

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **KURT A. BUZARD, M.D.**

4 Holder of License No. 19397
5 For the Practice of Medicine
6 In the State of Arizona.

Case No. MD-03-0975A

**CONSENT AGREEMENT FOR
LETTER OF REPRIMAND**

7 **CONSENT AGREEMENT**

8 By mutual agreement and understanding, between the Arizona Medical Board
9 ("Board") and Kurt A. Buzard, M.D. ("Respondent"), the parties agreed to the following
10 disposition of this matter.

11 1. Respondent has read and understands this Consent Agreement and the
12 stipulated Findings of Fact, Conclusions of Law and Order ("Consent Agreement").
13 Respondent acknowledges that he has the right to consult with legal counsel regarding
14 this matter and has done so or chooses not to do so.

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

20 3. This Consent Agreement is not effective until approved by the Board and
21 signed by its Executive Director.

22 4. The Board may adopt this Consent Agreement of any part thereof. This
23 Consent Agreement, or any part thereof, may be considered in any future disciplinary
24 action against Respondent.

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1 5. This Consent Agreement does not constitute a dismissal or resolution of other
2 matters currently pending before the Board, if any, and does not constitute any waiver,
3 express or implied, of the Board's statutory authority or jurisdiction regarding any other
4 pending or future investigation, action or proceeding. The acceptance of this Consent
5 Agreement does not preclude any other agency, subdivision or officer of this State from
6 instituting other civil or criminal proceedings with respect to the conduct that is the subject
7 of this Consent Agreement.

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

14 7. Upon signing this agreement, and returning this document (or a copy thereof) to
15 the Board's Executive Director, Respondent may not revoke the acceptance of the
16 Consent Agreement. Respondent may not make any modifications to the document. Any
17 modifications to this original document are ineffective and void unless mutually approved
18 by the parties.

19 8. If the Board does not adopt this Consent Agreement, Respondent will not
20 assert as a defense that the Board's consideration of this Consent Agreement constitutes
21 bias, prejudice, prejudgment or other similar defense.

22 9. This Consent Agreement, once approved and signed, is a public record that will
23 be publicly disseminated as a formal action of the Board and will be reported to the
24 National Practitioner Data Bank and to the Arizona Medical Board's website.

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

4 11. Any violation of this Consent Agreement constitutes unprofessional conduct
5 and may result in disciplinary action. A.R.S. § § 32-1401(27)(r) (“[v]iolating a formal order,
6 probation, consent agreement or stipulation issued or entered into by the board or its
7 executive director under this chapter”) and 32-1451.

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KURT A. BUZARD, M.D.

Dated: 4/30/08

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1 **FINDINGS OF FACT**

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

4 2. Respondent is the holder of license number 19397 for the practice of
5 allopathic medicine in the State of Arizona.

6 3. The Board initiated case number MD-03-0975A after receiving notification
7 that Respondent entered into a letter of reprimand with the Nevada Medical Board.

8 4. On August 23, 2003, the LVPD stopped the vehicle in which Respondent
9 was a passenger and found a controlled substance in the vehicle. As the owner of the
10 vehicle, Respondent was charged with possession of a controlled substance. As a result ,
11 the Nevada Medical Board issued Respondent a letter of reprimand on June 9, 2006 for
12 engaging in conduct that brings the medical profession into disrepute.

13 **CONCLUSIONS OF LAW**

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

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

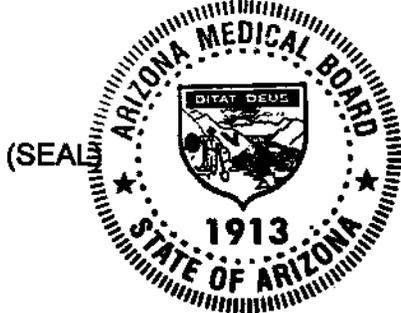
3 **ORDER**

4 IT IS HEREBY ORDERED THAT:

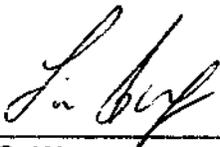
5 1. Respondent is issued a Letter of Reprimand for action taken by the Nevada
6 Medical Board.

7 2. This Order is the final disposition of case number MD-03-0975A.

8 DATED and effective this 5th day of JUNE, 2008.



ARIZONA MEDICAL BOARD

By: 

Lisa S. Wynn
Executive Director

14 ORIGINAL of the foregoing filed
15 this 5th day of June 2008 with:

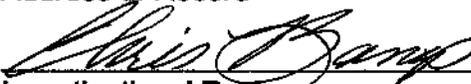
16 Arizona Medical Board
17 9545 E. Doubletree Ranch Road
18 Scottsdale, AZ 85258

19 EXECUTED COPY of the foregoing mailed
20 this 5th day of June 2008 to:

21 Maria Nuttle
22 1070 W. Horizon Ridge Suite 210
23 Henderson, NV 89012

24 EXECUTED COPY of the foregoing mailed
25 this 5th day of June 2008 to:

Kurt A. Buzard, M.D.
Address of Record


Investigational Review