

BEFORE THE BOARD OF MEDICAL EXAMINERS

IN THE STATE OF ARIZONA

In the Matter of

MARK E. LOGAN, M.D.

Holder of License No. **22621**
For the Practice of Medicine
In the State of Arizona.

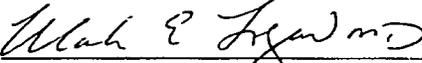
Investigation No. **12658**

**CONSENT AGREEMENT FOR
ORDER OF CONDITIONAL
REINSTATEMENT OF MEDICAL
LICENSE AND PROBATION**

IT IS HEREBY AGREED by and between Mark E. Logan, M.D., holder of License No. 22621, and the Arizona Board of Medical Examiners (Board), that the accompanying Findings of Fact, Conclusions of Law and Order be entered in the above-entitled matter and be effective as of the date issued.

Dr. Logan acknowledges that any violation of this Consent Agreement constitutes unprofessional conduct within A.R.S. § 32-1401(25)(r), and will result in his license being automatically summarily suspended pursuant to A.R.S. § 32-1451(D). Alternatively, Dr. Logan may request cancellation of his Board license if he admits to misconduct and so stipulates, pursuant to A.R.S. § 32-1433; however, the Board reserves the authority to take disciplinary action and therefore not grant a requested cancellation of license.

In the event of Dr. Logan's Board license being revoked or cancelled he agrees that he will not reapply for a license for five (5) years from the date of cancellation. Furthermore, by signing this Consent Agreement, Dr. Logan waives and relinquishes any right to appeal from or challenge this Order by initiating any type of administrative or judicial review of this Order.


MARK E. LOGAN, M.D.

Dated: 3/30/00

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. Mark E. Logan, M.D. is the holder of License No. 22621 for the practice of
5 allopathic medicine in the state of Arizona.

6
7 3. Pursuant to the request of Dr. Logan (dated March 24, 1999), Dr. Logan's
8 Board license to practice medicine was placed on inactive status. Dr. Logan requested the
9 aforementioned because he had previously accepted; and was subject to, the Board's
10 Order of Probation and Letter of Reprimand (dated January 23, 1998); but Dr. Logan
11 subsequently violated the terms of the Order of Probation.

12 4. By correspondence from Dr. Logan, he has requested reactivation of his
13 Board license to practice medicine.

14 5. This matter was presented to the Board for final review and approved as part
15 of its public meeting agenda on April 26-28th, 2000.

16 **CONCLUSIONS OF LAW**

17 1. The Board possesses jurisdiction over the subject matter hereof and over
18 Mark E. Logan, M.D.

19 2. Pursuant to A.R.S. § 32-1403(A)(5), § 32-1431(D), § 32-1451(F) and § 32-
20 1452(A), the Board may enter the following order.

21
22 **ORDER**

23 1. It is hereby ordered that the inactive medical license held by Mark E. Logan,
24 M.D., shall be reinstated to active status subject to the following conditions:

25 A. Dr. Logan pay all licensing fees; and,

1 B. Provide documentation to Board staff that he has successfully
2 completed 20 hours of approved medical education as described in Board
3 administrative rule, R4-16-101(B); and

4 2. Upon satisfying the aforementioned requirements in paragraph (1), Dr.
5 Logan may submit a written request to formally reactivate his license to practice
6 medicine in Arizona and said license shall be reactivated and his Board license
7 shall be placed on probationary status for five (5) years with the following terms and
8 conditions:

9 A. In the event that Mark E. Logan, M.D., violates any term of his
10 probation, his license will automatically be summarily suspended. Alternatively, Dr.
11 Logan may request Cancellation of his Board license if he admits to misconduct and
12 so stipulates pursuant to A.R.S. § 32-1433. If his Board license is revoked he shall
13 be prohibited from reapplying for a license for five (5) years.

14 B. Mark E. Logan, M.D. shall submit quarterly declarations under penalty
15 of perjury on forms provided by the Board, stating whether there has been
16 compliance with all the conditions of probation. The declarations shall be submitted
17 on or before the 15th of March, June, September and December of each year.

