

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **SHARONELLE SIMMONS, M.D**

4 Holder of License No. 13628
5 For the Practice of Medicine
6 In the State of Arizona.

Case No. MD-21-1104A

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

7 Sharonelle Simmons, M.D. ("Respondent"), elects to permanently waive any right to
8 a 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 was the holder of license number 13628 for the practice of
15 allopathic medicine in the State of Arizona. From December 10, 2021, to April 19, 2022,
16 the Board sent Respondent multiple notifications of its investigation by mail and email.
17 Respondent's license expired on May 15, 2022. The Board retains jurisdiction under
18 A.R.S. § 32-3202.

19 3. Beginning in December 2021, the Board received complaints from several of
20 Respondent's former patients that Respondent had closed her office and that they had been
21 unable to obtain their medical records from Respondent. One of the complaining patients
22 reported receiving their medical records; however, most of the complainants reported
23 receiving no records or only partial records.

24 4. Respondent failed to update her practice address as required by statute.
25 Respondent's practice address of record with the Board remains the address of her closed
office in Scottsdale, Arizona. During its investigation, Board staff received no response to
the correspondence mailed Respondent's addresses of record with the Board.

1 5. Respondent has a health condition that impairs her ability to practice
2 medicine.

3 CONCLUSIONS OF LAW

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

6 2. The conduct and circumstances described above constitute unprofessional
7 conduct pursuant to A.R.S. § 32-1401(27)(a) (Violating any federal or state laws or rules
8 and regulations applicable to the practice of medicine); A.R.S. § 32-1435(A) (Each active
9 licensee shall promptly and in writing inform the board of the licensee's current residence
10 address, office address and telephone number and of each change in residence address,
11 office address or telephone number that may later occur); and A.R.S. §12-2293(A) (On the
12 written request of a patient or the patient's health care decision maker for access to or
13 copies of the patient's medical records and payment records, the health care provider in
14 possession of the record shall provide access to or copies of the records to the patient or
15 the patient's health care decision maker).

16 3. The conduct and circumstances described above constitute unprofessional
17 conduct pursuant to A.R.S. § 32-1401(27)(ee) ("Failing to furnish information in a timely
18 manner to the board or the board's investigators or representatives if legally requested by
19 the board.").

20 4. The Board possesses statutory authority to enter into a consent agreement
21 with a physician and accept the surrender of an active license from a physician who
22 admits to being unable to safely engage in the practice of medicine or to having committed
23 an act of unprofessional conduct. A.R.S. § 32-1451(T)(1), (2).

24 . . .

25 . . .

1 ORDER

2 IT IS HEREBY ORDERED THAT Respondent immediately surrender License
3 Number 13628, issued to Sharonelle Simmons, M.D., for the practice of allopathic
4 medicine in the State of Arizona, and return her certificate of licensure to the Board.

5 DATED and effective this 7th day of October, 2022.

6
7 ARIZONA MEDICAL BOARD

8
9 By:

Patricia E. McSorley
Patricia E. McSorley
Executive Director

10 CONSENT TO ENTRY OF ORDER

11
12 1. Respondent has read and understands this Consent Agreement and the
13 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent
14 acknowledges she has the right to consult with legal counsel regarding this matter.

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

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

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

23 5. All admissions made by Respondent in this Order are solely for final
24 disposition of this matter and any subsequent related administrative proceedings or civil
25 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

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
13 thereof) to the Board's Executive Director, Respondent may not revoke the consent to the
14 entry of 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 the Board does not adopt this Order, Respondent will not assert as a
21 defense that the Board's consideration of the Order constitutes bias, prejudice,
22 prejudgment or other similar defense.

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

24 
25 SHARONELLE SIMMONS, M.D.

Dated: 9/13/2022

1 EXECUTED COPY of the foregoing mailed by
2 US Mail this 7th day of October, 2022 to:

3 Sharonelle Simmons, M.D.
4 Address of Record

5 ORIGINAL of the foregoing filed this
6 7th day of October, 2022 with:

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

9 Michelle Probus

10 Board staff

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