



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

for evaluation of a lesion on the patient's left forehead. Dr. Wiener felt this was an infected cyst and recommended debridement under general anesthesia.

5. Dr. Wiener removed the cyst on January 10, 1997. The pathology report indicated that some of the removed tissue samples showed invasive squamous cell carcinoma. It was not noted whether the margins were clear. Dr. Wiener reviewed the pathology reports with the patient on January 15, 1997, and indicated that the patient "understood" the report but there was no indication as to recommendation for further surgical intervention. The patient continued to see Dr. Wiener for care of the lesion.
6. On April 30, 1997, the patient returned with swelling in the left forehead region and Dr. Wiener drained the area.
7. The patient was not seen again until July 23, 1997, when he presented to Dr. Wiener with increased size of the lesion of the left forehead. Dr. Wiener explained to the patient that he would require wide excision of the area with frozen section and reconstruction.
8. On August 13, 1997, Dr. Wiener again performed surgery on the lesion. The pathology report indicated "moderately differentiated squamous cell carcinoma, lateral surgical margins clear." Tumor was present at the deep margin.
9. Dr. Wiener recommended that the patient be seen by an oncologist and the last visit was on September 17, 1997, where Dr. Wiener indicated there was no evidence of infection or reoccurrence.



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

**RIGHT TO PETITION FOR REVIEW**

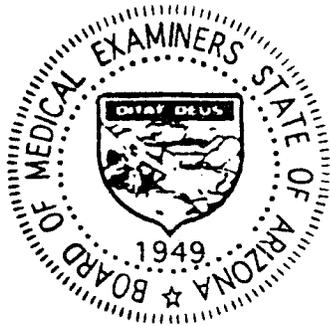
Dr. Wiener is hereby notified that he has the right to petition for a rehearing. Pursuant to A.R.S. § 41-1092.09, as amended, the petition for rehearing must be filed with the Board's Executive Director within thirty (30) days after service of this Order and pursuant to A.A.C. R4-16-102, it must set forth legally sufficient reasons for granting a rehearing. Service of this Order is effective five (5) days after the date of mailing. If a motion for rehearing is not filed, the Board's Order becomes effective thirty-five (35) days after it is mailed to Dr. Wiener.

Dr. Wiener is further notified that the filing of a petition for rehearing is required to preserve any rights of appeal to the Superior Court that he may wish to pursue.

DATED this 17<sup>th</sup> day of February, 2001.

BOARD OF MEDICAL EXAMINERS  
OF THE STATE OF ARIZONA

(SEAL)



By Claudia Foutz  
CLAUDIA FOUTZ  
Executive Director

ORIGINAL of the foregoing filed  
this 17 day of February, 2001, with:

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

...  
...  
...

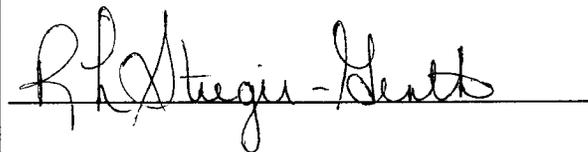
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

EXECUTED COPY of the foregoing mailed by  
Certified Mail this 17<sup>th</sup> day of February 2001, to:

STEVEN H. WIENER, M.D.  
4443 N. Scottsdale Rd.  
Scottsdale, AZ 85251

COPY of the foregoing hand-delivered this  
17<sup>th</sup> day of February, 2001, to:

Richard F. Albrecht, Esq., Assistant Attorney General  
c/o Arizona Board of Medical Examiners  
9545 E. Doubletree Ranch Road  
Scottsdale, AZ 85258  
Counsel for the Board

  
\_\_\_\_\_