXECUTED COPY of the foregoing mailed by US Mail this 3rd day of December, 2014 to:

Paul A. Guzman, M.D.
Address of Record

EXECUTED COPY of the foregoing mailed by US Mail this 3rd day of December, 2014 to:

ORIGINAL of the foregoing filed this 3rd day of December, 2014 with:

The Arizona Medical Board
9545 East Doubletree Ranch Road
Scottsdale, AZ 85258

Mary Bober

Arizona Medical Board Staff