

1 BEFORE THE BOARD OF MEDICAL EXAMINERS

2 IN THE STATE OF ARIZONA

3 In the Matter of

4 **EDWARD BLANKSTEIN, M.D.**

5 Holder of License No. **10529**
6 For the Practice of Medicine
7 In the State of Arizona.

Board Case No. MD-00-0693

**FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER**

(Decree of Censure)

8 This matter was considered by the Arizona Board of Medical Examiners ("Board")
9 at its public meeting on June 22, 2001. Edward Blankstein, M.D., ("Respondent")
10 appeared before the Board with legal counsel, Nicholas Alcock, for a formal interview
11 pursuant to the authority vested in the Board by A.R.S. § 32-1451(G). After due
12 consideration of the facts and law applicable to this matter, the Board voted to issue the
13 following findings of fact, conclusions of law and order.
14

15 **FINDINGS OF FACT**

- 16 1. The Board is the duly constituted authority for the regulation and control of
17 the practice of allopathic medicine in the State of Arizona.
- 18 2. Respondent is the holder of License No. 10529 for the practice of medicine
19 in the State of Arizona.
- 20 3. On August 30, 1999, Respondent and the Board entered into a Consent
21 Agreement for a Letter of Reprimand and Probation. The terms of probation included
22 retaining a practice management consultant and following the consultant's
23 recommendations, twenty hours of Continuing Medical Education ("CME"), and submitted
24 to random chart reviews conducted by Board Staff.
25

1 maintain adequate records on a patient;" 32-1401(25)(q) "[a]ny conduct or practice which
2 is or might be harmful or dangerous to the health of the patient or the public."

3 **ORDER**

4 Based upon the foregoing Findings of Fact and Conclusions of Law,

5 IT IS HEREBY ORDERED that:

6 1. Respondent is issued a Decree of Censure for failing to conduct
7 appropriate evaluations of patients and for failing to accurately state the patient's reason
8 for seeking treatment.

9 2. License Number 10529 issued to Respondent is suspended for 9 months.
10 However, the suspension is stayed subject to the following terms and conditions:

11 a. Respondent shall, within 6 months of the effective date of this Order, obtain
12 15 hours of Continuing Medical Education ("CME") in record keeping at PACE in San
13 Diego. Respondent is to provide Board staff with satisfactory proof of attendance. The
14 CME hours shall be in addition to the hours required for the biennial renewal of medical
15 license.

16 b. At the completion of the CME Respondent will submit to a repeat office
17 survey.

18 3. If the repeat office survey does not show improvement in Respondent's
19 record keeping, the suspension becomes effective.

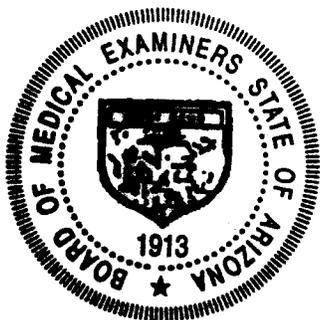
20 **RIGHT TO PETITION FOR REVIEW**

21 Respondent is hereby notified that he has the right to petition for a rehearing.
22 Pursuant to A.R.S. § 41-1092.09, as amended, the petition for rehearing must be filed
23 with the Board's Executive Director within thirty (30) days after service of this Order and
24 pursuant to A.A.C. R4-16-102, it must set forth legally sufficient reasons for granting a
25 rehearing. Service of this order is effective five (5) days after date of mailing. If a motion

1 for rehearing is not filed, the Board's Order becomes effective thirty-five (35) days after it
2 is mailed to Respondent.

3 Respondent is further notified that the filing of a motion for rehearing is required to
4 preserve any rights of appeal to the Superior Court.

5 DATED this 18 day of July, 2001.



BOARD OF MEDICAL EXAMINERS
OF THE STATE OF ARIZONA

10 By Tom Adams
11 CLAUDIA FOUTZ
12 Executive Director
13 TOM ADAMS
14 Deputy Director

15 ORIGINAL of the foregoing filed this
16 18 day of July, 2001 with:

17 The Arizona Board of Medical Examiners
18 9545 East Doubletree Ranch Road
19 Scottsdale, Arizona 85258

20 Executed copy of the foregoing
21 mailed by U.S. Certified Mail this
22 18 day of July, 2001, to:

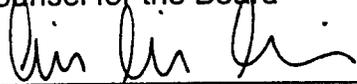
23 Edward Blankstein, M.D.
24 1050 East Southern
25 Suite C1
Tempe, Arizona 85282-5437

Executed copy of the foregoing mailed this
18 day of July, 2001, to:

Nicholas Alcock, Esq.
1400 East Southern
Suite 320
Tempe, Arizona 85282-5695

1 Copy of the foregoing hand-delivered this
2 18 day of July, 2001, to:

3 Christine Cassetta
4 Assistant Attorney General
5 c/o Arizona Board of Medical Examiners
6 9545 East Doubletree Ranch Road
7 Scottsdale, Arizona 85258
8 Counsel for the Board



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