18 C. Mark E. Logan, M.D. shall promptly participate in the Monitored
19 Aftercare Program ("MAP") for the treatment and rehabilitation of physicians who
20 are impaired by alcohol or drug abuse. The terms and conditions of MAP are as
21 follows:
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I. DEFINITIONS

"Medication" means "prescription-only drug, controlled substance, and over-the-counter preparation, other than plain aspirin and plain acetaminophen."

"Emergency" means "a serious accident or sudden illness that, if not treated immediately, may result in a long-term medical problem or loss of life."

II. TERMS

1. **Participation.** Dr. Logan shall promptly enroll in and participate in the Board's confidential substance abuse treatment and rehabilitation program (the "program") in accordance with this Consent Agreement. Dr. Logan shall remain in the program for a period of five years from the Consent Agreement's effective date.

2. **Group Therapy.** Dr. Logan shall attend the program's group therapy sessions one time per week for the duration of this Consent Agreement, unless excused by the group therapist for good cause such as illness or vacation. Dr. Logan shall instruct the program group therapist to release to the Board, upon its request, all records relating to his treatment, and to submit monthly reports to the Board regarding attendance and progress. The reports shall be submitted on or before the 10th day of each month.

3. **12 Step or Self-Help Group Meetings.** Dr. Logan shall attend ninety (90) 12-step meetings or other self-help group meetings appropriate for substance abuse and approved by the Board, for a period of ninety (90) days beginning not later than either (a) the first day following his discharge from chemical dependency treatment or (b) the date of this Consent Agreement.

4. Following completion of the ninety (90) meetings in ninety (90) days, Dr. Logan shall participate in a 12-step recovery program or other self-help program

1 appropriate for substance abuse as recommended by the group therapist and approved by
2 the Board. Dr. Logan shall attend a minimum of three (3) 12-step or other self-help
3 program meetings per week.

4 **5. Board-Approved Primary Care Physician.** Dr. Logan shall promptly obtain
5 a primary care physician and shall submit the name of the physician to Board staff in
6 writing for approval.

7 **6.** The Board-approved primary care physician shall be in charge of providing
8 and coordinating Dr. Logan's medical care and treatment. Except in an *Emergency*, Dr.
9 Logan shall obtain his medical care and treatment only from the Board-approved primary
10 care physician and from health care providers to whom the Board-approved primary care
11 physician refers Dr. Logan from time to time. Dr. Logan shall request that the Board-
12 approved primary care physician document all referrals in the medical record.
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14 **7.** Dr. Logan shall promptly inform the Board-approved primary care physician
15 of his rehabilitation efforts and provide a copy of this Consent Agreement to that physician.
16 Dr. Logan shall also inform all other health care providers who provide medical care or
17 treatment that she is participating in the Board's rehabilitation program.

18 **8. Medication.** Except in an *Emergency*, Dr. Logan shall take no *Medication*
19 unless the *Medication* is prescribed by his Board-approved primary care physician or other
20 health care provider to whom the Board-approved primary care physician makes referral.
21 Dr. Logan shall not self-prescribe any *Medication*.

22 **9.** If a controlled substance is prescribed, dispensed, or is administered to Dr.
23 Logan by any person other than the Board-approved primary care physician, she shall
24 notify the Board-approved primary care physician in writing within 48 hours. The
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1 notification shall contain all information required for the medication log entry specified in
2 paragraph 10. Dr. Logan shall request that the notification be made a part of the medical
3 record. This paragraph does not authorize Dr. Logan to take any *Medication* other than in
4 accordance with paragraph 8.

5 **10. Medication Log.** Dr. Logan shall maintain a current legible log of all
6 *Medication* taken by or administered to him, and shall make the log available to the Board
7 and its staff upon request. For *Medication* (other than controlled substances) taken on an
8 on-going basis, Dr. Logan may comply with this paragraph by logging the first and last
9 administration of the *Medication* and all changes in dosage or frequency. The log, at a
10 minimum, shall include the following:

- 11 a. Name and dosage of *Medication* taken or administered;
- 12 b. Date taken or administered;
- 13 c. Name of prescribing or administering physician;
- 14 d. Reason *Medication* was prescribed or administered.

15
16 This paragraph does not authorize Dr. Logan to take any *Medication* other than in
17 accordance with paragraph 8.

