

1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**
2 **FOR THE STATE OF ARIZONA**

3
4 **In the Matter of**
5 **JOHN H. JARVIS, M.D.**
6 **Holder of License No. 4568**
7 **For the Practice of Medicine**
8 **In the State of Arizona.**

CASE NO. MD 00-0133
CONSENT AGREEMENT FOR AN
ORDER OF LETTER OF REPRIMAND
AND PROBATION

9 **INTRODUCTION**

10 By mutual agreement and understanding, between the Arizona Board of Medical
11 Examiners (Board) and John H. Jarvis, M.D. (Respondent) the parties agree to the
12 following disposition of this matter.

13 1. Respondent acknowledges that he has read this Consent Agreement and
14 the stipulated Findings of Fact, Conclusions of Law and Order; and, he is aware of and
15 understands the content of this document.

16 2. Respondent understands that by entering into this Consent Agreement for
17 the issuance of the foregoing Order, Respondent voluntarily relinquishes any rights to a
18 hearing or judicial review in state or federal court on the matters alleged or to challenge
19 this Consent Agreement and the Order in its entirety as issued by the Board and waives
20 any other cause of action related thereto or arising from said Order.

21 3. Respondent acknowledges and understands that this Consent Agreement
22 and the Order will not become effective until approved by the Board and signed by its
23 Executive Director.

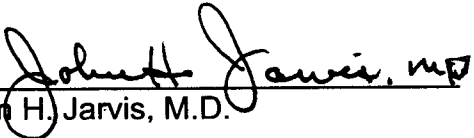
24 4. All admissions made by Respondent are solely for final disposition of this
25 matter and any subsequent related administrative proceedings or civil litigation involving
the Board and Respondent. Therefore, said admissions by Respondent are not

1 intended or made for any other use; such as in the context of another state or federal
2 government regulatory agency proceeding, civil or criminal court proceeding, in the State
3 of Arizona or any other state or federal court.

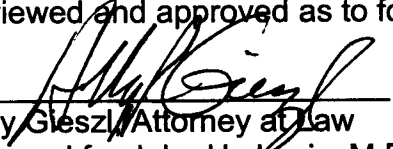
4 5. Respondent acknowledges and agrees that, upon signing this agreement,
5 and returning this document (or a copy thereof) to the Board's Executive Director,
6 Respondent may not revoke his acceptance of the Consent Agreement and Order or
7 make any modifications to the document, although the Consent Agreement has not yet
8 been accepted by the Board and issued by the Executive Director. Any modifications to
9 this original document are ineffective and void unless mutually approved by the parties.

10 6. Respondent further understands that this Consent Agreement and Order,
11 once approved and signed, shall constitute a public record document, which may be
12 publicly disseminated as a formal action of the Board.

13 7. If any part of the Consent Agreement and Order is later declared void or
14 otherwise unenforceable, the remainder of the Order in its entirety shall remain in force
15 and effect.

16
17 
18 John H. Jarvis, M.D.

Dated: 05/23/01

19
20 Reviewed and approved as to form by:
21 
22 Holly Glesz, Attorney at Law
(Counsel for John H. Jarvis, M.D.)

Dated: 05/23/01

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1 **FINDINGS OF FACT**

2 1. The Board is the duly constituted authority for the regulation and control of
3 the practice of allopathic medicine in the State of Arizona.

4 2. John H. Jarvis, M.D. is the holder of license number 4568 for the practice
5 of allopathic medicine in the State of Arizona.

6 3. The Board initiated case number MD-00-0133 based on a complaint
7 concerning Respondent's medical treatment of the Complainant and the Complainant's
8 spouse.

9 4. Respondent failed to maintain legible records regarding both Complainant
10 and the Complainant's spouse.

11 5. Respondent failed to prepare a plan of treatment for both Complainant
12 and the Complainant's spouse.

13 **CONCLUSIONS OF LAW**

14 1. The Board possesses jurisdiction over the subject matter hereof and over
15 John H. Jarvis, M.D., license number 4568.

16 2. Respondent's documentation of treatment and failure to prepare a plan of
17 treatment deviates from the standard of care and constitutes unprofessional conduct
18 pursuant to A.R.S. § 32-1401(25)(e) (Failing or refusing to maintain adequate records
19 on a patient).

20 **ORDER**

21 IT IS HEREBY ORDERED THAT:

22 1. Respondent is hereby issued a Letter of Reprimand for his unprofessional
23 conduct as described above.

24 2. Respondent is placed on probation with the following terms:

25 (A) Respondent shall, within six (6) months of the effective date of this

1 Order, obtain 20 hours of Board staff pre-approved Continuing Medical Education
2 (CME) Category I in Documentation and Records. Respondent shall provide Board
3 staff with satisfactory proof of attendance. The CME hours shall be in addition to the
4 hours required for medical license renewal.

5 3. The Board retains jurisdiction and may initiate new action based upon any
6 violation of this order.

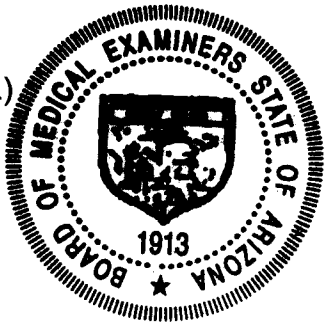
7 4. This Order is final disposition of case number MD-00-0133.

8 5. This Order supercedes all previous Consent Agreements, stipulations, and
9 orders between the Board and Respondent in this matter.

10 DATED and effective this 23rd day of May, 2001.

11 BOARD OF MEDICAL EXAMINERS
12 OF THE STATE OF ARIZONA

13 (SEAL)



14 By

Claudia Foutz

15 CLAUDIA FOUTZ
16 Executive Director
17 TOM ADAMS
18 Deputy Director

18 ORIGINAL of the foregoing filed this
19 23rd day of May, 2001 with:

20 The Arizona Board of Medical Examiners
21 9545 E. Doubletree Ranch Road
22 Scottsdale, AZ 85258

23 EXECUTED COPY of the foregoing mailed by
24 Certified Mail this 23rd day of May, 2001 to:

25 John H. Jarvis, M.D.
570 W. Brown Road Ste. 107
Mesa, Arizona 85201

1 EXECUTED COPY of the foregoing mailed ^{hand-delivered}
this 23rd day of May, 2001, to:

2
3 Holly Gieszl, Esq.
4 Kimerer & LaVelle, PLC
5 221 E. Indianola
6 Phoenix, AZ 85012-2002
7 (Attorney for Dr. John H. Jarvis)

8 Copy of the foregoing hand-delivered this
9 23rd day of May, 2001, to

10 Richard F. Albrecht, Esq.
11 Assistant Attorney General
12 c/o Arizona Board of Medical Examiners
13 9545 E. Doubletree Ranch Road
14 Scottsdale, AZ 85258
15 Counsel for the Board

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