

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **ADNAN B. ZAWAWI, M.D**

4 Holder of License No. 47446
5 For the Practice of Medicine
6 In the State of Arizona.

Case No. MD-19-0493A

**ORDER FOR SURRENDER
OF LICENSE AND CONSENT
TO THE SAME**

7 Adnan B. Zawawi, M.D. ("Respondent") elects to permanently waive any right to a
8 hearing and appeal with respect to this Order for Surrender of License; admits the
9 jurisdiction of the Arizona Medical Board ("Board") as well as the facts stated herein; and
10 consents to the entry of 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 47446 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-19-0493A after receiving Respondent's
17 self-report regarding a 2017 DUI.

18 4. On December 11, 2017, Respondent was cited for DUI subsequent to an
19 accident. On April 30, 2019, Respondent's charges were expunged and dismissed
20 following his successful completion of an Accelerated Rehabilitative Disposition Program.

21 5. On June 4, 2019, Board staff received correspondence from the Hospital
22 where Respondent held privileges reporting concerns regarding Respondent's ability to
23 safely engage in the practice of medicine. Respondent contends that this issue was
24 related to his attempts to learn the Hospital's EMR system, which was unfamiliar to him.
25 On June 24, 2019, Respondent entered into an Interim Consent Agreement for Practice
Limitation. On June 25, 2019, Respondent was issued an Interim Order for Physician

1 Health Program ("PHP") Assessment, to be completed by July 5, 2019; and, an Interim
2 Order for a Neuropsychological Evaluation to be completed by August 24, 2019.

3 6. On September 6, 2019, the PHP Assessor reported that Respondent failed
4 to appear for his scheduled appointment for PHP assessment. On November 5, 2019, the
5 neuropsychological evaluator reported that respondent failed to appear for his scheduled
6 evaluation.

7 7. During the course of the Board's investigation, Board staff compared
8 Respondent's self-report to the police report related to the 2017 DUI, and noted factual
9 discrepancies between Respondent's narrative and the police report.

10 8. On November 12, 2020, Respondent requested surrender of his license.

11 **CONCLUSIONS OF LAW**

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

14 2. The conduct and circumstances described above constitute unprofessional
15 conduct pursuant to A.R.S. § 32-1401(27)(a) ("Violating any federal or state laws or rules
16 and regulations applicable to the practice of medicine."); specifically, A.R.S. § 32-3208(A)
17 A health professional who has been charged with a misdemeanor involving conduct that
18 may affect patient safety or a felony after receiving or renewing a license or certificate
19 must notify the health professional's regulatory board in writing within ten working days
20 after the charge is filed.

21 3. 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
23 or might be harmful or dangerous to the health of the patient or the public.").

24 4. The conduct and circumstances described above constitute unprofessional
25 conduct pursuant to A.R.S. § 32-1401(27)(s) ("Violating a formal order, probation, consent

1 agreement or stipulation issued or entered into by the Board or its executive director under
2 the provisions of this chapter.”).

3 5. The conduct and circumstances described above constitute unprofessional
4 conduct pursuant to A.R.S. § 32-1401(27)(kk) (“Knowingly making a false or misleading
5 statement to the board or on a formal required by the board or in a written
6 correspondence, including attachments, with the board.”).

7 6. The Board possesses statutory authority to enter into a consent agreement
8 with a physician and accept the surrender of an active license from a physician who
9 admits to having committed an act of unprofessional conduct. A.R.S. § 32-1451(T)(2).

10 **ORDER**

11 IT IS HEREBY ORDERED THAT Respondent immediately surrender License
12 Number 47446, issued to Adnan B. Zawawi, M.D., for the practice of allopathic medicine in
13 the State of Arizona, and return her/his certificate of licensure to the Board.

14 DATED and effective this 4th day of December, 2020.

15
16 ARIZONA MEDICAL BOARD

17 By: Patricia E. McSorley
18 Patricia E. McSorley
19 Executive Director

20 **CONSENT TO ENTRY OF ORDER**

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

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

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

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

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

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

22 7. Upon signing this agreement, and returning this document (or a copy
23 thereof) to the Board's Executive Director, Respondent may not revoke the consent to the
24 entry of the Order. Respondent may not make any modifications to the document. Any
25

1 modifications to this original document are ineffective and void unless mutually approved
2 by the parties.

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

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

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

10
11 
12 ADNAN B. ZAWAWI, M.D.

Dated: 11/25/20

13
14 EXECUTED COPY of the foregoing mailed by
US Mail this 4th day of December, 2020 to:

15 Sara Stark, Esq.
16 Chelle Law, PLC
11811 North Tatum Boulevard, Suite 3031
17 Phoenix, Arizona 85028
Counsel for Respondent

18 ORIGINAL of the foregoing filed this
19 4th day of December, 2020 with:

20 The Arizona Medical Board
1740 West Adams, Suite 4000
21 Phoenix, Arizona 85007

22
23 
Board staff