

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

Case No. MD-09-1034

JUSTIN M. LEE, M.D.

INTERIM CONSENT AGREEMENT
FOR PRACTICE RESTRICTION

Holder of License No. 41535
For the Practice of Allopathic Medicine
In the State of Arizona.

INTERIM CONSENT AGREEMENT

By mutual agreement and understanding, between the Arizona Medical Board ("Board") and Justin M. Lee, M.D., ("Respondent") the parties agree to the following disposition of this matter.

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

2. By entering into this Interim Consent Agreement, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Interim Consent Agreement in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Interim Consent Agreement.

3. This Interim Consent Agreement will not become effective until signed by the Executive Director.

4. All admissions made by Respondent are solely for interim 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

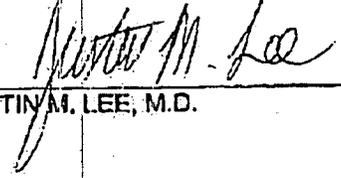
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proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or federal court.

5. Respondent may not make any modifications to the document. Upon signing this agreement, and returning this document (or a copy thereof) to the Executive Director, Respondent may not revoke acceptance of the Interim Consent Agreement. Any modifications to this Interim Consent Agreement are ineffective and void unless mutually approved by the parties.

6. This Interim Consent Agreement, once approved and signed, is a public record that will be publicly disseminated as a formal action of the Board and will be reported to the National Practitioner Databank and on the Board's website.

7. If any part of the Interim Consent Agreement is later declared void or otherwise unenforceable, the remainder of the Interim Consent Agreement in its entirety shall remain in force and effect.



JUSTIN M. LEE, M.D.

Dated: 8/25/09

FINDINGS OF FACT

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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 No. 41535 for the practice of allopathic medicine in the State of Arizona.

3. On August 14, 2009, the Board received information from the Federal Bureau of Investigation (FBI) in Los Angeles, California, that Justin M. Lee, M.D. had been arrested for "involvement in a child exploitation enterprise." Dr. Lee has not yet been arraigned in Federal Court.

4. On August 14, 2009, the Board was informed by Valley Anesthesiology Consultants that Justin M. Lee, M.D., has been indicted by the FBI for inappropriate use of a Computer and has been suspended by the group.

5. Based on the information in the Board's possession there is evidence that if Respondent were to practice medicine in Arizona there would be a danger to the public health and safety.

CONCLUSIONS OF LAW

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

2. The Executive Director may enter into a consent agreement with a physician if there is evidence of danger to the public health and safety. A.R.S. § 32-1405(C)(25); A.A.C. R4-16-504.

3. A practice restriction is needed to mitigate imminent danger to the public health and safety.

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent shall not practice clinical medicine or any medicine involving direct patient care, and is prohibited from prescribing any form of treatment including prescription medications, until Respondent applies to the Board and receives permission to do so.

2. This is an interim order and not a final decision by the Board regarding the pending investigative file and as such is subject to further consideration by the Board.

DATED AND EFFECTIVE this 25th day of AUGUST, 2009.



ARIZONA MEDICAL BOARD

By *Lisa S. Wynn*
LISA S. WYNN
Executive Director

ORIGINAL ~~of this~~ going filed this
25th day of August, 2009 with:

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

EXECUTED COPY of the foregoing mailed by
Mail this 25th day of August
2009 to:

Justin M. Lee, M.D.
Address of Record

Kathleen O'malley