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BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

TIMOTHY KLEIN, M.D.

Holder of License No. **32213**
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-10-0128A

**INTERIM ORDER FOR PRACTICE
RESTRICTION AND CONSENT TO THE
SAME**

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INTERIM CONSENT AGREEMENT

Timothy Klein, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Interim Order for Practice Restriction; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

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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 No. 32213 for the practice of allopathic medicine in the State of Arizona.

3. In 1999, Respondent entered into a Stipulated Rehabilitation Agreement to participate in the Board's Monitored Aftercare Program (MAP). Respondent subsequently relapsed, attended treatment, and signed a consent agreement in 2000 granting him a residency-training permit and probation to participate in MAP. Respondent completed his residency program in 2003; however, he could no longer participate in MAP since his training permit expired. Respondent subsequently obtained private monitoring until the Board approved his application for licensure on November 13, 2003. On that same date, Respondent entered into a consent agreement for five years probation to participate in MAP.

1 IT IS HEREBY ORDERED THAT:

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

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

8 DATED AND EFFECTIVE this 17th day of FEBRUARY, 2010.



ARIZONA MEDICAL BOARD

14 By *L. S. Wynn*
15 Lisa S. Wynn
16 Executive Director

17 **CONSENT TO ENTRY OF INTERIM ORDER**

18 1. Respondent has read and understands this Interim Order for Practice
19 Restriction and Consent to the Same and the stipulated Findings of Fact, Conclusions of
20 Law and Order ("Interim Order"). Respondent acknowledges he has the right to consult
21 with legal counsel regarding this matter.

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

25 3. By consenting to this Interim 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 Interim Order in its entirety as issued, and waives any other cause of action
related thereto or arising from said Interim Order.

1 4. The Interim Order is not effective until approved and signed by the
2 Executive Director.

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

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

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

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

20 9. Any violation of this Interim Order constitutes unprofessional conduct and
21 may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("violating a formal order,
22 probation, consent agreement or stipulation issued or entered into by the board or its
23 executive director under this chapter") and 32-1451.

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25 _____
TIMOTHY KLEIN, M.D.

DATED: _____

2-16-10

1 EXECUTED COPY of the foregoing mailed
this 17th day of February, 2010 to:

2 Timothy Klein, M.D.
3 Address of Record

4 ORIGINAL of the foregoing filed
this 17th day of Feb, 2010 with:

5 Arizona Medical Board
6 8545 E. Doubletree Ranch Road
7 Scottsdale, AZ 85258

8 Nathaniel Smith
Arizona Medical Board Staff

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