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**BEFORE THE ARIZONA REGULATORY BOARD OF
PHYSICIAN ASSISTANTS**

In the Matter of
ERIC A. CASTANEDA, P.A.,
Holder of License No. **2129** for the
Performance of Health Care tasks
In the State of Arizona.

Board Case No. PA-07-0021A
**FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER**
(Decree of Censure, Practice Restriction,
Suspension and Probation)

The Arizona Regulatory Board of Physician Assistants ("Board") considered this matter at its public meeting on May 7, 2008. Eric A. Castaneda, P.A., ("Respondent") appeared before the Board with legal counsel Dan Cavett for a formal interview pursuant to the authority vested in the Board by A.R.S. § 32-2551(G). The Board voted to issue Findings of Fact, Conclusions of Law and Order after due consideration of the facts and law applicable to this matter.

FINDINGS OF FACT

1. The Board has been delegated by the legislature the regulatory oversight and control of those licensed to perform health care tasks under a physician-dependent relationship in the State of Arizona.
2. Respondent is the holder of License No. 2129 for the performance of health care tasks in the State of Arizona.
3. The Board initiated case number PA-07-0021A after chart reviews conducted by staff indicated that Respondent was not in compliance with a previous board order of June 20, 2005. Pursuant to the June 20, 2005 Order, Respondent was placed on probation and required to obtain a chaperone when examining minors. The Order required that the chaperone sign and date the chart. A pharmacy survey revealed that Respondent had treated four minors during the probationary period. Respondent admitted that he did not maintain charts for the four minor patients.

1 IT IS HEREBY ORDERED:

2 1. Respondent is issued a Decree of Censure for failing to maintain charts on minor
3 patients, including documentation of a chaperone, in violation of a Board Order.

4 2. Respondent is placed on 5 years probation with the following terms and
5 conditions:

6 a. Respondent is suspended from the performance of healthcare tasks for sixty (60)
7 days beginning immediately.

8 b. Respondent shall not examine, treat nor have any contact with minor patients.

9 c. Within sixty days, Respondent shall schedule a Board Staff pre-approved
10 boundaries course. The boundaries course shall be completed within six months of the date of this
11 Order.

12 d. Respondent shall provide a copy of this Order to each of his supervising physicians
13 as indicated in the Board's records.

14 e. Respondent shall obey all federal, state, and local laws and all rules governing the
15 performance of health care tasks in Arizona.

16 f. In the event Respondent should leave Arizona to reside or practice outside the
17 State or for any reason should Respondent stop performing health care tasks in Arizona,
18 Respondent shall notify the Executive Director in writing within ten days of departure and return or
19 the dates of non-practice within Arizona. Non-practice is defined as any period of time exceeding
20 thirty days during which Respondent is not engaging in the performance of health care tasks.
21 Periods of temporary or permanent residence or practice outside Arizona or of non-practice within
22 Arizona, will not apply to the reduction of the probationary period.

23 5. This Order is effective immediately.

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RIGHT TO APPEAL TO SUPERIOR COURT

Respondent is hereby notified that this Order is the final administrative decision of the Board and that Respondent has exhausted his administrative remedies. Respondent is advised that an appeal to Superior Court in Maricopa County may be taken from this decision pursuant to Title 12, Chapter 7, Article 6.

DATED this 15th day of May, 2008.



THE ARIZONA MEDICAL BOARD

By _____
LISA S. WYNN
Executive Director

ORIGINAL of the foregoing filed this 16th day of May, 2008 with:

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

Executed copy of the foregoing
mailed by U.S. Mail this 16th day of May, 2008, to:

Dan Cavett, Esq.
CAVETT & FULTON, P.C.
6035 E. Grant Rd.
Tucson, Arizona 85712

Eric A. Castaneda, P.A.
Address of Record