## BEFORE THE COLORADO MEDICAL BOARD STATE OF COLORADO

CASE NO: 2011-004735-A

## INTERIM CESSATION OF PRACTICE AGREEMENT

IN THE MATTER OF THE LICENSE TO PRACTICE MEDICINE AS A PHYSICIAN IN THE STATE OF COLORADO OF SANDRA E. LOFTIN, M.D., LICENSE NO. DR-43990,

Respondent.

IT IS HEREBY STIPULATED and agreed by and between Inquiry Panel A ("Panel") of the Colorado Medical Board ("Board") and Sandra E. Loftin, M.D. ("Respondent") (collectively "the parties") as follows:

- 1. Respondent was issued physician training license number TL-392 in the state of Colorado on August 7, 2002, which expired on September 8, 2005. Respondent was licensed to practice medicine in the state of Colorado on September 8, 2005, and was issued license number DR-43990, which Respondent has held continuously since that date.
- 1. The Panel and the Board have jurisdiction over Respondent and over the subject matter of this proceeding.
- 2. On December 19, 2011, the Panel is expected to review information relating to case number 2011-004735-A and find that based upon the information reviewed, the Panel would have reasonable grounds to believe that the public health, safety, or welfare imperatively requires emergency action. Included in this information is a report from the Colorado Physician Health Program ("CPHP") concluding that Respondent has a physical or mental illness or condition that currently renders Respondent unsafe to practice medicine.
- 3. In lieu of summary suspension pursuant to section 24-4-104(4), C.R.S., Respondent offers to enter into this Interim Cessation of Practice Agreement ("Interim Agreement") pursuant to which any suspension proceedings would be stayed while investigations and evaluations continue so that the Panel may determine what action, if any, is warranted. In the event the Panel accepts this Interim Agreement on December 19, 2011, it shall do so only on its finding that it has reasonable ground to believe that the public health, safety, or welfare imperatively requires emergency action. Any summary suspension is hereby stayed pursuant to the terms of this Interim Agreement.
- 4. Respondent agrees that she will not perform any act requiring a license issued by the Board while this Interim Agreement is in effect.

- 5. This Interim Agreement shall remain in effect until such time as the parties reach a final disposition of this case or, in the event additional summary suspension proceedings are initiated, until such time as an order for summary suspension enters.
- 6. The Panel agrees that it will not institute summary suspension proceedings while this Interim Agreement is in effect so long as the Respondent remains in compliance with this Interim Agreement and so long as the Panel does not learn of new information that would indicate that summary suspension is warranted.
- 7. Nothing in this Interim Agreement shall constitute disciplinary action, a finding that Respondent has engaged in unprofessional conduct, or any admission by Respondent of unprofessional conduct. There have been no final determinations regarding Respondent's professional competence or professional conduct. Nothing in this Interim Agreement shall constitute final action as defined in section 24-4-102(1), C.R.S.
- 8. Nothing in this Interim Agreement shall preclude the Panel from initiating disciplinary action pursuant to section 12-36-118, C.R.S., or issuing a Final Agency Order while this Interim Agreement is in effect.
- 9. Respondent understands that Respondent has the right to be represented by counsel of Respondent's choice in this matter, and Respondent is represented by counsel.
  - 10. The terms of this Interim Agreement were mutually negotiated and determined.
- 11. Both parties acknowledge that they understand the legal consequences of this Interim Agreement, both parties enter into this Interim Agreement voluntarily, and both parties agree that no term or condition of this Interim Agreement is unconscionable.
- 12. This Interim Agreement and all its terms constitute a valid board order for purposes of section 12-36-117(1)(u), C.R.S.
- 13. So that the Board may notify hospitals of this Interim Agreement, Respondent presently holds privileges at the following hospitals:
- 14. Invalidation of any portion of this Interim Agreement by judgment or court order shall in no way affect any other provision, which provision shall remain in full force and effect.
- 15. This Interim Agreement shall be effective upon signature by Respondent. Respondent acknowledges that the Panel may choose not to accept the terms of this Interim Agreement and that if the Interim Agreement is not approved by the Panel and signed by a Panel member or other authorized person, it is void.

- 16. This Interim Agreement constitutes the entire agreement between the parties, and there are no other agreements or promises, written or oral, which modify, interpret, construe or affect this Interim Agreement.
- 17. All costs and expenses incurred by Respondent to comply with this Interim Agreement shall be the sole responsibility of Respondent, and shall in no way be the obligation of the Board or Panel.
- 18. This Interim Agreement shall constitute a public record but is not reportable to the 'National Practitioner Data Bank or to the Healthcare Integrity Protection Data Bank.

Sandra E. Loftin, M.D.

THE FOREGOING was acknowledged before me this 19th day of December, 2011 by

Sandra E. Loftin, M.D. in the County of

, State of Colorado.

OTARY PUBLIC

Commission expiration date

My Comm. Expires 08-10-2013

THE FOREGOING Interim Cessation of Practice Agreement is effective upon signature

by Respondent, above, and is approved this 9

day of December, 2011.

FOR THE COLORADO MEDICAL BOARD INOUIRY PANEL A

Director

## APPROVED AS TO FORM:

FOR SANDRA E. LOFTIN, M.D.

SILVER & DEBOSKBY PC

VICTORIA E. LOVATO

The Smith Mansion 1801 York St.

Denver, Colorado 80206 Telephone: (303) 399-3000 FOR THE COLORADO MEDICAL BOARD

JOHN W. SUTHERS

Attorney General

ASHLEY MOLLER KLEIN, #29362\*

Senior Assistant Attorney General

C. BRENT KELLY, #31238\*

Assistant Attorney General

**Business and Licensing Section** 

Attorneys for the Colorado Medical Board,

Inquiry Panel A

1525 Sherman Street, 7th Floor

Denver, Colorado 80203

Telephone: (303) 866-5036; (303) 866-6848

FAX: (303) 866-5395 \*Counsel of Record