

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

**RICHARD J. REID, M.D.**

Holder of License No. 19106  
For the Practice of Allopathic Medicine in the  
State of Arizona

Docket No. 05A-19106-MDX

Case No. MD-04-1544

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER FOR  
REVOCATION OF LICENSE**

On December 8, 2005 this matter came before the Arizona Medical Board ("Board") for oral argument and consideration of the Administrative Law Judge ("ALJ") Brian Brendan Tully's proposed Findings of Fact and Conclusions of Law and Recommended Order involving Richard J. Reid, M.D. ("Respondent"). Respondent was notified of the Board's intent to consider this matter at the Board's public meeting. Respondent did not appear and was not represented by counsel. The State was represented by Assistant Attorney General Dean Brekke. Christine Cassetta, of the Solicitor General's Section of the Attorney General's Office provided legal advice to the Board.

The Board having considered the ALJ's report and the entire record in this matter hereby issues the following Findings of Fact, Conclusion of Law and Order.

**FINDINGS OF FACT**

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

2. Respondent holds License No. 19106 for the practice of allopathic medicine in the State of Arizona.

3. On May 30, 2000 Respondent and the Board entered into a Consent Agreement for Order of Probation, Investigation No. 12273/MD-98-0869, placing

1 Respondent's medical license on chemical dependency probation for five years in an  
2 attempt to help Respondent recover from his addiction to cocaine.

3 4. On November 30, 2004 Respondent submitted to a random urine drug  
4 screen, as required by his probationary agreement with the Board. The results of the  
5 sample Respondent provided were positive for cocaine.

6 5. On December 1, 2004 Respondent signed an Interim Consent Agreement  
7 for Practice Restriction and Inpatient or Residential Evaluation/Treatment with the Board  
8 in Case No. MD-98-0869. The agreement required Respondent to cease practicing  
9 medicine and to complete an inpatient or residential evaluation/treatment program at a  
10 Board approved facility.

11 6. By letter dated December 15, 2004 Counselor Donald R. Hays, JD, NCAC  
12 II informed Kathleen Muller that Respondent appeared for an assessment at Valley Hope  
13 Association on December 15, 2004. Mr. Hays explained his treatment plan for  
14 Respondent.

15 7. Valley Hope Association is not a Board approved facility. Therefore,  
16 Respondent was instructed to obtain his evaluation at a Board approved facility.

17 8. On December 28, 2004 Respondent entered the Betty Ford Center, a  
18 Board approved facility, for the required evaluation of his chemical dependency. The  
19 facility determined that Respondent was dependent upon cocaine. It opined that  
20 Respondent relapsed on November 26, 2004 when he ingested a large quantity of  
21 cocaine.

22 9. The Betty Ford Center recommended that Respondent remain out of the  
23 practice of medicine, enter and successfully complete an inpatient chemical dependency  
24 rehabilitation and treatment for a minimum of 30 days, and upon completion, enter the  
25

1 Board's Monitored Aftercare Program ("MAP") before returning to practice. To date,  
2 Respondent has failed to enter into the recommended treatment program.

3 10. On or about January 4, 2005 Board Staff gave Respondent written notice  
4 that the Board had opened an investigation regarding him in Case No. MD-04-1544.

5 11. On or about January 15, 2005 Respondent responded in writing to the  
6 Board's January 4, 2005 letter. Respondent admitted he had relapsed on November 26,  
7 2004 while on vacation. He claimed that he signed the December 1, 2004 consent  
8 agreement "under duress." Respondent further claimed that he did not have the financial  
9 resources to obtain treatment.

10 12. By letter dated February 23, 2005 Kathleen Muller of the Board's MAP  
11 requested that Respondent provide the Board with an update regarding his inpatient  
12 status.

13 13. The Board elected to forward the investigation of Respondent to formal  
14 hearing. The Board issued a Complaint and Notice of Hearing dated September 12, 2005  
15 alleging unprofessional conduct by Respondent.

16 14. On or about October 27, 2005 Respondent sent a letter to the Board's  
17 Executive Director, Timothy C. Miller, JD, stating the following:

18 After much deliberation I am writing to request that my license be  
19 placed/moved to a retired status. I was to appear before the State  
20 Attorney General to pled [sic] my case but after careful review of  
21 the financial cost of the legal representation per my attorney and  
22 the cost of treatment requested by ANB [sic] and MAP, I have  
23 concluded that I cannot pay that and request that my license be  
24 placed in retirement.

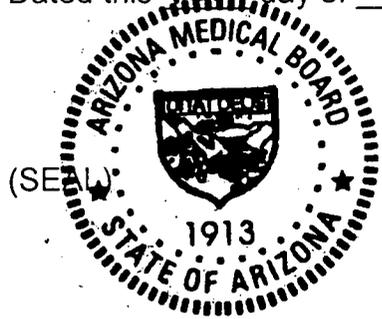
25 At this time I am officially retired from the practice of medicine.





1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Dated this 12<sup>th</sup> day of December, 2005.



~~ARIZONA MEDICAL BOARD~~  
*Timothy C. Miller*

By: \_\_\_\_\_  
Timothy C. Miller, J.D.  
Executive Director

Original of the foregoing filed this  
12<sup>th</sup> day of December, 2005, with:

Arizona Medical Board  
9545 East Doubletree Ranch Road  
Scottsdale, AZ 85258

Copy of the foregoing filed this  
12<sup>th</sup> day of December, 2005, with:

Cliff J. Vanell, Director  
Office of Administrative Hearings  
1400 W. Washington, Ste. 101  
Phoenix, AZ 85007

Executed copy of the foregoing mailed  
by Certified Mail this 12<sup>th</sup> day of December,  
2005, to:

Richard J. Reid, M.D.  
(Address of record)

Executed copy of the foregoing mailed  
this 12<sup>th</sup> day of December, 2005, to:

Dean Brekke  
Assistant Attorney General  
Office of the Attorney General  
CIV/LES  
1275 W. Washington  
Phoenix, Arizona 85007

*Dean Brekke*  
\_\_\_\_\_