

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of
3 **EMIL SLOVAK, M.D.**
4 Holder of License No. 18420
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

Case No. MD-20-0983A

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

7 Emil Slovak, M.D. ("Respondent") elects to permanently waive any right to a
8 hearing and appeal with respect to this Order for Letter of Reprimand and Probation;
9 admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of
10 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 18420 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-20-0983A after receiving notification
17 that Respondent was asked to refrain from exercising his medical staff privileges by his
18 employer Medical Group and after, terminated for cause. Based on the complaint, Board
19 staff requested Medical Consultant ("MC") review of Respondent's care and treatment of
20 two patients ("GM" and "DL").

21 4. GM was a 71 year-old male who presented with a right axillary sebaceous
22 cyst on September 17, 2020. GM had a past medical history of diabetes. Respondent sent
23 GM home with instructions to clean the area with peroxide and iodine. Respondent
24 provided GM with a scalpel to lance the cyst at home. GM returned the next day and saw a
25 different provider who lanced and drained the area and the patient was sent home with
cephalexin.

1 5. DL was a 90 year-old female who presented with complaints of left leg
2 swelling for two days on September 22, 2020. DL had a past medical history of
3 thrombocytosis. Respondent ordered a routine venous doppler of the left leg. On
4 September 24, 2020, the ultrasound was performed and showed an occlusive and
5 nonocclusive deep vein thrombosis ("DVT") extending from the common femoral vein into
6 the popliteal calf veins. Respondent was notified and the patient was given instructions to
7 take aspirin and Coumadin 5mg daily.

8 6. The standard of care requires a physician to perform an incision and
9 drainage. Respondent deviated from this standard of care by providing the patient with a
10 scalpel and instructions to perform an incision and drainage at home.

11 7. The standard of care requires a physician to order a STAT doppler
12 ultrasound in a patient presenting with signs and symptoms of DVT. Respondent deviated
13 from the standard of care by failing to order a STAT doppler ultrasound in a patient
14 presenting with signs and symptoms of DVT.

15 8. There was the potential for patient harm in that GM could have developed a
16 significant hemorrhage by performing an incision and drainage. Patient DL could have
17 developed a pulmonary embolism.

18 **CONCLUSIONS OF LAW**

19 a. The Board possesses jurisdiction over the subject matter hereof and over
20 Respondent.

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

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1 ORDER

2 IT IS HEREBY ORDERED THAT:

- 3 1. Respondent is issued a Letter of Reprimand.
4 2. Respondent is placed on Probation for a period of six months with the
5 following terms and conditions:

6 **a. Continuing Medical Education**

7 Respondent shall within 6 months of the effective date of this Order obtain no less
8 than 3 hours of Board Staff pre-approved Category I Continuing Medical Education
9 ("CME") in medical recordkeeping and no less than the 5 hours of Board staff pre-
10 approved Category I CME in the evaluation and management of deep vein thrombosis.
11 Respondent shall within **thirty days** of the effective date of this Order submit his request
12 for CME to the Board for pre-approval. Upon completion of the CME, Respondent shall
13 provide Board staff with satisfactory proof of attendance. The CME hours shall be in
14 addition to the hours required for the biennial renewal of medical licensure. The Probation
15 shall terminate upon Respondent's proof of successful completion of the CME.

16 **b. Obey All Laws**

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

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

22 DATED AND EFFECTIVE this 2nd day of December, 2021.

24 ARIZONA MEDICAL BOARD

25 By Patricia E. McSorley
Patricia E. McSorley
Executive Director

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

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

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

20 12. ***Respondent has read and understands the conditions of probation.***

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23 _____
EMIL SLOVAK, M.D.

DATED: 11/3/21

1 EXECUTED COPY of the foregoing mailed
2 this 2nd day of December, 2021 to:

3 Emil Slovak, M.D.
4 Address of Record

5 ORIGINAL of the foregoing filed
6 this 2nd day of December, 2021 with:

7 Arizona Medical Board
8 1740 West Adams, Suite 4000
9 Phoenix, Arizona 85007

10 Michelle Probes
11 Board staff

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