

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

JEFFREY C. McMANUS, M.D.

License No. 35573
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-07-0520A

**CONSENT AGREEMENT FOR
LETTER OF REPRIMAND AND
PROBATION**

CONSENT AGREEMENT

By mutual agreement and understanding, between the Arizona Medical Board ("Board") and Jeffrey C. McManus, M.D. ("Respondent"), the parties agreed to the following disposition of this matter.

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

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

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

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

5. This Consent Agreement does not constitute a dismissal or resolution of other matters currently pending before the Board, if any, and does not constitute any

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

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

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

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

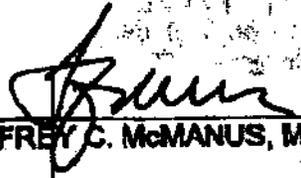
20 9. This Consent Agreement, once approved and signed, is a public record that
21 will be publicly disseminated as a formal action of the Board and will be reported to the
22 National Practitioner Data Bank and to the Arizona Medical Board's website.

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

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

12. Respondent has read and understands the condition(s) of probation.



JEFFREY C. McMANUS, M.D.

DATED: 6/2/08

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2 **FINDINGS OF FACT**

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

5 2. Respondent is the holder of license number 35573 for the practice of
6 allopathic medicine in the State of Arizona.

7 3. The Board initiated case number MD-07-0520A after receiving notification
8 that Respondent entered into a stipulated settlement disciplinary order with the California
9 Medical Board ("California") on June 17, 2007. The California Board found that
10 Respondent was repeatedly negligent in the care and treatment of patients JS and TB.

11 4. Respondent began treating JS in 1992 for multiple medical problems,
12 including diabetes, hypertension, atrial fibrillation and chronic obstructive lung disease.
13 Respondent failed to properly treat and control JS's diabetes and elevated blood pressure
14 (BP); he failed to properly monitor and adjust JS's insulin and BP medications and he
15 failed to refer JS to a specialist for treatment and control of his diabetes and elevated BP.
16 Respondent also failed to timely refer JS to a nephrologist when his creatinine clearance
17 level indicated his kidney function was worsening. Additionally, Respondent failed to
18 prescribe Digoxin in appropriate doses and monitor its level and failed to diagnose JS's
19 Digoxin toxicity when he experienced symptoms of chronic nausea and yellow-green
20 vision in 2004.

21 5. TB was a physician who shared office space with Respondent from October
22 1991 through November 2004. During this time, TB would consult with Respondent and on
23 occasion Respondent prescribed him medications. Respondent failed to enter relevant
24 information in TB's medical record at the time of evaluation and he allowed TB to enter
25 information into his own medical record years after the events occurred.

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent is issued a Letter of Reprimand for action taken by another state.

2. Respondent is placed on probation for five years with the following terms and conditions:

A. Respondent shall comply with the requirements of the California Medical Board's Order. Respondent's probation shall terminate upon completion of the terms of the California Medical Board's Order.

B. Obey All Laws

Respondent shall obey all state, federal and local laws, all rules governing the practice of medicine in Arizona, and remain in full compliance with any court ordered criminal probation, payments and other orders.

C. Tolling

In the event Respondent should leave Arizona to reside or practice outside the State or for any reason should Respondent stop practicing medicine in Arizona, Respondent shall notify the Executive Director in writing within ten days of departure and return or the dates of non-practice within Arizona. Non-practice is defined as any period of time exceeding thirty days during which Respondent is not engaging in the practice of medicine. Periods of temporary or permanent residence or practice outside Arizona or of non-practice within Arizona, will not apply to the reduction of the probationary period.

3. This Order is the final disposition of case number MD-07-0520A.

DATED AND EFFECTIVE this 5TH day of JUNE, 2008.

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ARIZONA MEDICAL BOARD

By *L. S. Wynn*
Lisa S. Wynn
Executive Director

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

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

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

Jeffrey C. McManus, M.D.
Address of Record

Christina
Investigational Review