

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

NAGLAA ABDEL-AL, M.D.

Holder of License No. 34898
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-10-0514A

**ORDER FOR DECREEE OF CENSURE
AND PRACTICE RESTRICTION AND
CONSENT TO THE SAME**

Naglaa Abdel-Al, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Order for Decree of Censure and Practice Restriction; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

FINDINGS OF FACT

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

2. Respondent is the holder of license number 34898 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-10-0514A after receiving notification from a medical center that it had summarily suspended Respondent from its medical staff for suspected use of a general anesthetic/sedative.

4. On April 5, 2010, Respondent administered a general anesthetic to a urologic patient of the surgeon on the case. After the administration of the anesthetic and prior to the start of surgery, Respondent left the patient in the operating room to go to the bathroom, where she injected herself with Diprivan.

5. Respondent never returned to the patient. Staff found her impaired in the bathroom and took her to the emergency room as a patient.

6. The surgeon proceeded to perform the urologic surgery to completion without an anesthesiologist and without incident.

2 7. On April 13, 2010, Board staff interviewed Respondent who admitted to taking
3 Diprivan. The Board issued an interim order requiring Respondent to undergo and successfully
4 complete an assessment by the Board's Physician Health Program (PHP) contractors. Following
5 the assessment, the PHP contractors recommended that Respondent obtain a more in-depth
6 evaluation at a Board-approved facility.

7 8. On April 14, 2010, Respondent consented to an Interim Practice Restriction. On
8 May 9-12, 2010, Respondent underwent an assessment, but the evaluation center and the Board's
9 contractor were unable to make a diagnosis due to responses provided by Respondent.

10 9. On October 4, 2010, Respondent entered a residential treatment program, which
11 she successfully completed on January 7, 2011. Her diagnosis upon discharge was sedative
12 dependence. The treatment facility recommended that she enroll in Florida's equivalent of the
13 PHP, as Florida is her primary residence.

14 10. On February 8, 2011, the Board's PHP contractors found Respondent safe to
15 practice and recommended that she enroll in the Florida PRN as Florida is her primary residence.
16 Respondent is currently enrolled in the Florida PRN, a five year program.

17 11. As a result of Respondent's Arizona Consent Agreement for a Practice Restriction,
18 her California and Virginia licenses were suspended. She currently holds active unrestricted
19 licenses in Florida, Wisconsin, Ohio, Michigan, New York, Pennsylvania and Connecticut.

20 12. The standard of care for rendering care to patients requires a physician to not be
21 under the influence of psychoactive substances and to not abandon the patient.

22 13. Respondent deviated from the standard of care on April 5, 2010 by abandoning her
23 patient for the purpose of injecting herself with Diprivan.

24 14. Respondent's conduct could have resulted in harm to the patient.

25 CONCLUSIONS OF LAW

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

2. The conduct and circumstances described above constitute unprofessional conduct pursuant to A.R.S. § 32-1401(27)(f) (“[h]abitual intemperance in the use of alcohol or habitual substance abuse”) and A.R.S. § 32-1401(27)(q) (“[a]ny conduct or practice that is or might be harmful or dangerous to the health of the patient or the public.”).

3. If the Board finds that it can take rehabilitative or disciplinary action without the presence of the doctor at a formal interview it may enter into a consent agreement with the doctor to limit or restrict the doctor’s practice or to rehabilitate the doctor in order to protect the public and ensure the doctor’s ability to safely engage in the practice of medicine. A.R.S. § 32-1451(F).

4. The Board finds that a practice restriction is needed in order to protect the public.

ORDER

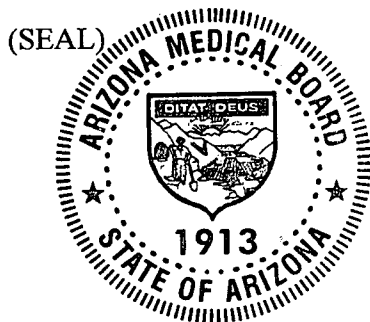
IT IS HEREBY ORDERED THAT:

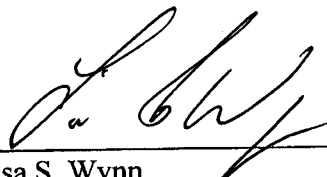
1. Respondent is issued a Decree of Censure and Practice Restriction.

2. As of the effective date of this Order, Respondent shall not practice medicine and is prohibited from prescribing any form of treatment, including prescription medications, in Arizona. In addition, Respondent shall not seek to renew her Arizona medical license and shall not reapply for an Arizona medical license for a period of five years from the effective date of this Order.

DATED AND EFFECTIVE this 9TH day of JUNE, 2011.

ARIZONA MEDICAL BOARD



By 

Lisa S. Wynn
Executive Director

CONSENT TO ENTRY OF ORDER

1. Respondent has read and understands this Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order (“Order”), Respondent acknowledges she has the right to consult with legal counsel regarding this matter.

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

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

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

5. All admissions made by Respondent are solely for final disposition of this matter and any subsequent related administrative proceedings or civil 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 federal government regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or federal court.

6. Upon signing this agreement, and returning this document (or a copy thereof) to the Board’s Executive Director, Respondent may not revoke the consent to the entry of the Order. Respondent may not make any modifications to the document. Any modifications to this original document are ineffective and void unless mutually approved by the parties.

7. This Order is a public record that will be publicly disseminated as a formal disciplinary action of the Board and will be reported to the National Practitioner’s Data Bank and on the Board’s web site as a disciplinary action.

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

2 9. If the Board does not adopt this Order, Respondent will not assert as a defense that
3 the Board's consideration of the Order constitutes bias, prejudice, prejudgment or other similar
4 defense.

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

9 11. **Respondent has read and understands the conditions of the restriction.**

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EXECUTED COPY of the foregoing mailed
this 20th day of June, 2011 to:

2 Naglaa Abdel-Al, M.D.
Address of Record

3 ORIGINAL of the foregoing filed
4 this 20th day of June, 2011 to:

5 Arizona Medical Board
6 9545 E. Doubletree Ranch Road
Scottsdale, AZ 85258

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9 Arizona Medical Board Staff

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