

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

Case No. MD-22-0284A

3 **EDWARD T. CHAPPELL, M.D.**

4 Holder of License No. 37339
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

**ORDER FOR PROBATION; AND
7 CONSENT TO THE SAME**

8 Edward T. Chappell, M.D. ("Respondent") elects to permanently waive any right to a
9 hearing and appeal with respect to this Order for Probation; admits the jurisdiction of the
10 Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

11 **FINDINGS OF FACT**

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

14 2. Respondent is the holder of license number 37339 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-22-0284A after receiving Respondent's
17 report and a Disciplinary Alert Report indicating that the Medical Board of California
18 ("California Board") took action against Respondent's California medical license.

19 4. Effective April 8, 2022, the California Board entered a Decision in Case No.
20 00-2018-045110 adopting a Stipulated Settlement and Disciplinary Order placing
21 Respondent's California medical license on stayed revocation probation for three years
22 with terms and conditions including completion of continuing medical education ("CME"),
23 requiring use of a Practice Monitor and prohibiting Respondent from supervising physician
24 assistants or advance practice nurses ("California Order").

25 5. On April 23-24, Respondent completed an intensive, virtual CME course in
medical recordkeeping and on May 14-15, 2022, Respondent completed an intensive,
virtual CME course in Ethics and Professionalism pursuant to the California Order.

1 6. During the course of the Board's investigation, Respondent reported that
2 does not intend to practice medicine in the State of Arizona.

3 **CONCLUSIONS OF LAW**

4 a. The Board possesses jurisdiction over the subject matter hereof and over
5 Respondent.

6 b. The conduct and circumstances described above constitute unprofessional
7 conduct pursuant to A.R.S. § 32-1401(27)(p) (" Having action taken against a doctor of
8 medicine by another licensing or regulatory jurisdiction due to that doctor's mental or
9 physical inability to engage safely in the practice of medicine or the doctor's medical
10 incompetence or for unprofessional conduct as defined by that jurisdiction and that
11 corresponds directly or indirectly to an act of unprofessional conduct prescribed by this
12 paragraph. The action taken may include refusing, denying, revoking or suspending a
13 license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise
14 limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on
15 probation by that jurisdiction.").

16 **ORDER**

17 IT IS HEREBY ORDERED THAT:

18 1. Respondent is placed on Probation for a period of 3 years¹ with the following
19 terms and conditions:

20 **a. Compliance with the California Order**

21 Respondent shall comply with the terms and conditions of the California Order.
22 Respondent shall provide a copy of this Order to the California Board and execute any and
23 all authorizations necessary to allow the California Board to communicate directly with
24

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¹ Respondent's probation shall be retroactive to April 8, 2022

1 Board staff regarding Respondent's compliance with the California Order, including
2 immediately communicating to the Board any concerns regarding Respondent's safety to
3 practice medicine. Respondent shall immediately report to the Board any violation of the
4 California Order. Respondent shall cause the California Board to provide quarterly written
5 reports to the Board regarding Respondent's compliance with the California Order.
6 Respondent shall be responsible for all costs related to the California Order and any costs
7 related to the preparation of the quarterly reports.

8 **b. Obey All Laws**

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

12 **c. Probation Termination**

13
14 Prior to the termination of Probation, Respondent must submit a written request to
15 the Board for release from the terms of this Order. Respondent's request for release will
16 be placed on the next pending Board agenda, provided a complete submission is received
17 by Board staff no less than 30 days prior to the Board meeting. Respondent's request for
18 release must provide the Board with evidence establishing that he has successfully
19 satisfied all of the terms and conditions of this Order including termination of the California
20 Order. The Board has the sole discretion to determine whether all of the terms and
21 conditions of this Order have been met or whether to take any other action that is
22 consistent with its statutory and regulatory authority.

1 2. The Board retains jurisdiction and may initiate new action against
2 Respondent based upon any violation of this Order. A.R.S. § 32-1401(27)(s)

3 DATED AND EFFECTIVE this 15th day of December, 2022.

4
5 ARIZONA MEDICAL BOARD

6 By *Patricia E. McSorley*
7 Patricia E. McSorley
8 Executive Director

9 **CONSENT TO ENTRY OF ORDER**

10 1. Respondent has read and understands this Consent Agreement and the
11 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent
12 acknowledges he has the right to consult with legal counsel regarding this matter.

13 2. Respondent acknowledges and agrees that this Order is entered into freely
14 and voluntarily and that no promise was made or coercion used to induce such entry.

15 3. By consenting to this Order, Respondent voluntarily relinquishes any rights to
16 a hearing or judicial review in state or federal court on the matters alleged, or to challenge
17 this Order in its entirety as issued by the Board, and waives any other cause of action
18 related thereto or arising from said Order.

19 4. The Order is not effective until approved by the Board and signed by its
20 Executive Director.

21 5. All admissions made by Respondent in this Order are solely for final
22 disposition of this matter and any subsequent related administrative proceedings or civil
23 litigation involving the Board and Respondent. Therefore, said admissions by Respondent
24 are not intended or made for any other use, such as in the context of another state or
25

1 federal government regulatory agency proceeding, civil or criminal court proceeding, in the
2 State of Arizona or any other state or federal court.

3 6. Notwithstanding any language in this Order, this Order does not preclude in
4 any way any other State agency or officer or political subdivision of this state from
5 instituting proceedings, investigating claims, or taking legal action as may be appropriate
6 now or in the future relating to this matter or other matters concerning Respondent,
7 including but not limited to, violations of Arizona's Consumer Fraud Act. Respondent
8 acknowledges that, other than with respect to the Board, this Order makes no
9 representations, implied or otherwise, about the views or intended actions of any other
10 state agency or officer or political subdivisions of the State relating to this matter or other
11 matters concerning Respondent.

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 consent to the entry of
14 the Order. 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. This Order is a public record that will be publicly disseminated as a formal
18 disciplinary action of the Board and will be reported to the National Practitioner's Data
19 Bank and on the Board's web site as a disciplinary action.

20 9. If any part of the Order is later declared void or otherwise unenforceable, the
21 remainder of the Order in its entirety shall remain in force and effect.

22 10. If the Board does not adopt this Order, Respondent will not assert as a
23 defense that the Board's consideration of the Order constitutes bias, prejudice,
24 prejudgment or other similar defense.

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

5 12. Respondent acknowledges that, pursuant to A.R.S. § 32-2501(16), he
6 cannot act as a supervising physician for a physician assistant while his license is on
7 probation.

8 13. ***Respondent has read and understands the conditions of probation.***

9
10 
11 EDWARD T. CHAPPELL, M.D.


DATED: 11/7/22

12
13 EXECUTED COPY of the foregoing mailed
14 this 1st day of December, 2022 to:

15 Edward T. Chappell, M.D.
16 Address of Record

17 ORIGINAL of the foregoing filed
18 this 1st day of December, 2022 with:

19 Arizona Medical Board
20 1740 West Adams, Suite 4000
Phoenix, Arizona 85007

21 
22 Board staff