

1 BOARD OF MEDICAL EXAMINERS

2 IN THE STATE OF ARIZONA

3 In the Matter of

4 ANDRZEJ J. SLASKI, M.D.

5 Holder of License No. 6972
6 For the Practice of Medicine
7 In the State of Arizona.

Board Case No. 10954

**CONSENT AGREEMENT FOR
FINDINGS OF FACT, CONCLUSIONS
OF LAW AND BOARD ORDER
(Probation with Practice
Restrictions)**

8 **CONSENT AGREEMENT**

9 By mutual agreement and understanding, between the Arizona Board of
10 Medical Examiners (hereafter "Board") and Andrzej J. Slaski, M.D (hereafter
11 "Respondent"). The parties agree to the following disposition of this matter.
12

13 1. Respondent acknowledges that he has read this Consent Agreement
14 and the stipulated Findings of Fact, Conclusions of Law and Consent Order; and,
15 Respondent is aware of and understands the content of this document.

16 2. Respondent understands that by entering into this Consent
17 Agreement for the issuance of the foregoing Consent Order, Respondent
18 voluntarily relinquishes any rights to a hearing or judicial review in state or federal
19 court on the matters alleged or to challenge this Consent Agreement and the
20 Consent Order in its entirety as issued by the Board and waives any other cause
21 of action related thereto or arising from said Order.
22

23 3. Respondent acknowledges and understands that this Consent
24 Agreement and the Consent Order will not become effective until approved by the
25 Board and signed by its Executive Director.

1 By mutual stipulation and agreement the following is entered for final
2 disposition of this matter.

3 **FINDINGS OF FACT**

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

6 2. Andrzej J. Slaski, M.D. is the holder of License No. 6972 for the
7 practice of allopathic medicine in the State of Arizona.

8 3. This matter came before the Board for review and discussion as a
9 formal interview between Dr. Slaski and the Board on March 8 and April 26, 2000;
10 and, disposition of this matter by consent agreement for Board order was
11 approved by the Board at its public meeting and was accepted by Dr. Slaski.

12 4. The Board received correspondence from Shonna L. Mulkey, Major,
13 United State Army, Chief Provider Actions Branch, Fort Worth, Texas. The
14 correspondence from Major Mulkey and attached documentation disclosed that
15 Dr. Slaski was previously employed by the Department of the Army as a civilian
16 physician providing medical services to military personnel and dependents at
17 Landstuhl Regional Medical Center, in Germany. Due to allegations regarding
18 inadequate performance of medical services by Dr. Slaski, a Hearing Committee
19 of the Landstuhl Regional Medical Center was convened to review an adverse
20 action against Dr. Slaski which was taken to restrict Dr. Slaski's clinical privileges
21 in pediatrics at the Landstuhl Regional Medical Center ("LRMC"), and more
22 specifically and at the Baumholder Health Clinic.

23 5. The aforementioned Hearing Committee, reported its findings,
24 conclusions and recommendations to the Commander of LRMC by report dated
25 May 11, 1995. Said report was based on the evidence presented and witnesses

1 heard; and, the report setforth the following findings, conclusions and
2 recommendations.

3 (A.) Findings of Fact:

4 (1) A detailed medical review by three LRMC's staff
5 pediatricians reveals a consistent pattern of sub-standard
6 diagnosis, treatment, follow-up and documentation,
7 specifically:

8 (a) Over diagnosis of urinary tract infections (UTI); Dr.
9 Slaski consistently diagnosis UTI in the face of
10 inadequate clinical evidence, symptoms, and
11 confirming laboratory evidence; he consistently
12 fails to conduct appropriate work – ups on patients
13 he has diagnosed with UTI; he consistently
14 prescribes antibiotic treatment when he has
15 diagnosed with UTI even after laboratory studies
16 have been returned without confirming values.
17 These deficiencies have been discussed with Dr.
18 Slaski on several occasions, yet he has not altered
19 his pattern of diagnosing and treating UTI.

20 (b) Dr. Slaski inappropriately treated Attention Deficit
21 and Hyperactive Disorder (“ADHD”) with
22 antihistamine therapy.

23 (c) Dr. Salski exhibits sub-standard documentation
24 and medical records, through a history of physical
25 examination, vital signs, pediatric growth charts,

1 master problem lists, supporting diagnostic testing
2 even after counseling by Baumholder's Clinic
3 Commander in three LRMC staff pediatricians.