18 **11. No Alcohol or Poppy Seeds.** Dr. Logan shall not consume alcohol or any
19 food or other substance containing poppy seeds.

20 **12. Biological Fluid Collection.** During all times that Dr. Logan is physically
21 present in the state of Arizona and such other times as board staff may direct, Dr. Logan
22 shall promptly comply with requests from Board staff, the group therapist, or the program
23 director to submit to witnessed biological fluid collection. If Dr. Logan is directed to contact
24 an automated telephone message system to determine when to provide a specimen, she
25

1 shall do so within the hours specified by Board staff. For the purposes of this paragraph,
2 in the case of an in-person request, "promptly comply" means "immediately". In the case
3 of a telephonic request, "promptly comply" means that, except for good cause shown, Dr.
4 Logan shall appear and submit to specimen collection not later than two hours after
5 telephonic notice to appear is given. The Board in its sole discretion shall determine good
6 cause.

7 **13.** Dr. Logan shall provide Board staff in writing with one telephone number
8 which shall be used to contact him on a 24 hours per day/seven days per week basis to
9 submit to biological fluid collection. For the purposes of this section, telephonic notice
10 shall be deemed given at the time a message to appear is left at the contact telephone
11 number provided by Dr. Logan. Dr. Logan authorizes any person or organization
12 conducting tests on the collected samples to provide testing results to the Board and the
13 program director.

14
15 **14.** Dr. Logan shall cooperate with collection site personnel regarding biological
16 fluid collection. Repeated complaints from collection site personnel regarding Dr. Logan's
17 lack of cooperation regarding collection may be grounds for termination from the program.

18 **15. Payment for Services.** Dr. Logan shall pay for all costs, including
19 **personnel and contractor costs, associated with participating in the Monitored**
20 **Aftercare Program (MAP) at time service is rendered, if required, or within 30 days**
21 **of each invoice sent to him.**

22 **16. Examination.** Dr. Logan shall submit to mental, physical, and medical
23 competency examinations at such times and under such conditions as directed by the
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1 Board to assist the Board in monitoring his ability to safely engage in the practice of
2 medicine and compliance with the terms of this Consent Agreement.

3 17. **Treatment.** Dr. Logan shall submit to all medical, substance abuse, and
4 mental health care and treatment ordered by the Board, or recommended by the program
5 director.

6 18. **Obey All Laws.** Dr. Logan shall obey all federal, state and local laws, and
7 all rules governing the practice of medicine in the state of Arizona.

8 19. **Interviews.** Dr. Logan shall appear in person before the Board and its staff
9 and committees for interviews upon request, upon reasonable notice.

10 20. **Address and Phone Changes, Notice.** Dr. Logan shall immediately notify
11 the Board in writing of any change in office or home addresses and telephone numbers.
12 Dr. Logan shall provide Board staff at least three business days advance written notice of
13 any plans to be away from office or home for more than five (5) consecutive days. The
14 notice shall state the reason for the intended absence from home or office, and shall
15 provide a telephone number that may be used to contact Dr. Logan.
16

17 21. **Relapse, Violation.** See paragraph A of this Order.

18 22. **Notice Requirements.** Dr. Logan shall immediately provide a copy of this
19 Consent Agreement to all hospitals and free standing surgery centers at which Dr. Logan
20 has any privileges. Within 30 days of signing this Consent Agreement, Dr. Logan shall
21 provide the Board with a signed statement that she has complied with this notification
22 requirement.

23 Dr. Logan is further required to notify, in writing, all hospitals and free standing
24 surgery centers at which she has any privileges of a chemical dependency relapse, use of
25

1 drugs or alcohol in violation of this Consent Agreement and/or entry into a treatment
2 program. Dr. Logan shall provide the Board, within seven days of any of these events,
3 written confirmation that she has complied with this notification requirement.

4 **23. Public Record.** This Consent Agreement is a public record.

5 **24. Out-of State.** In the event Dr. Logan resides or practices medicine in a state
6 other than Arizona, she shall participate in the physician rehabilitation program sponsored
7 by that state's medical licensing authority or medical society. Dr. Logan shall cause the
8 other state's program to provide written reports to the Board regarding his attendance,
9 participation, and monitoring. The reports shall be due on or before the 15th day of March
10 and September of each year, until this requirement is terminated in writing by the Board.

