

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **JERALD D. WHITE, M.D.**

4 Holder of License No. 5146  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona.

Board Case No. MD-04-1399

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

(Letter of Reprimand)

7 The Arizona Medical Board ("Board") considered this matter at its public meeting  
8 on October 6, 2005. Jerald D. White, M.D., ("Respondent") appeared before the Board  
9 without legal counsel for a formal interview pursuant to the authority vested in the Board  
10 by A.R.S. § 32-1451(H). The Board voted to issue the following findings of fact,  
11 conclusions of law and order after due consideration of the facts and law applicable to  
12 this matter.  
13

14 **FINDINGS OF FACT**

15 1. The Board is the duly constituted authority for the regulation and control of  
16 the practice of allopathic medicine in the State of Arizona.

17 2. Respondent is the holder of License No. 5146 for the practice of allopathic  
18 medicine in the State of Arizona.

19 3. The Board initiated case number MD-04-1399 after receiving a report from  
20 the Federation of State Medical Boards that the Medical Board of California ("California  
21 Board") issued Respondent a public letter of reprimand for insurance fraud, inappropriate  
22 prescribing and controlled substance violations. During the Board's investigation Board  
23 Staff interviewed Respondent and he admitted he prescribed Concentra to his  
24 stepdaughter for use by his son. Respondent wrote the prescriptions so his  
25 stepdaughter's father could submit the prescription to his insurance company for  
coverage in lieu of paying child support. Respondent admitted to committing insurance

1 fraud when he wrote the prescriptions and allowed his stepdaughter's father to submit the  
2 prescriptions to an insurance company. Respondent admitted this prescribing occurred  
3 over a one-year period. Respondent also indicated that since being notified by the  
4 California Board of its investigation he ceased prescribing to members of his family.

5 4. Respondent testified he recognized his conduct was a serious problem and  
6 he apologized for it. Respondent stated he had been an upstanding physician all his life  
7 and he still does not understand why he wrote the prescriptions. Respondent testified his  
8 young son has Attention Deficit Hyperactivity Disorder ("ADHD") and has a good  
9 relationship with his stepfather and they get together frequently and this all came about.  
10 Respondent testified he has since taken two courses in ethics and has repaid all moneys  
11 to the insurance company. Respondent noted he consciously avoids writing prescriptions  
12 to family members. Respondent again apologized and stated he hoped his conduct did  
13 not lead to his losing his license because he wants to continue to practice medicine in  
14 California and one day resume practicing in Arizona. Respondent testified he was  
15 offered a Consent Agreement by Board Staff, but declined to sign because he wanted to  
16 appear personally before the Board.

17 5. The Board clarified that Respondent did not personally profit from the  
18 prescriptions and that Respondent had paid restitution to the insurance company.  
19 Respondent was asked how the insurance company became aware of the fraud.  
20 Respondent testified the California Board recommended he inform them. Respondent  
21 noted the California Board instituted an investigation when an employee he terminated  
22 for embezzling made multiple accusations against him. Respondent testified when he  
23 was being interviewed by California Board Staff he voluntarily told them what he was  
24 doing. Respondent noted that all of the accusations filed against him were dismissed  
25 and the California Board proceeded against him only on the conduct he admitted.



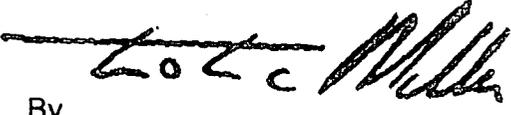
1 Director within thirty (30) days after service of this Order. A.R.S. § 41-1092.09(B). The  
2 petition for rehearing or review must set forth legally sufficient reasons for granting a  
3 rehearing or review. A.A.C. R4-16-102. Service of this order is effective five (5) days  
4 after date of mailing. A.R.S. § 41-1092.09(C). If a petition for rehearing or review is not  
5 filed, the Board's Order becomes effective thirty-five (35) days after it is mailed to  
6 Respondent.

7 Respondent is further notified that the filing of a motion for rehearing or review is  
8 required to preserve any rights of appeal to the Superior Court.

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



10 THE ARIZONA MEDICAL BOARD

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12 By \_\_\_\_\_  
13 TIMOTHY C. MILLER, J.D.  
14 Executive Director

15 ORIGINAL of the foregoing filed this  
16 12<sup>th</sup> day of December 2005 with:

17 Arizona Medical Board  
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 12<sup>th</sup> day of December, 2005, to:

23 Jerald D. White, M.D.  
24 Address of Record

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