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**BEFORE THE ARIZONA MEDICAL BOARD**

In the Matter of

**EARLE W. MOORE, M.D.**

Holder of License No. 47940  
For the Practice of Medicine  
In the State of Arizona.

Case No. MD-14-1428A

**ORDER FOR SURRENDER  
OF LICENSE AND CONSENT  
TO THE SAME**

Earle W. Moore, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Order for Surrender of License; 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 47940 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-14-1428A after receiving a Disciplinary Action Report ("DAR") stating that Respondent had voluntarily surrendered his medical license in Virginia.

4. On September 12, 2014, Respondent entered into a Consent Order with the Virginia Medical Board ("VA Board") to voluntarily surrender his Virginia medical license. At the time he entered into the agreement, Respondent was under investigation by the VA Board for inappropriate controlled substance prescribing practices with six different pain management patients.

5. Based on the VA Board investigation, the Florida Board of Medicine ("FL Board") opened an investigation on Respondent's Florida medical license. On February 5,

1 2016, Respondent entered into a Final Order via settlement with the FL Board wherein his  
2 Florida medical license was permanently restricted, in that Respondent may not prescribe  
3 any controlled substances, and may not own, operate, or perform any work for any pain  
4 management clinic. Respondent also agreed to pay a fine and pay investigative costs, as  
5 well as complete continuing medical education ("CME").

6 6. Respondent admits to the acts described above and that they constitute  
7 unprofessional conduct.

### 8 CONCLUSIONS OF LAW

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

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

21 3. The Board possesses statutory authority to enter into a consent agreement  
22 with a physician and accept the surrender of an active license from a physician who  
23 admits to having committed an act of unprofessional conduct. A.R.S. § 32-1451(T)(2).

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ORDER

IT IS HEREBY ORDERED THAT Respondent immediately surrender License Number 47940, issued to Earle W. Moore, M.D., for the practice of allopathic medicine in the State of Arizona, and return his certificate of licensure to the Board.

DATED and effective this 5<sup>th</sup> day of August, 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

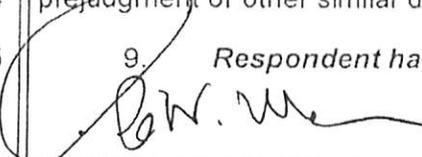
1 or made for any other use, such as in the context of another state or federal government  
2 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or  
3 any other state or federal court.

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

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

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

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

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17 \_\_\_\_\_  
18 EARLE W. MOORE, M.D.

Dated: 7.8.16

19 EXECUTED COPY of the foregoing mailed by  
20 US Mail this 5th day of August, 2016 to:

21 ~~David Klink, Esq.~~ BRENNA J. Gingrich, Esq.  
22 Kent Law Group PLLC  
23 341 E Camelback Rd Suite 100  
24 Phoenix, AZ 85012  
25 Attorney for Respondent

24 ORIGINAL of the foregoing filed this  
25 5th day of August, 2016 with:

1 The Arizona Medical Board  
2 9545 East Doubletree Ranch Road  
3 Scottsdale, AZ 85258

4 *Mary Kelly*  
5 Board Staff

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