11 **25.** Dr. Logan shall immediately obtain a treating psychiatrist approved by Board
12 staff and shall remain in treatment with the psychiatrist until further order of the Board. Dr.
13 Logan shall instruct the psychiatrist to release to the Board, upon its request, all records
14 relating to treatment of Dr. Logan, and to submit quarterly written reports to the Board
15 regarding diagnosis, prognosis, and recommendations for continuing care and treatment of
16 Dr. Logan. The reports shall be submitted on or before the 15th day of March, June,
17 September and December of each year.

18 **26.** This Order supercedes all previous consent agreements, stipulations, and
19 orders between the Board and Mark E. Logan, M.D.
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DATED this 5 day of May, 2000.

BOARD OF MEDICAL EXAMINERS
OF THE STATE OF ARIZONA

(SEAL)

By: Tom Adams
CLAUDIA FOUTZ
Executive Director
TOM ADAMS
Assistant Director, Regulation

Original of the foregoing Consent Agreement For
Order of Probation mailed by certified
mail for signature this 28th day of
March 2000

Mark E. Logan, M.D.
Dartmouth-Hitchcock Medical Center
One Medical Center Drive
Lebanon, New Hampshire 03756-0001

Prossian Mulla
Coordinator, Monitored Aftercare Program

Executed Copy of the foregoing **signed** Agreement For
Order of Probation mailed by certified
mail this 2nd day of May 2000 to:
5th

Mark E. Logan, M.D.
Dartmouth-Hitchcock Medical Center
One Medical Center Drive
Lebanon, New Hampshire 03756-0001

Kathleen O'Mull
Coordinator, Monitored Aftercare Program

BEFORE THE BOARD OF MEDICAL EXAMINERS

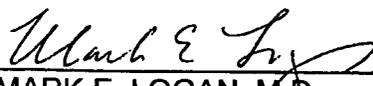
IN THE STATE OF ARIZONA

<p>In the Matter of</p> <p>MARK E. LOGAN, M.D.</p> <p>Holder of License No. 22621 For the Practice of Medicine In the State of Arizona.</p>	<p>Investigation No. MD-99-0185</p> <p>AMENDED CONSENT AGREEMENT FOR ORDER OF CONDITIONAL REINSTATEMENT OF MEDICAL LICENSE AND PROBATION</p>
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Dr. Logan acknowledges that any violation of this Consent Agreement constitutes unprofessional conduct within A.R.S. § 32-1401(25)(r), and will result in his license being automatically summarily suspended pursuant to A.R.S. § 32-1451(D). Alternatively, Dr. Logan may request cancellation of his Board license if he admits to misconduct and so stipulates, pursuant to A.R.S. § 32-1433; however, the Board reserves the authority to take disciplinary action and therefore not grant a requested cancellation of license.

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MARK E. LOGAN, M.D.

Dated: 9/25/00

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13 Board license to practice medicine.

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15 of its public meeting agenda on April 26-28th, 2000.

16 **CONCLUSIONS OF LAW**

17 1. The Board possesses jurisdiction over the subject matter hereof and over
18 Mark E. Logan, M.D.

19 2. Pursuant to A.R.S. § 32-1403(A)(5), § 32-1431(D), § 32-1451(F) and § 32-
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22 **ORDER**

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24 M.D., shall be reinstated to active status subject to the following conditions:

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1 B. Provide documentation to Board staff that he has successfully
2 completed 20 hours of approved medical education as described in Board
3 administrative rule, R4-16-101(B); and

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5 Logan may submit a written request to formally reactivate his license to practice
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I. DEFINITIONS

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II. TERMS

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22 this Consent Agreement.

23 4. Following completion of the ninety (90) meetings in ninety (90) days, Dr.
24 Logan shall participate in a 12-step recovery program or other self-help program
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3 program meetings per week.

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17 accordance with paragraph 8.

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23 director to submit to witnessed biological fluid collection. If Dr. Logan is directed to contact
24 an automated telephone message system to determine when to provide a specimen, he
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1 shall do so within the hours specified by Board staff. For the purposes of this paragraph,
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4 Logan shall appear and submit to specimen collection not later than two hours after
5 telephonic notice to appear is given. The Board in its sole discretion shall determine good
6 cause.

