

## 1 BEFORE THE ARIZONA MEDICAL BOARD

2 In the Matter of

3 **DONALD F. STONEFELD, M.D.**4 Holder of License No. 14712  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona

Case No. MD-06-0443A

**CONSENT AGREEMENT FOR  
LETTER OF REPRIMAND**7 **CONSENT AGREEMENT**8 By mutual agreement and understanding, between the Arizona Medical Board  
9 ("Board") and Donald F. Stonefeld, M.D. ("Respondent"), the parties agreed to the  
10 following disposition of this matter.11 1. Respondent has read and understands this Consent Agreement and the  
12 stipulated Findings of Fact, Conclusions of Law and Order ("Consent Agreement").  
13 Respondent acknowledges that he has the right to consult with legal counsel regarding  
14 this matter.15 2. By entering into this Consent Agreement, Respondent voluntarily  
16 relinquishes any rights to a hearing or judicial review in state or federal court on the  
17 matters alleged, or to challenge this Consent Agreement in its entirety as issued by the  
18 Board, and waives any other cause of action related thereto or arising from said Consent  
19 Agreement.20 3. This Consent Agreement is not effective until approved by the Board and  
21 signed by its Executive Director.22 4. The Board may adopt this Consent Agreement of any part thereof. This  
23 Consent Agreement, or any part thereof, may be considered in any future disciplinary  
24 action against Respondent.25 5. This Consent Agreement does not constitute a dismissal or resolution of other  
matters currently pending before the Board, if any, and does not constitute any waiver,

1 express or implied, of the Board's statutory authority or jurisdiction regarding any other  
2 pending or future investigation, action or proceeding. The acceptance of this Consent  
3 Agreement does not preclude any other agency, subdivision or officer of this State from  
4 instituting other civil or criminal proceedings with respect to the conduct that is the subject  
5 of this Consent Agreement.

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

12 7. Upon signing this agreement, and returning this document (or a copy thereof) to  
13 the Board's Executive Director, Respondent may not revoke the acceptance of the  
14 Consent Agreement. Respondent may not make any modifications to the document. Any  
15 modifications to this original document are ineffective and void unless mutually approved  
16 by the parties.

17 8. If the Board does not adopt this Consent Agreement, Respondent will not  
18 assert as a defense that the Board's consideration of this Consent Agreement constitutes  
19 bias, prejudice, prejudgment or other similar defense.

20 9. This Consent Agreement, once approved and signed, is a public record that will  
21 be publicly disseminated as a formal action of the Board and will be reported to the  
22 National Practitioner Data Bank and to the Arizona Medical Board's website.

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

1 11. Any violation of this Consent Agreement constitutes unprofessional conduct  
2 and may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order,  
3 probation, consent agreement or stipulation issued or entered into by the board or its  
4 executive director under this chapter") and 32-1451.

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8 DONALD F. STONEFELD, M.D.

DATED: 3.13.07

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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. Respondent is the holder of license number 14712 for the practice of  
5 allopathic medicine in the State of Arizona.

6 3. The Board initiated case number MD-06-0443A after receiving notification  
7 that Respondent received disciplinary action against his license from the Wisconsin  
8 Medical Examining Board.

9 4. On May 23, 2002, Respondent saw a patient for a psychiatric consultation  
10 and diagnosed her with Bipolar disorder, Post Traumatic Stress Disorder,  
11 Obsessive/Compulsive Disorder and Personality Disorder, not otherwise specified.  
12 Respondent reviewed and made adjustments to the patient's medications and asked her  
13 to return for medical management.

14 5. Following the patient's psychiatric consultation, Respondent contacted her to  
15 tell her he wanted to see her socially. Respondent told the patient that in order for them to  
16 see each other she could no longer be his patient. Reportedly, the patient informed  
17 Respondent she wanted to see him socially and Respondent told her they would discuss it  
18 at her next appointment.

19 6. At the following appointment, Respondent documented in the patient's  
20 medical record that she was bright and oriented, she had no delusions or hallucinations  
21 and she had decided not to pursue counseling at that time and that she would not be  
22 returning to him. This notation from Respondent in the patient's medical record was in  
23 contrast to his diagnosis on May 23, 2002. Respondent provided the patient with a three  
24 month supply of medication and instructed her to follow up on the medication with her  
25 primary care physician. Respondent asked the patient if they could get together in six days

1 and she agreed to do so. The patient did not meet with Respondent socially, even though  
2 Respondent did attempt to contact her once after her final appointment.

3 7. On March 15, 2006, the Wisconsin Board entered a Final Decision and Order  
4 ("Order") against Respondent for a reprimand. The Order is incorporated by reference.

5 **CONCLUSIONS OF LAW**

6 1. The Board possesses jurisdiction over the subject matter hereof and over  
7 Respondent.

8 2. The conduct and circumstances described above constitute unprofessional  
9 conduct pursuant to A.R.S. § 32-1401 (27)(o) ("[a]ction that is taken against a doctor of  
10 medicine by another licensing or regulatory jurisdiction due to that doctor's mental or  
11 physical inability to engage safely in the practice of medicine, the doctor's medical  
12 incompetence for unprofessional conduct as defined by that jurisdiction and that  
13 corresponds directly or indirectly to an act of unprofessional conduct prescribed by this  
14 paragraph. The action may include refusing, denying, revoking or suspending a license by  
15 that jurisdiction or a surrendering of a license to that jurisdiction, otherwise limiting,  
16 restricting or monitoring a licensee by that jurisdiction or placing a licensee on probation by  
17 that jurisdiction.") and A.R.S. § 32-1401(27)(q) ("[a]ny conduct or practice that is or might  
18 be harmful or dangerous to the health of the patient or the public.").

19 **ORDER**

20 IT IS HEREBY ORDERED THAT:

21 1. Respondent is issued a Letter of Reprimand for an action taken by another  
22 board supported by evidence of a boundary violation with one patient.

23 2. This Order is the final disposition of case number MD-06-0443A.

24 DATED AND EFFECTIVE this 8th day of June, 2007.

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(SEAL)



ARIZONA MEDICAL BOARD

By   
TIMOTHY C. MILLER, J.D.  
Executive Director

ORIGINAL of the foregoing filed  
this 8th day of June, 2007 with:

Arizona Medical Board  
9545 E. Doubletree Ranch Road  
Scottsdale, AZ 85258

EXECUTED COPY of the foregoing mailed  
this 8th day of June, 2007 to:

Donald F. Stonefeld, M.D.  
Address of Record

  
Investigational Review