

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **CRYSTAL CUNNINGHAM, M.D.**

4 Holder of License No. 58299  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona.

**Case No. MD-23-0327A**

**INTERIM CONSENT AGREEMENT  
FOR PRACTICE RESTRICTION**

7 **INTERIM CONSENT AGREEMENT**

8 Crystal Cunningham, M.D. ("Respondent") elects to permanently waive any right to  
9 a hearing and appeal with respect to this Interim Consent Agreement for Practice  
10 Restriction and consents to the entry of this Order by the Arizona Medical Board ("Board").

11 **INTERIM 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 No. 58299 for the practice of allopathic  
15 medicine in the State of Arizona.

16 3. The Board initiated case number MD-23-0327A after receiving a complaint  
17 from a former employee of Respondent's practice alleging unprofessional practice by  
18 Respondent including treatment of patients while under the influence of controlled and  
19 illicit substances.

20 4. Based on the information obtained during the course of the investigation, on  
21 June 6, 2023 the Executive Director issued an Interim Order for Physician Health Program  
22 Assessment ("Assessment Order") requiring Respondent to present for an Assessment  
23 with a Board approved Assessor within 10 days of the date of the Assessment Order.

24

25







1           4.       Respondent understands that this Interim Consent Agreement does not  
2 constitute a dismissal or resolution of this matter or any matters that may be currently  
3 pending before the Board and does not constitute any waiver, express or implied, of the  
4 Board's statutory authority or jurisdiction regarding this or any other pending or future  
5 investigations, actions, or proceedings. Respondent also understands that acceptance of  
6 this Interim Consent Agreement does not preclude any other agency, subdivision, or  
7 officer of this State from instituting civil or criminal proceedings with respect to the conduct  
8 that is the subject of this Interim Consent Agreement. Respondent further does not  
9 relinquish Respondent's rights to an administrative hearing, rehearing, review,  
10 reconsideration, judicial review or any other administrative and/or judicial action,  
11 concerning the matters related to a final disposition of this matter, unless Respondent  
12 affirmatively does so as part of the final resolution of this matter.  
13

14           5.       Respondent acknowledges and agrees that upon signing this Interim  
15 Consent Agreement and returning it to the Board's Executive Director, Respondent may  
16 not revoke Respondent's acceptance of this Interim Consent Agreement or make any  
17 modifications to it. Any modification of this original document is ineffective and void unless  
18 mutually approved by the parties in writing.


19           6.       Respondent understands that this Interim Consent Agreement shall not  
20 become effective unless and until it is signed by the Board's Executive Director.

21           7.       Respondent understands and agrees that if the Board's Executive Director  
22 does not adopt this Interim Consent Agreement, Respondent will not assert in any future  
23 proceedings that the Board's consideration of this Interim Consent Agreement constitutes  
24 bias, prejudice, prejudgment, or other similar defense.  
25

1           8.       Respondent understands that this Interim Consent Agreement is a public  
2 record that may be publicly disseminated as a formal action of the Board, and that it shall  
3 be reported as required by law to the National Practitioner Data Bank.

4           9.       Respondent understands that this Interim Consent Agreement does not  
5 alleviate Respondent's responsibility to comply with the applicable license-renewal  
6 statutes and rules. If this Interim Consent Agreement remains in effect at the time  
7 Respondent's allopathic medical license comes up for renewal, Respondent must renew  
8 the license if Respondent wishes to retain the license. If Respondent elects not to renew  
9 the license as prescribed by statute and rule, Respondent's license will not expire but  
10 rather, by operation of law (A.R.S. § 32-3202), become suspended until the Board takes  
11 final action in this matter. Once the Board takes final action, in order for Respondent to be  
12 licensed in the future, Respondent must submit a new application for licensure and meet  
13 all of the requirements set forth in the statutes and rules at that time.

14           10.       Respondent understands that any violation of this Interim Consent  
15 Agreement constitutes unprofessional conduct under A.R.S. § 32-1401(27)(s) ("[v]iolating  
16 a formal order, probation, consent agreement or stipulation issued or entered into by the  
17 board or its executive director under this chapter.").

18  
19   
20 Crystal Cunningham (Jun 23, 2023 17:51 PDT)  
CRYSTAL M. CUNNINGHAM, M.D.

DATED: Jun 23, 2023

1 EXECUTED COPY of the foregoing e-  
2 mailed this 26th day of June, 2023 to:

3 Crystal M. Cunningham, M.D.  
4 Address of Record

5 Colin S. Bell, Esq.  
6 Stewart Law Group  
7 202 East Earll Drive, Suite 160  
8 Phoenix, Arizona 85012  
9 Attorney for Respondent

10 ORIGINAL of the foregoing filed  
11 this 26th day of June, 2023 with:

12 Arizona Medical Board  
13 1740 West Adams, Suite 4000  
14 Phoenix, Arizona 85007

15 

16 Board staff  
17  
18  
19  
20  
21  
22  
23  
24  
25