

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **NORMAN K. WEINSTEIN, M.D.**

4 Holder of License No. 32239  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona.

Case No. MD-24-0822A

**ORDER FOR LICENSE  
REACTIVATION, LETTER OF  
REPRIMAND AND PROBATION, AND  
CONSENT TO THE SAME**

7 Norman K. Weinstein, M.D. ("Respondent"), elects to permanently waive any right  
8 to a hearing and appeal with respect to this Order for License Reactivation, Letter of  
9 Reprimand and Probation; admits the jurisdiction of the Arizona Medical Board ("Board");  
10 and 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 is the holder of license number 32239 for the practice of  
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-24-0822A after receiving Respondent's  
17 request for license reactivation.

18 4. Respondent participated in the Board's Physician Health Program ("PHP")  
19 from August 8, 2016 through January 8, 2021 pursuant to a Stipulated Rehabilitation  
20 Agreement ("SRA"). Respondent successfully completed the terms and conditions of the  
21 SRA and the SRA was terminated.

22 5. Case MD-24-0439A was initiated base on a complaint that Respondent may  
23 be abusing controlled medications and illicit substances. In his licensee response,  
24 Respondent admitted to use of illicit substances.

25 6. Effective June 7, 2024, Respondent requested that her license be placed on  
"Inactive with Cause" status, which the Board's Executive Director approved.

7. On June 20, 2024, Respondent entered into treatment at a Board-approved intensive outpatient treatment program ("IOP"). Respondent successfully completed IOP on August 15, 2024. Respondent entered into private monitoring with the Board's PHP Contractor on August 22, 2024. Respondent subsequently met with the Board's PHP Contractor who determined that Respondent is safe to return to the practice of medicine subject to Respondent's participation in PHP and compliance with aftercare and monitoring recommendations for a period of **five** years.

8. Respondent has requested reactivation of his/her medical license.

9. Board staff stated that according to the Board's three-strike policy, this is Respondent's "second strike."

## CONCLUSIONS OF LAW

1. The Arizona Medical Board possesses jurisdiction over the subject matter hereof and over Respondent.

2. The Board has received substantial evidence supporting the Findings of Fact described above and said findings require the Board to either refer the matter for formal hearing to revoke Respondent's license or reactivate Respondent's license and place Respondent on probation for five years with restrictions necessary to assure public safety. A.R.S. § 32-1452(F).

3. The conduct and circumstances described above constitute unprofessional conduct pursuant to A.R.S. § 32-1401(27)(f) ("Exhibiting a pattern of using or being under the influence of alcohol or drugs or a similar substance while practicing medicine or to the extent that judgment may be impaired and the practice of medicine detrimentally affected.").

**ORDER**

IT IS HEREBY ORDERED that:

Respondent's license is reactivated upon payment of the renewal fee. Respondent is placed on Probation with the following terms and conditions:

1. Respondent's license is issued a Letter of Reprimand.
2. Respondent shall enroll and participate in the Board's PHP for a period of five (5) years.
3. Respondent shall not consume alcohol or any food or other substance containing poppy seeds or alcohol.
4. Respondent shall not take any illegal drugs or mood altering medications unless prescribed for a legitimate therapeutic purpose.
5. Respondent shall continue to participate in any personalized aftercare programs or activities as recommended in the Assessor's post-treatment Assessment Report. Respondent shall report on those activities as requested by the PHP, including executing any releases necessary to allow the PHP to monitor his participation and communicate directly with and obtain records from the treating providers for those aftercare activities. Respondent shall be responsible for all costs of aftercare, including costs associated with compliance of this Board Order.
6. Respondent shall enter treatment with a PHP Contractor approved clinical psychologist as well as a PHP Contractor approved addiction specialist as recommended by the PHP Assessor in his post-treatment Assessment Report and shall comply with any and all treatment recommendations, including taking any and all prescribed medications. Respondent shall instruct the treating professionals to submit quarterly written reports to the PHP regarding diagnosis, prognosis, current medications, recommendation for continuing care and treatment, and ability to safely practice medicine. The reports shall be



submitted quarterly to the PHP, the commencement of which to be determined by the PHP Contractor. Respondent shall provide the professionals with a copy of this Order. Respondent shall pay the expenses for treatment and be responsible for paying for the preparation of the quarterly reports.

