

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

Case No. 24A-60338-MDX

3 **JORDAN D. BEVANS, M.D.,**

4 Holder of License No. 60338
5 For the Practice of Allopathic Medicine
6 In the State of Arizona.

**FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER**

7
8 On October 9, 2024, this matter came before the Arizona Medical Board for
9 consideration of Administrative Law Judge's ("ALJ") proposed Findings of Fact,
10 Conclusions of Law and Recommended Order with regard to Respondent Jordan D.
11 Bevans, M.D.

12 The Board, having considered the ALJ's Decision and the entire record in this
13 matter, hereby issues the following Findings of Fact, Conclusions of Law and Order.

14 **FINDINGS OF FACT**

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

17 2. Jordan D. Bevans, M.D., (Respondent) is the holder of License No. 60338
18 for the practice of allopathic medicine in Arizona.

19 3. On July 16, 2024, the Board issued a Complaint and Notice of Hearing to
20 Respondent alleging Respondent had engaged in unprofessional conduct pursuant to
21 A.R.S. § 32-1401(27)(e), (f), (g), (r), and (s).

22 4. A copy of the Complaint and Notice of Hearing was e-mailed, sent via
23 Certified mail and regular mail to Respondent at his addresses of record.

24 5. The hearing was held at the Office of Administrative Hearings (OAH) on
25 August 27, 2024. Respondent did not request to appear telephonically at the duly noticed
hearing and did not request that the hearing be continued. Further, in a July 16, 2024 e-

1 mail to the Board, Respondent stated, "I agree with what was stated and I want to forfeit
2 my license I am not interested in having (sic) a hearing...".¹ Consequently, Respondent
3 did not present any evidence to defend his license.

4 6. The Board presented the testimony Erinn Downey, Manager of the
5 Physician Health Program for the Board.

6 7. Ms. Downey testified as to the following:

7 a. On November 18, 2021, Respondent was practicing as an
8 anesthesiologist at a surgery center in Arizona. While on duty as an anesthesiologist at a
9 surgery center on November 18, 2021, Respondent failed to accurately account for all of
10 the Demerol and Fentanyl he removed under the names of patients. Surgery center staff
11 noted signs and symptoms of impairment. Respondent admitted to diverting Demerol and
12 Fentanyl from patients for his personal use.² On November 19, 2021, Respondent self-
13 reported to the Board that he had been struggling with addiction and had a recent incident
14 at the surgery center.³

15 b. On or about November 30, 2021, the Board received a Notification
16 of Refrainment from Banner Surgery Centers, in which it informed the Board that
17 Respondent had been asked to voluntarily refrain from practice while under investigation.⁴

18 c. In December 2021 and January 2022, Respondent participated in
19 inpatient treatment. Following completion of inpatient treatment, Respondent was
20 assessed as being safe to practice as long as he fully participated and complied with the
21 evaluator's recommendations, including a 5-year professional monitoring program with
22 drug testing and ongoing support group meetings and individual therapy.⁵

23 ¹ Board Exhibit 14.

24 ² See Board Exhibit 3.

25 ³ See Board Exhibit 1.

⁴ See Board Exhibit 2.

⁵ See Board Exhibit 4.

1 d. Effective February 16, 2022, Respondent entered into an Interim
2 Consent Agreement ("ICA") for participation in the Board's Physician Health Program
3 The ICA required that Respondent not take any illegal drugs or mood altering medications
4 unless prescribed for a legitimate therapeutic purpose.⁶

5 e. On October 17 and October 19, 2022, Respondent tested positive
6 for Marijuana use in violation of the ICA.⁷ In a report dated October 24, 2022, the Monitor
7 informed the Board that Respondent had tested positive for marijuana metabolites.
8 Respondent admitted consuming an edible cannabis product.⁸ The Monitor opined that
9 Respondent should complete an intensive outpatient treatment program (IOP) and other
10 recommendations for aftercare.⁹

11 f. On November 11, 2022, Respondent again tested positive for
12 Marijuana use.¹⁰ By email dated November 22, 2022, Respondent informed the Monitor
13 that he would not be participating in IOP.¹¹ However, Respondent subsequently enrolled
14 in IOP on November 29, 2022.

15 g. On January 6, 2022, the treatment provider provided a progress note
16 to the Board, which had recommended care after discharge.¹²

17 h. On February 24, 2023, the treatment provider notified the Monitor
18 that Respondent had not been participating in aftercare, which is a violation of the ICA.¹³

19 i. On April 7, 2023, after Respondent had failed to respond to two
20 testing requests, the Monitor notified Board staff that Respondent had stopped checking
21 in for drug testing, which is a violation of the ICA.¹⁴

22
23 ⁶ See Board Exhibit 5.

