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BEFORE THE ARIZONA STATE
BOARD OF PODIATRY EXAMINERS

In the Matter of:
Podiatry License No. 0383
Issued to:
JON DAVID BROWN, D.P.M.
3233 E. Chandler, Blvd., Suite 3
Phoenix, Arizona 85044

Case Nos. 95019-C, 95032-B and 96002-C

**CONSOLIDATED CONSENT
AGREEMENT AND ORDER**

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In the interest of a prompt and judicious settlement of the above-captioned matter now pending before the Arizona State Board of Podiatry Examiners ("Board") and consistent with the public interest, statutory requirements and responsibilities of the Board, and pursuant to A.R.S. § 41-1061(D), the undersigned party, Jon David Brown, D.P.M., holder of License No. 0383 to practice podiatry in the State of Arizona ("Licensee") and the Board enter into the Consent Order as the final disposition of these matters. Parties stipulate to the following Findings of Fact, Conclusions of Law and Order:


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FINDINGS OF FACT

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1. Licensee understands that he has a right to consult with an attorney prior to entering into this Consent Agreement and has done so.
 2. Licensee understands that pursuant to A.R.S. § 32-852.01 he has a right to a public hearing concerning Case Nos. 95019-C, 95032-B and 96002-C. He further acknowledges that at this formal hearing he could present evidence and cross examine witnesses. Licensee irrevocably waives his right to such a hearing.
 3. Licensee irrevocably waives any right to rehearing or review, to any judicial review or any other appeal of these matters.
 4. Licensee acknowledges that this Consent will be effective upon acceptance by the Board.
 5. Licensee acknowledges that sufficient evidence exists for the Board to make the following Findings of Fact:

- a. During the course of his practice, Dr. Brown issued advertisements

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JOHN LYONS
Attorney for Licensee

6/3/96
Date


BARRY KAPLAN, D.P.M.
Date


JON DAVID BROWN, D.P.M.

5/26/96
Date

ORDER

1. Dr. Brown's License No. 0383, shall be placed on probation for a period of two years beginning with the effective date of this Consent Agreement and Order.

2. As a condition of his probation, Dr. Brown shall submit monthly treatment logs indicating date of treatment, patient's name, diagnosis, treatment rendered, insurance carrier, referrals and fees charged to patients. In addition, Dr. Brown shall submit complete medical records including pre and post-operative x-rays for surgical procedures performed.

3. Monthly logs shall be submitted on or before the 7th day of each month beginning 30 days from the effective date of this Order and continue each month thereafter until completion of the probationary period.

4. The Board, at its option, may audit Dr. Brown's billing and medical practices at any time during the probationary period. Dr. Brown agrees to cooperate with Board's investigators to complete any potential audit.

5. Dr. Brown shall pay a civil penalty of \$1,000 for the violations noted under the Conclusions of Law in accordance with A.R.S. § 32-852 for a total of \$2,000.

6. Dr. Brown agrees to submit copies of all future advertisements for Board review and approval prior to publication, commencing on the date this Order is signed by the Board..

7. Dr. Brown shall complete (15) continuing medical education credits in foot surgery during each year of his two year probation. The (15) continuing medical education credits are in addition to hours of education otherwise required for licensure.

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8. Dr. Brown's failure to comply with the terms of the probation may result in revocation of his license, No. 0383, subject to notice and hearing.

9. If after one year, in the opinion of the Board, Dr. Brown has completed the terms of probation successfully, the Board, in its discretion or on petition of Dr. Brown may terminate probation.

Dated this 12th day of JUNE, 1996.

ARIZONA STATE BOARD
OF PODIATRY EXAMINERS

By: 
Barry Kaplan, D.P.M.
Board President

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