

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **MARSHA E. BROOKS-CANDELA, M.D.**

4 Holder of License No. 35633
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

Case No. MD-22-0710A

**ORDER FOR LETTER OF
REPRIMAND; AND CONSENT TO THE
SAME**

7 Marsha E. Brooks-Candela, M.D. ("Respondent") elects to permanently waive any
8 right to a hearing and appeal with respect to this Order for a Letter of Reprimand; admits
9 the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this
10 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 35633 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-22-0710A after receiving notification of
17 a malpractice settlement regarding Respondent's care and treatment of a 25-year-old
18 female patient ("EB") alleging failure to recognize and treat preeclampsia and failure to
19 appropriately manage gestational hypertension resulting in infant with hypoxic ischemic
20 encephalopathy ("HIE").

21 4. EB was a pregnant patient with two prior unsuccessful pregnancies who
22 received prenatal care from Respondent from the first trimester forward. At 34 weeks
23 gestation, elevation of her blood pressure ("BP") was noted with a repeat check being
24 normal. Laboratory studies noted an elevated alkaline phosphatase starting at 36 weeks
25 with increasing repeat values along with a uric acid that was elevated. At 38+ weeks, the

1 office BP was 170/100 and induction was scheduled after a nonstress test ("NST") was
2 normal.

3 5. On July 7, 2016, EB was admitted to a Hospital for induction with a diagnosis
4 of gestational hypertension. A urinalysis showed a 2+ protein and a uric acid of 7.4. Pitocin
5 induction was undertaken. During labor, EB's BP ranged from 174-140/117-85.
6 Respondent was notified of multiple elevated BPs during the labor without intervention
7 taken. During the second stage of labor, the BPs were noted to be as high as 187/114 and
8 one at 225/94 just before delivery along with maternal tachycardia and the fetal baseline
9 changed from 150 to 160+ with accelerations up to 190. Pitocin was progressively
10 increased during labor with tachysystole noted at times. A vacuum delivery was elected
11 and carried out with a fourth-degree episiotomy extension. Apgars were 6/8 and cord
12 blood noted: venous 6.892 and arterial 6.802 with a B.E. of -25.7. No treatment was
13 rendered and the infant was assessed to be stable after two hours and discharged from
14 the NICU.

15 6. On July 8, 2016, the infant was returned to the NICU after seizure like activity
16 was identified.

17 7. On July 9, 2016, the infant was transferred to a second Hospital NICU and
18 diagnosed with HIE.

19 8. On July 12, 2016, EB was admitted to the second Hospital with breakdown
20 and infection of her episiotomy. At that time, a BP of 182/102 was noted along with
21 elevated LFT's and treatment with labetalol for BPs was instituted as well as magnesium
22 sulfate given prophylactically.

23 9. The standard of care requires a physician to recognize and treat pre-
24 eclampsia. Respondent deviated from this standard of care by failing to recognize and
25 treat pre-eclampsia.

CONSENT TO ENTRY OF ORDER

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

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

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

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

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

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

1 state agency or officer or political subdivisions of the State relating to this matter or other
2 matters concerning Respondent.

3 7. Upon signing this agreement, and returning this document (or a copy thereof)
4 to the Board's Executive Director, Respondent may not revoke the consent to the entry of
5 the Order. Respondent may not make any modifications to the document. Any
6 modifications to this original document are ineffective and void unless mutually approved
7 by the parties.

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

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

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

15
16 
17 _____
MARSHA E. BROOKS-CANDELA, M.D.

DATED: 9/13/23

18 EXECUTED COPY of the foregoing mailed
19 this 2nd day of November, 2023 to:

20 Marsha E. Brooks-Candela, M.D.
21 Address of Record

22 ORIGINAL of the foregoing filed
23 this 2nd day of November, 2023 with:

24 Arizona Medical Board
25 1740 West Adams, Suite 4000
Phoenix, Arizona 85007

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

Michelle Probus
Board staff