



## Arizona Medical Board

9545 E. Doubletree Ranch Road • Scottsdale, AZ 85258-5514  
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October 20, 2010

Norman M. Fernando, M.D.  
375 E. Virginia Ave., Ste. A  
Phoenix, AZ 85004-1220

**RE: Norman M. Fernando, M.D.**  
**Case MD-10-0446**

Dear Dr. Fernando:

The purpose of this letter is to inform you that during the course of the October 13, 2010, public meeting, the Arizona Medical Board (Board) reviewed the above-referenced complaint and all pertinent evidence and information gathered during the investigation. At the conclusion of its review, the Board voted to issue you this Advisory Letter for improper rationale for prescribing testosterone and for inadequate monitoring and follow up following testosterone administration. Issue a Non-disciplinary CME Order for improper prescribing of opioids. Within six months, the physician shall complete the PACE prescribing course. The course hours shall be in addition to the CME hours required for the biennial renewal of medical licensure.

An advisory letter is a non-disciplinary action, and is not subject to review by either the Board or the Courts. See *Murphy v. Board of Medical Examiners of the State of Arizona*, 190 Ariz. 441, 949 P.2d 530 (App. 1997). However, the licensee may file a written response to the letter with the Board within thirty days after its receipt A.R.S. § 32-1451(E)(3). If timely received, the response will be attached to the advisory letter and maintained in the licensee's permanent file. The written response will also be hyperlinked to the licensee's profile on the agency's website.

Sincerely,

*Amanda Schwabe*

Amanda Schwabe  
Board Coordinator  
E-Mail: [boardcoordinator@azmd.gov](mailto:boardcoordinator@azmd.gov)  
Phone: (480) 551-2712  
Fax: (480) 551-2705

cc: Permanent File

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **NORMAN M. FERNANDO, M.D.**

4 Holder of License No. **15894**  
5 For the Practice of Allopathic Medicine

6 In the State of Arizona.

**Case No. MD-10-0446A**  
**ORDER FOR CONTINUING MEDICAL**  
**EDUCATION**

**(NON-DISCIPLINARY)**

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8 At its public meeting on October 13, 2010, the Arizona Medical Board ("Board") voted to  
9 issue Norman M. Fernando, M.D. ("Physician") a non-disciplinary Continuing Medical Education  
10 (CME) Order for improper prescribing of opioids in violation of A.R.S. § 32-1401(27)(q). The Board  
11 ordered Physician to complete the PACE prescribing course within six months pursuant to A.R.S.  
12 §32-1451(E)(2). The CME hours shall be in addition to the hours required for the biennial renewal  
13 of medical licensure. This matter does not rise to the level of discipline.

14 **ORDER**

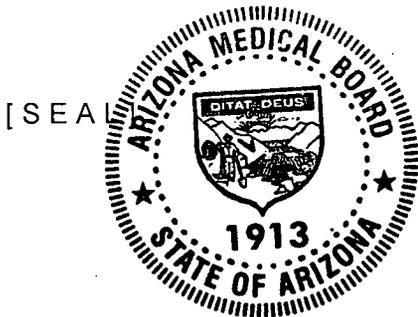
15 IT IS HEREBY ORDERED that Physician shall, within six months, complete the PACE  
16 prescribing course and provide Board Staff with satisfactory proof of attendance. The CME hours  
17 shall be in addition to the hours required for biennial renewal of his medical license. Respondent's  
18 failure to complete the CME will subject him to future disciplinary action by the Board. A.R.S. § 32-  
19 1401(27)(r).

20 **RIGHT TO APPEAL**

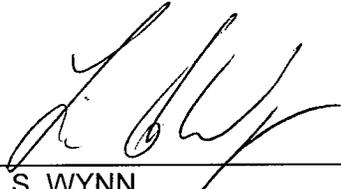
21 **NOTICE IS HEREBY GIVEN** that, pursuant to A.R.S. § 41-1092.03, any person aggrieved by this  
22 decision may apply to the Board, in writing, within thirty (30) days of receipt and request a public  
23 hearing with respect to this order. You may request a hearing by filing a notice of appeal. The  
24 notice of appeal must be filed with the Board's Executive Director, and should include your name,  
25 address, the action being appealed, and a concise statement of the reasons for the appeal. If you

1 request a public hearing, the hearing will be scheduled within sixty (60) days of receipt of your  
2 request. If you request a public hearing, you also have the right to request an informal settlement  
3 conference by filing a written request with the Board, pursuant to A.R.S. § 41-1092.06, no later than  
4 twenty (20) days before the scheduled hearing. The conference will be held within fifteen (15) days  
5 after receipt of your request. Please note that you waive any right to object to the participation of  
6 the Board's representative in the final administrative decision of the matter if it is not settled at the  
7 conference.

8 DATED this 19<sup>TH</sup> day of October, 2010.



ARIZONA MEDICAL BOARD

14  
15 By   
16 LISA S. WYNN  
17 Executive Director

18 ORIGINAL of the foregoing filed this  
19 20<sup>TH</sup> day of October, 2010 with:

20 Arizona Medical Board  
21 9545 East Doubletree Ranch Road  
22 Scottsdale, Arizona 85258

23 EXECUTED COPY of the foregoing  
24 Mailed by US Mail this 20<sup>TH</sup> day October 2010 to:

25 Norman Fernando, M.D.  
Address of Record

