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BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

NAVNEET ADYA, M.D.

Holder of License No. 31619
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD- 09-1169A

**ORDER FOR LETTER OF REPRIMAND
AND PRACTICE RESTRICTION AND
CONSENT TO THE SAME**

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Navneet Adya, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this 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

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

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2. Respondent is the holder of License No. 31619 for the practice of allopathic medicine in the State of Arizona.

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3. On September 11, 2009, Respondent reported to the Board that he had been convicted in the State of California on two misdemeanor charges for placing a camcorder in a public restroom and for destroying evidence.

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4. On November 25, 2008, while employed at the Avenal State Prison in California, Respondent placed a camcorder in the public restroom. According to Respondent, a female employee found the camera and reported the incident to management; however, Respondent flushed the memory stick down the toilet before management could locate it. On April 9, 2009, Investigators from the Department of Corrections appeared at his home with a search warrant for the missing memory stick.

1 Respondent resigned his position at the prison when he became aware of the
2 investigation.

3 5. On October 27, 2009, Respondent interviewed with the Board's medical
4 consultant and staff, who recommended that Respondent undergo a psychosexual
5 evaluation. On November 3, 2009, the Board ordered Respondent to undergo a
6 psychosexual evaluation and Respondent completed the evaluation on November 20,
7 2009. The evaluators' diagnoses included Bipolar Disorder II and Sexual Disorder NOS.
8 The evaluation team recommended that Respondent undergo intensive residential
9 treatment for professionals to address both his mood disorder and his sexual boundary
10 violation and concluded that Respondent is unfit to return to the practice medicine.

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12 CONCLUSIONS OF LAW

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

15 2. The conduct and circumstances described above constitutes unprofessional
16 conduct pursuant to A.R.S. §32-1401(27)(d) ("[c]ommitting a felony, whether or not involving
17 moral turpitude, or a misdemeanor involving more turpitude. In either case, conviction by
18 any court of competent jurisdiction or a plea of no contest is conclusive evidence of the
19 commission.").

20 3. If the Board finds that it can take rehabilitative or disciplinary action without
21 the presence of the doctor at a formal interview it may enter into a consent agreement with
22 the doctor to limit or restrict the doctor's practice or to rehabilitate the doctor in order to
23 protect the public and ensure the doctor's ability to safely engage in the practice of
24 medicine. A.R.S. § 32-1405(C)(25) and § 32-1451(F).

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CONSENT TO ENTRY OF ORDER

1. Respondent has read and understands this Consent Agreement for Letter of Reprimand, Practice Restriction and Consent to Same 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 to challenge this Order in its entirety as issued, and waives any other cause of action related thereto or arising from said Order.

4. The Order is not effective until approved and signed by the 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 or made for any other use, such as in the context of another state or federal government regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or federal court.

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

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

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

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

10 10. ***Respondent has read and understands the conditions of the restriction.***

11 *Navneet Adya*
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13 NAVNEET ADYA, M.D.

DATED: 04-09-2010

14 EXECUTED COPY of the foregoing mailed
15 this 5th day of April, 2010 to:

16 Navneet Adya, M.D.
17 Address of Record

18 ORIGINAL of the foregoing filed
19 this 5th day of April, 2010 with:

20 Arizona Medical Board
21 9545 E. Doubletree Ranch Road
22 Scottsdale, AZ 85258

23 *Chris Bump*
24 _____
25 Arizona Medical Board Staff