

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **ERIK P. CASTLE, M.D.**

4 Holder of License No. 36421
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

Case No. MD-20-0964A

**ORDER FOR DECREE OF CENSURE;
AND CONSENT TO THE SAME**

7 Erik P. Castle, M.D. ("Respondent") elects to permanently waive any right to a
8 hearing and appeal with respect to this Order for a Decree of Censure; admits the
9 jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order
10 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 36421 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-20-0964A after receiving notification
17 from the Hospital where Respondent held privileges that Respondent committed
18 unprofessional conduct by soliciting money from work colleagues, patients and others in
19 the community under false pretenses, and failed to repay debt owed when promised.

20 4. The Hospital's investigation substantiated that Respondent obtained
21 personal loans from colleagues and subordinate Hospital staff. During an interview with
22 Hospital staff, Respondent admitted to obtaining loans from colleagues, including resident
23 physicians over whom Respondent held supervisory authority. Respondent additionally
24 admitted to using Hospital resources to draft promissory notes. Respondent denied
25 obtaining loans from patients when asked during an investigatory interview by Hospital

1 staff. Subsequently, a Patient ("JW") reported non-payment of a \$15,000.00 personal loan
2 made to Respondent by JW.

3 5. In his written response to the Board, Respondent disclosed obtaining
4 personal loans from colleagues and others close to him, however; Respondent failed to
5 disclose that the colleagues included a patient and subordinate residents.

6 6. Respondent's Arizona license expired on January 9, 2021.

7 **CONCLUSIONS OF LAW**

8 a. The Board possesses jurisdiction over the subject matter hereof and over
9 Respondent.

10 b. The conduct and circumstances described above constitute unprofessional
11 conduct pursuant to A.R.S. § 32-1401(27)(r) ("Committing any conduct or practice that is or
12 might be harmful or dangerous to the health of the patient or the public.").

13 c. The conduct and circumstances described above constitute unprofessional
14 conduct pursuant to A.R.S. § 32-1401(27)(u) ("Knowingly making any false or fraudulent
15 statement, written or oral, in connection with the practice of medicine or if applying for
16 privileges or renewing an application for privileges at a health care institution.").

17 d. The conduct and circumstances described above constitute unprofessional
18 conduct pursuant to A.R.S. § 32-1401(27)(kk) ("Knowingly making a false or misleading
19 statement to the board or on a form required by the board or in a written correspondence,
20 including attachments, with the board.").

21 e. The conduct and circumstances described above constitute unprofessional
22 conduct pursuant to A.R.S. § 32-1401(27)(jj) ("Exhibiting a lack of or inappropriate
23 direction, collaboration or direct supervision of a medical assistant or a licensed, certified
24 or registered health care provider employed by, supervised by or assigned to the
25 physician.").

1 ORDER

2 IT IS HEREBY ORDERED THAT:

3 1. Respondent is issued a Decree of Censure.

4
5 DATED AND EFFECTIVE this 8th day of April, 2022.

6 ARIZONA MEDICAL BOARD

7
8 By Patricia E. McSorley
9 Patricia E. McSorley
10 Executive Director

11 CONSENT TO ENTRY OF ORDER

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

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

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

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

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

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

23 10. ***Respondent has read and understands the terms of this agreement.***

24 
25 _____
ERIK P. CASTLE, M.D.

DATED: 3/21/22

1 EXECUTED COPY of the foregoing mailed
this 8th day of April, 2022 to:

2
3 Erik P. Castle, M.D.
Address of Record

4 ORIGINAL of the foregoing filed
5 this 8th day of April, 2022 with:

6
7 Arizona Medical Board
1740 West Adams, Suite 4000
Phoenix, Arizona 85007

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9 Michelle Probes
Board staff

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