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8 which shall be used to contact him on a 24 hours per day/seven days per week basis to
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13 program director.

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15 **14.** Dr. Logan shall cooperate with collection site personnel regarding biological
16 fluid collection. Repeated complaints from collection site personnel regarding Dr. Logan's
17 lack of cooperation regarding collection may be grounds for termination from the program.

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19 personnel and contractor costs, associated with participating in the Monitored
20 Aftercare Program (MAP) at time service is rendered, if required, or within 30 days
21 of each invoice sent to him.

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23 competency examinations at such times and under such conditions as directed by the
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2 medicine and compliance with the terms of this Consent Agreement.

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5 director.

6 **18. Obey All Laws.** Dr. Logan shall obey all federal, state and local laws, and
7 all rules governing the practice of medicine in the state of Arizona.

8 **19. Interviews.** Dr. Logan shall appear in person before the Board and its staff
9 and committees for interviews upon request, upon reasonable notice.

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12 Dr. Logan shall provide Board staff at least three business days advance written notice of
13 any plans to be away from office or home for more than five (5) consecutive days. The
14 notice shall state the reason for the intended absence from home or office, and shall
15 provide a telephone number that may be used to contact Dr. Logan.
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17 **21. Relapse, Violation.** See paragraph A of this Order.

18 **22. Notice Requirements.** Dr. Logan shall immediately provide a copy of this
19 Consent Agreement to all hospitals and free standing surgery centers at which Dr. Logan
20 has any privileges. Within 30 days of signing this Consent Agreement, Dr. Logan shall
21 provide the Board with a signed statement that he has complied with this notification
22 requirement.

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24 surgery centers at which he has any privileges of a chemical dependency relapse, use of
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8 other state's program to provide written reports to the Board regarding his attendance,
9 participation, and monitoring. The reports shall be due on or before the 15th day of March
10 and September of each year, until this requirement is terminated in writing by the Board.

11 **25.** Dr. Logan shall immediately obtain a treating psychiatrist approved by Board
12 staff and shall remain in treatment with the psychiatrist until further order of the Board. Dr.
13 Logan shall instruct the psychiatrist to release to the Board, upon its request, all records
14 relating to treatment of Dr. Logan, and to submit quarterly written reports to the Board
15 regarding diagnosis, prognosis, and recommendations for continuing care and treatment of
16 Dr. Logan. The reports shall be submitted on or before the 15th day of March, June,
17 September and December of each year.

18 **26.** Dr. Logan shall submit to the administration of Naltrexone as prescribed by
19 his primary care physician.

20 **27.** Dr. Logan's clinical practice be limited to 120 hours per month.

21 **28.** Dr. Logan shall provide to Board staff, by the 10th of each month, official
22 copies of his work schedule, and a record of hours actually worked, signed by his
23 supervisor.
24
25

1 29. After 90 days from the date of this Amended Order, Dr. Logan may request
2 that the Board review the terms of the this Amended Order of Probation.

3 30. This Order supercedes all previous consent agreements, stipulations, and
4 orders between the Board and Mark E. Logan, M.D.

5
6 DATED this 30 day of October, 2000.

7 BOARD OF MEDICAL EXAMINERS
8 OF THE STATE OF ARIZONA



10 By: Tora Adams
11 CLAUDIA FOUTZ
12 Executive Director
13 TOM ADAMS
14 Assistant Director, Regulation

15 Original of the foregoing Amended Consent Agreement For
16 Order of Probation mailed by certified mail for signature
17 this 19th day of Sept, 2000 to:

18 Mark E. Logan, M.D.
19 Dartmouth-Hitchcock Medical Center
20 One Medical Center Drive/Pathology
21 Lebanon, New Hampshire 03756-0001

22 Kathleen Miller
23 Coordinator, Monitored Aftercare Program

24 Executed Copy of the foregoing **signed** Amended Consent Agreement For
25 Order of Probation mailed by certified mail
this 31st day of October, 2000 to:

26 Mark E. Logan, M.D.
27 Dartmouth-Hitchcock Medical Center
28 One Medical Center Drive
29 Lebanon, New Hampshire 03756-0001

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