24 ⁷ See Board Exhibit 6

25 ⁸ See Board Exhibit 7.

⁹ See *id.*

¹⁰ See Board Exhibit 8.

¹¹ See Board Exhibit 9.

¹² See Board Exhibit 10.

1 j. Respondent did not resume testing or aftercare. Further, by email
2 dated April 10, 2023, Respondent informed the Board that he had no interest in continuing
3 with medicine.¹⁵

4 8. At the conclusion of testimony counsel for the Board recommended that
5 Respondent's license be revoked.

6 .

7 **CONCLUSIONS OF LAW**

8 1. The Board has jurisdiction over Respondent and the subject matter in this
9 case.

10 2. Pursuant to A.R.S. § 41-1092.07(G)(2) and A.A.C. R2-19-119(B), the Board
11 has the burden of proof in this matter. The standard of proof is by clear and convincing
12 evidence. A.R.S. § 32-1451.04.

13 3. The legislature created the Board to protect the public. See Laws 1992, Ch.
14 316, § 10.

15 4. A.R.S. § 32-1401(27) provides in pertinent part that:

16 27. "Unprofessional conduct" includes the following, whether occurring in
17 this state or elsewhere:

18 . . .

19 (e) Failing or refusing to maintain adequate records on a patient.

20 (f) Exhibiting a pattern of using or being under the influence of alcohol or drugs
21 or a similar substance while practicing medicine or to the extent that
22 judgment may be impaired and the practice of medicine detrimentally
23 affected.

24 (g) Using controlled substances except if prescribed by another physician
25 for use during a prescribed course of treatment.

26 . . .

27 (r) Committing any conduct or practice that is or might be harmful or
dangerous to the health of the patient or the public.

24 ¹³ See Board Exhibit 11.

25 ¹⁴ See Board Exhibit 13.

¹⁵ See Board Exhibit 12.

1 (s) Violating a formal order, probation, consent agreement or stipulation
2 issued or entered into by the board or its executive director under this
chapter.

3 5. The weight of the evidence presented established by clear and convincing
4 evidence that violated the above statutes.

5 **ORDER**

6 Based on the foregoing, **IT IS ORDERED** that the Board revokes License No.
7 60338 issued to Jordan D. Bevans, MD.

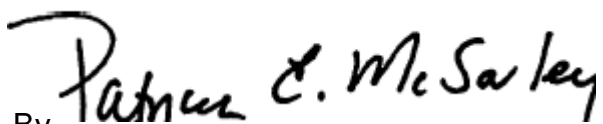
8 **RIGHT TO PETITION FOR REHEARING OR REVIEW**

9 Respondent is hereby notified that he has the right to petition for a rehearing or
10 review. The petition for rehearing or review must be filed with the Board's Executive
11 Director within thirty (30) days after service of this Order. A.R.S. § 41-1092.09(B). The
12 petition for rehearing or review must set forth legally sufficient reasons for granting a
13 rehearing or review. A.A.C. R4-16-103. Service of this order is effective five (5) days
14 after date of mailing. A.R.S. § 41-1092.09(C). If a petition for rehearing or review is not
15 filed, the Board's Order becomes effective thirty-five (35) days after it is mailed to
16 Respondent.

17 Respondent is further notified that the filing of a motion for rehearing or review is
18 required to preserve any rights of appeal to the Superior Court.

19 **DATED** this 10th day of October, 2024.

20 THE ARIZONA MEDICAL BOARD

21 

22 By

23 Patricia E. McSorley
24 Executive Director
25

1 ORIGINAL of the foregoing filed this
2 10th day of October, 2024 with:

3 Arizona Medical Board
4 1740 W. Adams, Suite 4000
5 Phoenix, Arizona 85007

6 COPY of the foregoing filed
7 this 10th day of October, 2024 with:

8 Tammy Eigenheer, Interim Director
9 Office of Administrative Hearings
10 1740 W. Adams
11 Phoenix, AZ 85007

12 Executed copy of the foregoing
13 mailed by U.S. Mail and emailed
14 this 10th day of October, 2024 to:

15 Jordan D. Bevans, M.D.
16 Address of Record

17 Elizabeth A. Campbell
18 Assistant Attorney General
19 Office of the Attorney General
20 SGD/LES
21 2005 N. Central Avenue
22 Phoenix, AZ 85004

23 By: 
24 _____
25 Arizona Medical Board