

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **KIOUMARS MOSTAFIZI, M.D.**

4 Holder of License No. 29684
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

Case No. MD-20-0196A

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

7 Kioumars Mostafizi, M.D. ("Respondent") elects to permanently waive any right to a
8 hearing and appeal with respect to this Order for a 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.

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 29684 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-20-0196A after receiving notification of
17 a malpractice settlement regarding Respondent's care and treatment of a 63 year-old male
18 patient ("MJ") alleging coagulopathy due to a medication error regarding Heparin with
19 subsequent hemorrhagic shock, cardiac arrest, and death.

20 4. On April 5, 2019, MJ presented to Respondent office for evaluation of
21 coronary artery disease ("CAD") and a recent small heart attack requiring placement of two
22 stents in the left circumflex artery. MJ additionally had a past medical history of
23 hypertension ("HTN"), high cholesterol, ex-smoker with asthma, anxiety, and pancreatitis.
24 MJ's medications included aspirin 81mg daily, Brilinta 90mg twice daily, Lipitor 20mg daily,
25 bisoprolol-hydrochlorothiazide 10/25mg daily, and valium 10mg. A PET scan showed
normal cardiac circulation and heart function.

1 5. On June 30, 2019, MJ presented to a Hospital with a two day history of
2 unstable angina.

3 6. On July 1, 2019, MJ was evaluated by a Nurse Practitioner for Respondent,
4 who scheduled a cardiac catheterization. Respondent performed the study that showed a
5 99% left main ostial stenosis, a critical and life-threatening narrowing at the takeoff of the
6 coronary artery from the aorta prior to bifurcation into the left anterior descending artery
7 and circumflex artery, which required urgent bypass surgery to avoid a massive heart
8 attack and fatal outcome. Respondent ordered a cardiac surgery consultation.

9 7. Respondent called the recovery room nurse following the cardiac
10 catheterization and ordered MJ's aspirin and Brilinta stopped, and gave orders for Heparin
11 and Integrilin. The Heparin was ordered by Respondent as a 100 Unit bolus, followed by
12 an IV drip at 5000 Units/hour. The medication was 25,000U/250ml (100U/ml), so 50 ml/hr
13 is 5000 U/hr. Respondent "verified drip doses twice" to the nurse. The nurse expressed
14 concern with the pharmacist and the pharmacist called Respondent, but was not
15 successful in dissuading him from issuing the orders.

16 8. On July 2, 2019, at 0300, a palpable hematoma in the right groin was noted,
17 which continued to increase in size and was treated with manual pressure. At 0435, MJ
18 was noted to have hypotension and profuse sweating. At 0450, the Heparin was stopped
19 by the ICU physician. At 0630, the ICU physician was notified of critical lab results
20 including a prothrombin ("PT") of 92.6, international normalized ration ("INR") of 9.02, and
21 a partial thromboplastin time ("PTT") of >400.

22 9. At 0752, MJ had low blood pressure and was drowsy and pale, which was
23 consistent with hemorrhagic shock. Normal Saline and a red blood cell transfusion were
24 ordered; however, the lab was unable to type and cross the patient's blood. At 0735, MJ
25 was evaluated by the cardiovascular surgeon who was unable to operate due to MJ's

1 progressive hemorrhagic shock. MJ continued to deteriorate and became unresponsive.
2 After doses of atropine and epinephrine were given for a heart rate of 39, a code was
3 called. After a 40-minute effort to resuscitate, MJ expired at 0936.

4 10. The standard of care requires a physician to appropriately prescribe blood
5 thinners. Respondent deviated from the standard of care by inappropriately prescribing
6 Heparin at five times the therapeutic dose.

7 11. Actual patient harm was identified in that the patient hemorrhaged internally
8 from the catheterization puncture wound in the right groin and expired.

9 **CONCLUSIONS OF LAW**

10 a. The Board possesses jurisdiction over the subject matter hereof and over
11 Respondent.

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

15 **ORDER**

16 IT IS HEREBY ORDERED THAT:

17 1. Respondent is issued a Letter of Reprimand.

18
19 DATED AND EFFECTIVE this 4th day of December, 2020.

20 ARIZONA MEDICAL BOARD

21
22 By Patricia E. McSorley
23 Patricia E. McSorley
24 Executive Director
25

1 **CONSENT TO ENTRY OF ORDER**

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

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

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

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

13 5. All admissions made by Respondent in this Order are solely for final
14 disposition of this matter and any subsequent related administrative proceedings or civil
15 litigation involving the Board and Respondent. Therefore, said admissions by Respondent
16 are not intended or made for any other use, such as in the context of another state or
17 federal government regulatory agency proceeding, civil or criminal court proceeding, in the
18 State of Arizona or any other state or federal court.

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

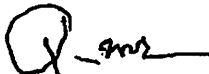
1 state agency or officer or political subdivisions of the State relating to this matter or other
2 matters concerning Respondent.

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

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

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

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

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16 

17 KIOUMARS MOSTAFIZI, M.D.

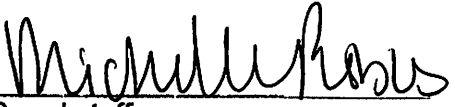
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16 DATED: 10/28/2020

18 EXECUTED COPY of the foregoing mailed
19 this 4th day of December, 2020 to:

20 Steve Myers, Esq.
21 Mitchell Stein Carey Chapman, PC
22 One Renaissance Square
23 2 North Central Avenue, Suite 1450
24 Phoenix, Arizona 85004
25 Attorney for Respondent

1 ORIGINAL of the foregoing filed
2 this 4th day of December, 2020 with:

3 Arizona Medical Board
4 1740 West Adams, Suite 4000
5 Phoenix, Arizona 85007

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7 Board staff

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