



1 failing to notify three Las Vegas, Nevada area hospitals and the Nevada Board of two  
2 previous summary suspensions and a leave of absence on his 2007 and 2009  
3 reappointment applications and on his 2007 and 2009 renewal applications for licensure.

4 6. In addition to the action taken by the State of Nevada, Board staff found that  
5 Respondent also failed to report the Sunrise Hospital actions on his 2007 and 2009  
6 Arizona license renewal applications as required. Additionally, Respondent failed to update  
7 his address with the Arizona Medical Board resulting in an unnecessary delay in the  
8 investigation process.

### 9 CONCLUSIONS OF LAW

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

12 2. The conduct and circumstances described above constitute unprofessional  
13 conduct pursuant to A.R.S. § 32-1401(27)(a) ("Violating any federal or state laws or rules  
14 and regulations applicable to the practice of medicine", namely A.R.S. §32-1435(A), which  
15 provides that "[e]ach active licensee shall promptly and in writing inform the board of the  
16 licensee's current residence address, office address and telephone number and of each  
17 change in residence address, office address or telephone number that may later occur.")

18 3. The conduct and circumstances described above constitute unprofessional  
19 conduct pursuant to A.R.S. § 32-1401(27)(o) ("Action that is taken against a doctor of  
20 medicine by another licensing or regulatory jurisdiction due to that doctor's mental or  
21 physical inability to engage safely in the practice of medicine, the doctor's medical  
22 incompetence or for unprofessional conduct as defined by that jurisdiction and that  
23 corresponds directly or indirectly to an act of unprofessional conduct prescribed by this  
24 paragraph. The action taken may include refusing, denying, revoking or suspending a  
25 license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise

1 limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on  
2 probation by that jurisdiction").

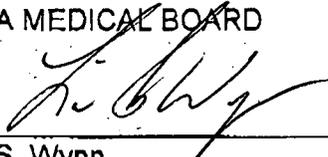
3 4. The conduct and circumstances described above constitute unprofessional  
4 conduct pursuant to A.R.S. § 32-1401(27)(j)(k)("[k]nowingly making a false or misleading  
5 statement to the board or on a form required by the board or in a written correspondence,  
6 including attachments, with the board.")

7 **ORDER**

8 IT IS HEREBY ORDERED THAT Respondent is issued a Letter of Reprimand.

9  
10 DATED AND EFFECTIVE this 2nd day of Aug, 2012.

11  
12 ARIZONA MEDICAL BOARD

13  
14 By   
15 Lisa S. Wynn  
Executive Director

16 **CONSENT TO ENTRY OF ORDER**

17 1. Respondent has read and understands this Consent Agreement and the  
18 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent  
19 acknowledges he has the right to consult with legal counsel regarding this matter.

20 2. Respondent acknowledges and agrees that this Order is entered into freely  
21 and voluntarily and that no promise was made or coercion used to induce such entry.

22 3. By consenting to this Order, Respondent voluntarily relinquishes any rights to  
23 a hearing or judicial review in state or federal court on the matters alleged, or to challenge  
24 this Order in its entirety as issued by the Board, and waives any other cause of action  
25 related thereto or arising from said Order.

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

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

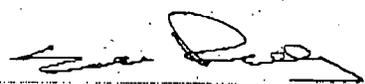
9           6.     Upon signing this agreement, and returning this document (or a copy thereof)  
10 to the Board's Executive Director, Respondent may not revoke the consent to the entry of  
11 the Order. Respondent may not make any modifications to the document. Any  
12 modifications to this original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

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

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

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

22           10.    Any violation of this Order constitutes unprofessional conduct and may result  
23 in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order, probation,  
24 consent agreement or stipulation issued or entered into by the board or its executive  
25 director under this chapter") and 32-1451.



DATED: 2/23/12

Selwyn A. Kidney, M.D.

EXECUTED COPY of the foregoing mailed  
this 23 day of Feb, 2012 to:

Selwyn A. Kidney, M.D.  
Address of Record

ORIGINAL of the foregoing filed  
this 23 day of Feb, 2012 with:

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

  
Arizona Medical Board Staff