

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.

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

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

6
7 
8 _____
9 JORGE L. ALSINA, M.D.

DATED: 2/19/2008

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1
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 36102 for the practice of
6 allopathic medicine in the State of Arizona.

7 3. The Board initiated case number MD-07-0812A after receiving notification of
8 a disciplinary action taken against Respondent by the Florida Board of Medicine (Florida
9 Board).

10 4. Respondent was reprimanded and disciplined as a result of a settlement
11 agreement by the Florida Board for failing to maintain adequate medical records to justify
12 care and treatment of patients LC, RC and AH. Specifically, Respondent failed to obtain
13 patient histories, failed to record examinations and test results, failed to maintain records
14 of drugs prescribed or dispensed and failed to keep reports of hospitalizations or
15 consultations on file. Additionally, Respondent prescribed excessive amounts of
16 Oxycontin, Roxicet, Xanax, Zyprexa and Alprazolam without sufficient justification to LC,
17 RC and AH on several occasions.

18 5. On August 27, 2007, the Florida Board approved a settlement agreement
19 with Respondent for a reprimand and a fine. Respondent was required to attend medical
20 education courses and perform fifty hours of community service. Respondent is currently
21 complying with the order. The Florida order is incorporated by reference.

22 **CONCLUSIONS OF LAW**

23 1. The Board possesses jurisdiction over the subject matter hereof and over
24 Respondent.

25 2. The conduct and circumstances described above constitute unprofessional
conduct pursuant to A.R.S. § 32-1401(27)(o) (“[a]ction that is taken against a doctor of

1 medicine by another licensing or regulatory jurisdiction due to that doctor's mental or
2 physical inability to engage safely in the practice of medicine, the doctor's medical
3 incompetence or for unprofessional conduct as defined by that jurisdiction and that
4 corresponds directly or indirectly to an act of unprofessional conduct prescribed by this
5 paragraph. The action taken may include refusing, denying, revoking or suspending a
6 license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise
7 limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on
8 probation by that jurisdiction.").

9 **ORDER**

10 IT IS HEREBY ORDERED THAT:

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

13 2. Respondent is placed on probation for **one year** with the following terms and
14 conditions:

15 A. **Continuing Medical Education (CME)**

16 Respondent shall within **one year** comply with the terms of the Florida Board Order
17 requiring he attend CME courses. Respondent shall provide Board Staff with satisfactory
18 proof of attendance. The CME hours shall be in addition to the hours required for the
19 biennial renewal of medical license. The probation shall terminate upon successful
20 completion of the CME.

21 B. **Obey All Laws**

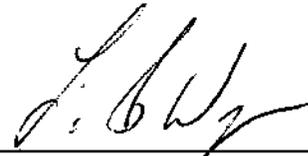
22 Respondent shall obey all state, federal and local laws, all rules governing the
23 practice of medicine in Arizona, and remain in full compliance with any court ordered
24 criminal probation, payments and other orders.

25 3. This Order is the final disposition of case number MD-07-0812A.

1 DATED AND EFFECTIVE this 3rd day of April, 2008.

2 ARIZONA MEDICAL BOARD



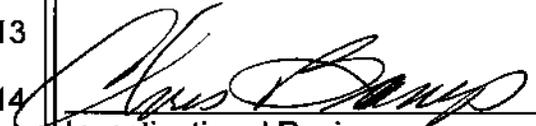
5 By 
6 Lisa S. Wynn
7 Executive Director

8 ORIGINAL of the foregoing filed
9 this 3rd day of April, 2008 with:

10 Arizona Medical Board
11 9545 E. Doubletree Ranch Road
12 Scottsdale, AZ 85258

13 EXECUTED COPY of the foregoing mailed
14 this 3rd day of April, 2008 to:

15 Jorge L. Alsina, M.D.
16 Address of Record

17 
18 Investigational Review
19
20
21
22
23
24
25