

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **ABDULLAH M. YONAN, M.D.**

4 Holder of License No. 27691
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

Case No. MD-21-0361A

**ORDER FOR LETTER OF REPRIMAND
AND CONSENT TO SAME**

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

FINDINGS OF FACT

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

13 2. Respondent is the holder of license number 27691 for the practice of
14 allopathic medicine in the State of Arizona.

15 3. The Board initiated case number MD-21-0361A after receiving notification
16 that Respondent's clinical privileges at a Hospital had been suspended based on
17 allegations of unprofessional conduct arising out of a disagreement with a staff nurse over
18 patient care.

19 4. On April 17, 2021, Respondent ordered that a patient's sedation be stopped,
20 and that the patient should be weaned off the ventilator. The Nurse to whom Respondent
21 gave the order disagreed, based on her concern over waking the patient too rapidly. The
22 Nurse and witnesses reported that Respondent put his arm tightly around her shoulder
23 and walked her to the patient's room where the Nurse and witnesses reported that
24 Respondent yelled at the Nurse to adjust the medication. The Nurse reported complying
25 with Respondent's request. Respondent reported that he had left his arm on the Nurse's

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1 shoulder to walk into the patient's room, after the Nurse had stretched both arms out and
2 he thought she was going to hug him.

3 5. Respondent was required to complete an intensive, in-person continuing
4 medical education ("CME") course in professional boundaries and apologize to the Nurse.

5 6. In June 2021, Respondent completed an intensive, in-person CME course in
6 professional boundaries for a total of 39.50 CME credits.

7 7. On May 7, 2021, Respondent's privileges were reinstated based on his
8 compliance with the Hospital's requirements.

9 8. The Board's outside medical consultant reviewed the care rendered to the
10 patient and concluded that Respondent's plan of care did not deviate from the standard of
11 care.

12 **CONCLUSIONS OF LAW**

13 1. The Board possesses jurisdiction over the subject matter hereof and over
14 Respondent.

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

20 **ORDER**

21 IT IS HEREBY ORDERED THAT:

22 1. Respondent is issued a Letter of Reprimand.

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1 DATED AND EFFECTIVE this 2nd day of February, 2023.

2 ARIZONA MEDICAL BOARD

3
4 By Patricia E. McSpoley
5 Patricia E. McSpoley
6 Executive Director

7 **CONSENT TO ENTRY OF ORDER**

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

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

13 3. By consenting to this Order, Respondent voluntarily relinquishes any rights to
14 a hearing or judicial review in state or federal court on the matters alleged, or to challenge
15 this Order in its entirety as issued by the Board, and waives any other cause of action
16 related thereto or arising from said Order. **Following Board approval of the Order,**
17 **Respondent agrees to promptly dismiss Case No. LC2022-000296-001 DT, *Yonan vs.***
18 ***Arizona Medical Board*, in the Maricopa County Superior Court, with each party**
19 **bearing its own attorney's fees and costs.**

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

22 5. All admissions made by Respondent in this Order are solely for final
23 disposition of this matter and any subsequent related administrative proceedings or civil
24 litigation involving the Board and Respondent. Therefore, said admissions by Respondent
25 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.

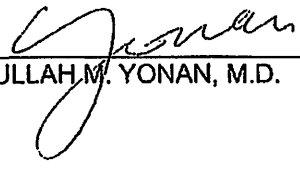
20 9. If any part of the Order is later declared void or otherwise unenforceable, the
21 remainder of the Order in its entirety shall remain in force and effect.

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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11. Respondent has read and understands the terms of this agreement.


ABDULLAH M. YONAN, M.D.

DATED: 1.12. 2023


EXECUTED COPY of the foregoing mailed
this 2nd day of February 2023 to:

Abdullah M. Yonan, M.D.
Address of Record

Andrew Breavington, Esq.
Mitchell Stein Carey Chapman, PC
2600 North Central Avenue, Suite 1000
Phoenix, Arizona 85004
Attorney for Respondent

ORIGINAL of the foregoing filed
this 2nd day of February 2023 with:

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


Board staff