

1 BEFORE THE ARIZONA MEDICAL BOARD

2 In the Matter of

3 **ROGER G. JOE, M.D.**

4 Holder of License No. 43468  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona.

Case No. MD-14-1068A

**ORDER FOR LETTER  
OF REPRIMAND; AND  
CONSENT TO THE SAME**

7 Roger G. Joe, M.D. ("Respondent"), elects to permanently waive any right to a  
8 hearing and appeal with respect to this Order for a Letter of Reprimand; admits the  
9 jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order  
10 by the Board.

11 **FINDINGS OF FACT**

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

14 2. Respondent is the holder of license number 43468 for the practice of  
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-14-1068A after receiving Respondent's  
17 biennial renewal application wherein he disclosed that action was taken against his license  
18 in Texas for providing false or misleading statements on his application for licensure in  
19 2012. Additionally, Respondent disclosed that in 2013, the Nevada Board took reciprocal  
20 disciplinary action against him based on the Texas action.

21 4. On August 31, 2012, the Texas Board approved Respondent's application for  
22 licensure and imposed an administrative penalty in the form of a \$2,000 fine based on his  
23 submission of false or misleading statements regarding his internship training.

24 5. The action taken by the Texas Board was based on Respondent's failure to  
25 disclose on his licensure application any derogatory information regarding his first year  
residency training. The Federation Credentials Verification Service ("FCVS") packet

1 disclosed a verification from Respondent's Family Medicine training program at Toledo  
2 Hospital Family Medicine in Ohio, indicating that they recommended Respondent repeat  
3 his first year of training due to insufficient medical knowledge and patient care skills.  
4 Respondent transferred to psychiatry residency in good standing. The FCVS packet also  
5 included a narrative from Respondent explaining the issue relating to his training program.

6 6. On March 11, 2013, Respondent entered into a settlement agreement with  
7 the Nevada Board. He received a public reprimand, was fined \$500 dollars, and was  
8 ordered to reimburse the investigative costs in the amount of \$519.24 dollars to the  
9 Nevada Board for the action taken in Texas and for failure to report the action within 30  
10 days. The settlement stipulated that the allegations regarding his failure to report the  
11 Texas action would be dismissed as part of the agreement. On April 1, 2013, Respondent  
12 completed all terms of his settlement agreement with the Nevada Board.

13  
14 **CONCLUSIONS OF LAW**

15 a. The Board possesses jurisdiction over the subject matter hereof and over  
16 Respondent.

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

3 **ORDER**

4 IT IS HEREBY ORDERED THAT:

5 1. Respondent is issued a Letter of Reprimand.

6 DATED AND EFFECTIVE this 4<sup>th</sup> day of June, 2015.

7  
8 ARIZONA MEDICAL BOARD

9  
10 By Patricia E. McSorley  
11 Patricia E. McSorley  
12 Executive Director

13 **CONSENT TO ENTRY OF ORDER**

14 1. Respondent has read and understands this Consent Agreement and the  
15 stipulated Findings of Fact, Conclusions of Law and Order (“Order”). Respondent  
16 acknowledges he has the right to consult with legal counsel regarding this matter.

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

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

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

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

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

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

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

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

20           10. ***Respondent has read and understands the terms of this agreement.***

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24 ROGER G. JOE, M.D.

DATED: 4/24/2015

25 EXECUTED COPY of the foregoing mailed  
this 4<sup>th</sup> day of June, 2015 to:

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ROGER G. JOE, M.D.  
Address of Record

ORIGINAL of the foregoing filed  
this 4<sup>th</sup> day of June, 2015 with:

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

Amanda Schuabe  
Board Staff