

1  
2  
3  
4  
5  
6  
7  
8  
9  
0  
1  
2  
3  
4  
5  
6  
7  
8  
9  
0  
1  
2  
3  
4  
5

**NIKI L. POPP, M.D.**

**Case No. MD-25-0188A**

## INTERIM CONSENT AGREEMENT FOR PRACTICE RESTRICTION

## INTERIM CONSENT AGREEMENT

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

## INTERIM FINDINGS OF FACT

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

2. Respondent is the holder of License No. 67064 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-25-0188A after receiving a self-report from Respondent indicating that she may have a health condition that impairs her ability to safely practice medicine.

4. On March 13, 2025 the Board received a report from a Hospital that Respondent's privileges had been suspended pending an investigation into an incident of alleged workplace impairment.

5. The aforementioned information was presented to the investigative staff, the medical consultant and the lead Board member. All reviewed the information and concur that the interim consent agreement to restrict Respondent's practice is appropriate.

1           6.     The investigation into this matter is pending and will be forwarded to the  
2 Board promptly upon completion for review and action.

3                                   **INTERIM CONCLUSIONS OF LAW**

4           1.     The Board possesses jurisdiction over the subject matter hereof and over  
5 Respondent.

6           2.     Pursuant to A.R.S. § 32-1405(C)(25) the Executive Director has authority to  
7 enter into a consent agreement when there is evidence of danger to the public health and  
8 safety.

9           3.     Pursuant to A.A.C. R4-16-504, the Executive Director may enter into an  
10 interim consent agreement when there is evidence that a restriction is needed to mitigate  
11 imminent danger to the public's health and safety. Investigative staff, the Board's medical  
12 consultant and the lead Board member have reviewed the case and concur that an interim  
13 consent agreement is appropriate.

14                                   **INTERIM ORDER**

15           IT IS HEREBY ORDERED THAT:

16           1.     Respondent is prohibited from engaging in the practice of medicine in the  
17 State of Arizona as set forth in A.R.S. § 32-1401(22) until Respondent applies to the  
18 Executive Director and receives permission to do so.

19           2.     Respondent may request, in writing, release and/or modification of this  
20 Interim Consent Agreement. Respondent's request must be accompanied by information  
21 demonstrating that Respondent is safe to practice medicine. The Executive Director, in  
22 consultation with and agreement of the lead Board member and the Chief Medical  
23 Consultant, has the discretion to determine whether it is appropriate to release  
24 Respondent from this Interim Consent Agreement.

25           3.     The Board retains jurisdiction and may initiate new action based upon any

1 violation of this Interim Consent Agreement, including, but not limited to, summarily  
2 suspending Respondent's license.

3 4. Because this is an Interim Consent Agreement and not a final decision by  
4 the Board regarding the pending investigation, it is subject to further consideration by the  
5 Board. Once the investigation is complete, it will be promptly provided to the Board for its  
6 review and appropriate action.

7 5. This Interim Consent Agreement shall be effective on the date signed by the  
8 Board's Executive Director.

9  
10 DATED this 4th day of April, 2025.

11 ARIZONA MEDICAL BOARD

12 By Patricia E. McSorley  
13 Patricia E. McSorley  
14 Executive Director

15 **RECITALS**

16 Respondent understands and agrees that:

17 1. The Board, through its Executive Director, may adopt this Interim Consent  
18 Agreement, or any part thereof, pursuant to A.R.S. § 32-1405(C)(25) and A.A.C. R4-16-  
19 504.

20 2. Respondent has read and understands this Interim Consent Agreement as  
21 set forth herein, and has had the opportunity to discuss this Interim Consent Agreement  
22 with an attorney or has waived the opportunity to discuss this Interim Consent Agreement  
23 with an attorney. Respondent voluntarily enters into this Interim Consent Agreement and  
24 by doing so agrees to abide by all of its terms and conditions.  
25

1           3. By entering into this Interim Consent Agreement, Respondent freely and  
2 voluntarily relinquishes all rights to an administrative hearing on the matters set forth  
3 herein, as well as all rights of rehearing, review, reconsideration, appeal, judicial review or  
4 any other administrative and/or judicial action, concerning the matters related to the  
5 Interim Consent Agreement.

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

18  
19           5. Respondent acknowledges and agrees that upon signing this Interim  
20 Consent Agreement and returning it to the Board's Executive Director, Respondent may  
21 not revoke Respondent's acceptance of this Interim Consent Agreement or make any  
22 modifications to it. Any modification of this original document is ineffective and void unless  
23 mutually approved by the parties in writing.  
24  
25

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

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

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

10          9.       Respondent understands that this Interim Consent Agreement does not  
11 alleviate Respondent's responsibility to comply with the applicable license-renewal  
12 statutes and rules. If this Interim Consent Agreement remains in effect at the time  
13 Respondent's allopathic medical license comes up for renewal, Respondent must renew  
14 the license if Respondent wishes to retain the license. If Respondent elects not to renew  
15 the license as prescribed by statute and rule, Respondent's license will not expire but  
16 rather, by operation of law (A.R.S. § 32-3202), become suspended until the Board takes  
17 final action in this matter. Once the Board takes final action, in order for Respondent to be  
18 licensed in the future, Respondent must submit a new application for licensure and meet  
19 all of the requirements set forth in the statutes and rules at that time.  
20  
21  
22  
23  
24  
25

1           10. Respondent understands that any violation of this Interim Consent  
2 Agreement constitutes unprofessional conduct under A.R.S. § 32-1401(27)(s) ("violating  
3 a formal order, probation, consent agreement or stipulation issued or entered into by the  
4 board or its executive director under this chapter.").

5  
6 Niki Popp

DATED: 4/8/2025

7 NIKI L. POPP, M.D.

8  
9  
10  
11 EXECUTED COPY of the foregoing e-mailed  
12 this 4th day of April, 2025 to:

13  
14 Niki L. Popp, M.D.  
Address of Record

15  
16 ORIGINAL of the foregoing filed  
this 4th day of April, 2025 with:

17 Arizona Medical Board  
18 1740 West Adams, Suite 4000  
19 Phoenix, Arizona 85007

20 Michelle Robles

21 Board staff  
22  
23  
24  
25