BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of **DANIEL K. KIM, M.D.** Holder of License No. 18541 For the Practice of Allopathic Medicine In the State of Arizona.	Case No. MD-15-0015A **ORDER FOR LETTER OF REPRIMAND; AND CONSENT TO THE SAME**

Daniel K. Kim, M.D. ("Respondent"), elects to permanently waive any right to a hearing and appeal with respect to this Order for a Letter of Reprimand; 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 18541 for the practice of allopathic medicine in the State of Arizona.

3. On December 8, 2014, the Nevada Board entered into a Settlement Agreement with Respondent, finding him guilty of failing to maintain timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care of a patient. The agreement dismissed an allegation of malpractice and ordered Respondent to be publicly reprimanded, to pay a $2,000 fine, and to complete 15 hours of continuing medical education regarding the subject of radiofrequency ablation procedures, defibrillators, medical records and/or ethics, and to reimburse the Nevada Board $2,952.89 in administrative fees.

4. Respondent completed the terms of the Settlement Agreement on January 16, 2015.

5. On May 5, 2015, the Board received a Disciplinary Action Report ("DAR") from the Federation of State Medical Boards stating that on April 7, 2015, the Illinois Medical Board denied Respondent's request to renew his license due to the action taken by the Nevada Board and his failure to report the Nevada action to Illinois. Respondent's Illinois license is not active at this time.

CONCLUSIONS OF LAW

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

b. The conduct and circumstances described above constitute unprofessional conduct pursuant to A.R.S. § 32-1401(27)(o)("[A]ction that is taken against a doctor of medicine by another licensing or regulatory jurisdiction due to that doctor's mental or physical inability to engage safely in the practice of medicine or the doctor's medical incompetence or for unprofessional conduct as defined by that jurisdiction and that corresponds directly or indirectly to an act of unprofessional conduct prescribed by this paragraph. The action taken may include refusing, denying, revoking or suspending a license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on probation by that jurisdiction.").

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent is issued a Letter of Reprimand.

DATED AND EFFECTIVE this 6th day of May, 2016.

ARIZONA MEDICAL BOARD

By Patricia E. McSorley

Patricia E. McSorley
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 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.

9. ***Respondent has read and understands the terms of this agreement.***

DANIEL K. KIM, M.D.

DATED: 3/25/16

EXECUTED COPY of the foregoing mailed this 6th day of May, 2016 to:

Daniel K. Kim, M.D.
Address of Record

ORIGINAL of the foregoing filed this 6th day of May, 2016 with:

Arizona Medical Board
9545 E. Doubletree Ranch Road
Scottsdale, AZ 85258

Mary Raley
Board Staff