4 (d) Dr. Slaski in his presentation of evidence at the
5 hearing failed to provide evidence to counter
6 allegations of inadequacies in clinical diagnosis,
7 documentation, history and physical examination
8 and treatment patterns; he did not contest but
9 rather verified the fact that he received counseling
10 on these matters.

11 (2) In the specific case of patient E.G., Dr. Slaski failed to
12 accomplish a complete assessment of the patient's condition,
13 probably failed to conduct and certainly failed to document an
14 physical examination, failed to obtain appropriate laboratory studies
15 and failed to recognize that the patient had a serious illness, even
16 though support staff indicated the child presented with an appearance
17 of being seriously ill; these failures directly contributed to the child's
18 death as a result of diabetic ketoacidosis the following day.

19 (3) In the specific case of E.G., Dr. Slaski continues to doubt
20 the likelihood of the diagnosis of diabetic ketoacidosis, even in the
21 face of overwhelming supporting evidence.

22 (4) During the hearing process, Dr. Salski displayed an
23 attitude in which he consistently stated he found no reason to alter his
24 basic approach to diagnostic work-ups, medical record
25

1 documentation, history taking, physical examination and treatment
2 patterns.

3 (B.) The aforementioned Hearing Committee entered the following
4 conclusions.

5 (1) Dr. Slaski does not demonstrate the clinical confidence
6 expected of a pediatric trained physician treating the full spectrum of
7 pediatric patients, and certainly not that a Board Certified Pediatrician.

8 (2) Dr. Slaski does not demonstrate appropriate medical
9 record documentation to the standard generally expected of a
10 physician or other health care professional.

11 (3) Dr. Slaski does not demonstrate or exhibit a willingness
12 to alter his basic clinical practice patterns to the standards of practice
13 generally expected of a physician, even after his deficiencies have
14 been pointed out to him by Baumholder Clinic Commander and three
15 LRMC staff pediatricians.

16 (C.) The aforementioned Hearing Committee in its decision entered
17 a recommendation and the made the following recommendations.

18 (1) Dr. Slaski's clinical privileges in pediatrics in the LRMC
19 should be permanently revoked; and,

20 (2) Dr. Slaski's privileges in pediatrics should be restricted as
21 defined in the commander's decision letter dated April 10, 1995.

22 (3) By letter dated June 29, 1995, Dr. Slaski acknowledged
23 receipt of the commander's decision letter (dated June 26, 1995) for
24 LRMC and accepted the decision as to the disposition of the matter
25 regarding restriction of his clinical privileges and status at LRMC.

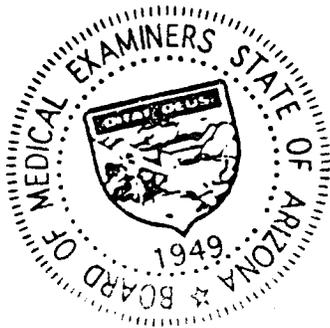
1 **ORDER**

2 Based upon the foregoing, it is hereby ordered to that Andrzej J. Slaski,
3 M.D. (hereafter "Respondent") is:

4 1. Placed on probation for five (5) years from the effective date of this
5 Order; and, as a condition of probation Dr. Slaski is restricted to practicing in a
6 medical group that shall include at least one physician who is a pediatrician or a
7 family practice physician experienced in pediatric care.

8 2. During the aforementioned period of probation, Dr. Slaski's patient
9 charts and medical practice shall be periodically reviewed by Board staff and
10 appropriate report submitted by staff to the Board for review, regarding compliance
11 with this order and regarding Dr. Slaski's medical practices and procedures.

12 DATED AND EFFECTIVE this 26th day of April, 2000.



18 BOARD OF MEDICAL EXAMINERS
19 OF THE STATE OF ARIZONA

20 Claudia Foutz
21 CLAUDIA FOUTZ
22 Executive Director; or,
23 TOM ADAMS
24 Assistant Director, Regulation
25

Original of the foregoing filed this
27th day of April, 2000 with:

Arizona Board of Medical Examiners
Board Operations Section
1651 East Morten, Suite 210
Phoenix, Arizona 85020

1 Executed copy of the foregoing
2 mailed by U.S. certified mail this
3 27th day of April, 2000, to:

4 Andrzej J. Slaski, M.D.
5 13062 N. Whitlock Canyon Drive
6 Tucson, Arizona 85737-1806

7 Copy of the foregoing delivered this
8 27th day of April, 2000, to:

9 Board Legal Counsel
10 c/o Arizona Board of Medical Examiners
11 1651 East Morten, Suite 210
12 Phoenix, Arizona 85020

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14 _____
15 Board Operations

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