

1 BEFORE THE ARIZONA MEDICAL BOARD

2 In the Matter of

3 **GOVIND S. GILL, M.D.**

4 Holder of License No. 22277  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona.

Case No. MD-14-1467A

**ORDER FOR PROBATION; AND  
CONSENT TO THE SAME**

7 Govind S. Gill, M.D. ("Respondent"), elects to permanently waive any right to a  
8 hearing and appeal with respect to this Order for Probation; admits the jurisdiction of the  
9 Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

10 **FINDINGS OF FACT**

11 1. The Board is the duly constituted authority for the regulation and control of  
12 the practice of allopathic medicine in the State of Arizona.

13 2. Respondent is the holder of license number 22277 for the practice of  
14 allopathic medicine in the State of Arizona.

15 3. The Board initiated case number MD-14-1467A after receiving a Disciplinary  
16 Action Report generated by the Federation of State Medical Boards reporting that the New  
17 York Medical Board ("NYMB") restricted Respondent's New York medical license effective  
18 September 22, 2014.

19 4. The NYMB investigated allegations surrounding seven different patients of  
20 Respondent, including that between November 2007 and May 2011, Respondent deviated  
21 from acceptable medical practices by ordering excessive tests, treatment or use of  
22 treatment facilities not warranted by the condition of the patient, and failure to maintain a  
23 record for each patient accurately reflecting the evaluation and treatment.

24 5. At the conclusion of the NYMB's investigation, Respondent entered into a  
25 Consent Agreement with the NYMB for indefinite suspension of his New York medical  
license based on his assertion that he could not successfully defend against at least one of

1 the acts of misconduct that he was alleged to have committed. Pursuant to the Agreement,  
2 Respondent is prohibited from practicing medicine in the State of New York indefinitely.

3 **CONCLUSIONS OF LAW**

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

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

16 **ORDER**

17 IT IS HEREBY ORDERED THAT:

18 1. Respondent is placed on Probation for a period of 10 years with the following  
19 terms and conditions:

20 a. **Practice Restriction**

21 Respondent shall not engage in the practice of medicine in the State of Arizona as  
22 set forth in A.R.S. § 32-1401(22) for a period of ten years.

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**b. Obey All Laws**

Respondent shall obey all state, federal and local laws, all rules governing the practice of medicine in Arizona, and remain in full compliance with any court ordered criminal probation, payments and other orders.

**c. Probation Termination**

Respondent may request early termination of this Probation pursuant to the terms of this section. Prior to the termination of Probation, Respondent must submit a written request to the Board for release from the terms of this Order. Respondent's request for release will be placed on the next pending Board agenda, provided a complete submission is received by Board staff no less than 14 days prior to the Board meeting. Respondent's request for release must provide the Board with evidence establishing that he is safe to practice. The Board has the sole discretion to determine whether Respondent is safe to practice medicine and may consider the following criteria: whether Respondent has successfully completed a competency assessment at a facility approved by the Board or its staff, or any factors the Board deems appropriate and that is consistent with its statutory and regulatory authority.

2. The Board retains jurisdiction and may initiate new action against Respondent based upon any violation of this Order. A.R.S. § 32-1401(27)(r).

DATED AND EFFECTIVE this 3<sup>rd</sup> day of December, 2015.

ARIZONA MEDICAL BOARD

By Patricia E. McSorley  
Patricia E. McSorley  
Executive Director

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2 **CONSENT TO ENTRY OF ORDER**

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

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

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

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

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

20 6. Upon signing this agreement, and returning this document (or a copy thereof)  
21 to the Board's Executive Director, Respondent may not revoke the consent to the entry of  
22 the Order. Respondent may not make any modifications to the document. Any  
23 modifications to this original document are ineffective and void unless mutually approved  
24 by the parties.  
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1           7.     This Order is a public record that will be publicly disseminated as a formal  
2 disciplinary action of the Board and will be reported to the National Practitioner's Data  
3 Bank and on the Board's web site as a disciplinary action.

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

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

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

13           11.    ***Respondent has read and understands the conditions of Probation.***

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GOVIND S. GILL, M.D.

15           DATED: 11/27/15

17           EXECUTED COPY of the foregoing mailed  
18 this 3<sup>rd</sup> day of December, 2015 to:

19           Govind Singh Gill, M.D.  
20           Address of Record

21           ORIGINAL of the foregoing filed  
22 this 3<sup>rd</sup> day of December, 2015 with:

23           Arizona Medical Board  
24           9545 E. Doubletree Ranch Road  
25           Scottsdale, AZ 85258

25             
Board Staff