7. Respondent shall promptly obtain a Primary Care Physician ("PCP") and shall submit the name of the physician to the PHP Contractor in writing for approval. Except in an Emergency, Respondent shall obtain medical care and treatment only from the PCP and from health care providers to whom the PCP refers Respondent. Respondent shall promptly provide a copy of this Order to the PCP. Respondent shall also inform all other health care providers who provide medical care or treatment that Respondent is participating in the PHP. "Emergency" means a serious accident or sudden illness that, if not treated immediately, may result in a long-term medical problem or loss of life.

8. All prescriptions for controlled substances shall be approved by the PHP Contractor prior to being filled except in an Emergency. Controlled substances prescribed and filled in an emergency shall be reported to the PHP within 48 hours. Respondent shall take no Medication unless the PCP or other health care provider to whom the PCP refers Respondent prescribes and the PHP Contractor approves the Medication. Respondent shall not self-prescribe any Medication. "Medication" means a prescription-only drug, controlled substance, and over-the counter preparation, other than plain aspirin, plain ibuprofen, and plain acetaminophen.

9. For a minimum of one year, Respondent shall attend a relapse prevention outpatient program at a frequency recommended by the PHP Contractor, unless Respondent is excused by the relapse program facilitator for good cause. The relapse prevention group facilitators shall submit monthly reports to the PHP regarding Respondent's attendance and progress.



1        10.        If requested by the PHP and not already completed, Respondent shall attend  
2 ninety 12-step meetings or other self-help group meetings appropriate for substance  
3 abuse and approved by the PHP, for a period of ninety days. Upon completion of the  
4 ninety meetings in ninety days, Respondent shall participate in a 12-step recovery  
5 program or other self-help program appropriate for substance abuse as recommended by  
6 the PHP. Respondent shall attend a minimum of three 12-step or other self-help program  
7 meetings per week. Two meetings per month must be Caduceus meetings. Respondent  
8 must maintain a log of all self-help meetings.

9        11.        Respondent shall submit to random biological fluid, hair and/or nail testing as  
10 recommended by the PHP Assessor in his post-treatment Assessment Report for the  
11 remainder of this Order (as specifically directed below) to ensure compliance with the  
12 PHP.

13        12.        Respondent shall provide the PHP Contractor in writing with one telephone  
14 number that shall be used to contact Respondent on a 24 hour per day/seven day per  
15 week basis to submit to biological fluid, hair, and/or nail testing to ensure compliance with  
16 the PHP. For the purposes of this section, telephonic notice shall be deemed given at the  
17 time a message to appear is left at the contact telephone number provided by  
18 Respondent. Respondent authorizes any person or organization conducting tests on the  
19 collected samples to provide testing results to the PHP Contractor. Respondent shall  
20 comply with all requirements for biological fluid, hair, and/or nail collection. Respondent  
21 shall pay for all costs for the testing.

22        13.        Respondent shall provide the PHP Contractor with written notice of any  
23 plans to travel out of state.

24        14.        Respondent shall successfully complete a PHP approved 36 hour  
25 alcohol/drug awareness education class.

1        15.        Respondent shall immediately notify the Board and the PHP Contractor in  
2 writing of any change in office or home addresses and telephone numbers.

3        16.        Respondent provides full consent for the PHP Contractor to discuss the  
4 Respondent's case with the Respondent's PCP or any other health care providers to  
5 ensure compliance with the PHP.

6        17.        The relationship between the Respondent and the PHP Contractor is a direct  
7 relationship. Respondent shall not use an attorney or other intermediary to communicate  
8 with the PHP Contractor on participation and compliance issues. All inquiries must be  
9 directed to Board staff.

10       18.       Respondent shall be responsible for all costs, including costs associated with  
11 participating in the PHP, at the time service is rendered or within 30 days of each invoice  
12 sent to the Respondent. An initial deposit of two (2) months PHP fees is due upon  
13 entering the program. Failure to pay either the initial PHP deposit or monthly fees 60 days  
14 after invoicing will be reported to the Board by the PHP Contractor and may result in  
15 disciplinary action.

16       19.       Respondent shall appear in person before with the PHP Contractor for  
17 interviews upon request, upon reasonable notice.

18       20.       Respondent shall immediately provide a copy of this Order to all employers,  
19 hospitals and free standing surgery centers where Respondent currently has or in the  
20 future gains or applies for employment or privileges. Within 30 days of the date of this  
21 Order, Respondent shall provide the PHP with a signed statement of compliance with this  
22 notification requirement. Respondent is further required to notify, in writing, all employers,  
23 hospitals and free standing surgery centers where Respondent currently has or in the  
24 future gains or applies for employment or privileges of a violation of this Order.



1        21.        In the event Respondent resides or practices as a physician in a state other  
2 than Arizona, Respondent shall participate in the rehabilitation program sponsored by that  
3 state's medical licensing authority or medical society. Respondent shall cause the  
4 monitoring state's program to provide written quarterly reports to the PHP Contractor  
5 regarding Respondent's attendance, participation, and monitoring. The monitoring state's  
6 program and Respondent shall immediately notify the PHP Contractor if Respondent is  
7 non-compliant with any aspect of the monitoring requirements or is required to undergo  
8 any additional treatment.

9        22.        The PHP Contractor shall immediately notify the Board if Respondent is non-  
10 compliant with any aspect of this Order or is required to undergo any additional treatment.

11        23.        In the event of a violation of A.R.S. § 32-1401(27)(f) by Respondent or  
12 Respondent's use of drugs or alcohol in violation of the Order, Respondent's license shall  
13 be **summarily suspended pending a hearing for revocation**. In the alternative,  
14 Respondent may **SURRENDER THE LICENSE** if Respondent agrees in writing to being  
15 impaired by alcohol or drug abuse. A.R.S. § 32-1452(G).

16        24.        Respondent shall obey all state, federal and local laws, all rules governing  
17 the practice of medicine in Arizona, and remain in full compliance with any court ordered  
18 criminal probation, payments and other orders.

19        25.        Prior to the termination of Probation, Respondent must submit a written  
20 request to the Board for release from the terms of this Order. Respondent's request for  
21 release will be placed on the next pending Board agenda, provided a complete submission  
22 is received by Board staff no less than 30 days prior to the Board meeting. Respondent's  
23 request for release must provide the Board with evidence establishing that she has  
24 successfully satisfied all of the terms and conditions of this Order. The Board has the sole  
25 discretion to determine whether all of the terms and conditions of this Order have been



1 met or whether to take any other action that is consistent with its statutory and regulatory  
2 authority.

3 26. This Order supersedes any and all Consent Agreements previously entered  
4 into by Respondent and the Board regarding this matter.

5 27. The Board retains jurisdiction and may initiate new action against  
6 Respondent based upon any violation of this Order. A.R.S. § 32-1401(27)(s).

7 DATED AND EFFECTIVE this 9th day of January, 2025.

8 ARIZONA MEDICAL BOARD

9 *Patricia E Mcsorley*

10 By \_\_\_\_\_

11 Patricia E. McSorley  
12 Executive Director

13 **CONSENT TO ENTRY OF ORDER**

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

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

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

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

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

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

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

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

24           9.       If any part of the Order is later declared void or otherwise unenforceable, the  
25 remainder of the Order in its entirety shall remain in force and effect.

1        10.     If the Board does not adopt this Order, Respondent will not assert as a  
2 defense that the Board's consideration of the Order constitutes bias, prejudice,  
3 prejudgment or other similar defense.

4        11.     Any violation of this Order constitutes unprofessional conduct and may result  
5 in disciplinary action. A.R.S. § § 32-1401(27)(s) ("Violating a formal order, probation,  
6 consent agreement or stipulation issued or entered into by the board or its executive  
7 director under this chapter") and 32-1451.

8        **11.     Respondent has read and understands the conditions of probation.**

9  
10  \_\_\_\_\_  
11 NORMAN K. WEINSTEIN, M.D.

DATED: 12/26/2024

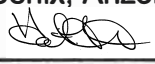
12  
13  
14 EXECUTED COPY of the foregoing mailed  
15 this \_\_\_\_ day of \_\_\_\_\_, 2025 to:

16 Norman K. Weinstein, M.D.  
17 Address of Record

18 PHP Contractor  
19 Address of Record

20 ORIGINAL of the foregoing filed  
21 this \_\_\_\_ day of \_\_\_\_\_, 2025 with:

22 Arizona Medical Board  
23 1740 West Adams, Suite 4000  
24 Phoenix, Arizona 85007

25  \_\_\_\_\_  
Board staff