

1 involving the Board and Respondent. Therefore, said admissions by Respondent are
2 not intended or made for any other use, such as in the context of another state or
3 federal government regulatory agency proceeding, civil or criminal court proceeding, in
4 the State of Arizona or any other state or federal court.

5 5. Respondent acknowledges and agrees that, although said Consent
6 Agreement and Order has not yet been accepted by the Board and issued by the
7 Executive Director, Respondent may not make any modifications to the document.
8 Upon signing this agreement, and returning this document (or a copy thereof) to the
9 Board's Executive Director, Respondent may not revoke acceptance of the Consent
10 Agreement and Order. Any modifications to this Consent Agreement and Order are
11 ineffective and void unless mutually approved by the parties.

12 6. Respondent further understands that this Consent Agreement and Order,
13 once approved and signed, shall constitute a public record document that may be
14 publicly disseminated as a formal action of the Board and will be reported to the
15 National Practitioner Data Bank and will be reported to the Arizona Medical Board's
16 website.

17 7. If any part of the Consent Agreement and Order is later declared void or
18 otherwise unenforceable, the remainder of the Order in its entirety shall remain in force
19 and effect.

20
21 Frank R Bowers MD
22 Frank R. Bowers, M.D.

Dated: 3-20-03

1 **FINDINGS OF FACT**

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

4 2. Respondent is the holder of License No. 20858 for the practice of
5 allopathic medicine in the State of Arizona.

6 3. The Board began an investigation of Respondent's treatment of patient R.
7 D. ("R.D.") after receiving notice from the National Practitioner Data Bank of the
8 monetary settlement of a malpractice claim relating to R.D.

9 4. Respondent first saw R.D. on June 25, 1998 and diagnosed bipolar
10 disorder. R.D. was taking 900 milligrams of Lithium twice a day. Respondent
11 maintained R.D. on this same medication regime from June 25, 1998 through June 22,
12 1999.

13 5. Respondent's office records indicate that Respondent did not order urine
14 or blood tests to monitor R.D.'s Lithium levels.

15 6. On June 27, 1999, R.D. was taken to the emergency room and was
16 diagnosed with Lithium toxicity (2.5, with the reference range of 0.6-1.2).

17 7. In Respondent's response to the Board, he admitted that he did not order
18 Lithium levels on R.D. and that he did not recognize Lithium toxicity in R.D.

19 8. The standard of care required Respondent to monitor R.D.'s Lithium levels
20 and to recognize Lithium toxicity in R.D.

21 9. Respondent failed to meet the accepted standard of care when he failed to
22 monitor R.D.'s Lithium levels and R.D. was harmed when he suffered Lithium toxicity.

23 **CONCLUSIONS OF LAW**

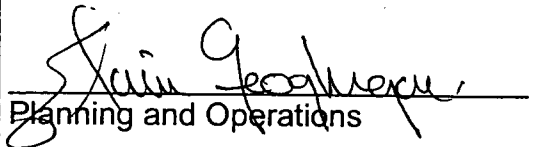
24 1. The Board possesses jurisdiction over the subject matter hereof and over
25 Respondent.

1 EXECUTED COPY of the foregoing mailed by
2 Certified Mail this ~~14~~ day of APRIL, 2003, to:

3 Frank R. Bowers, M.D.
4 8557 Summer Vista Ave.
5 Las Vegas, NV 89145-4863

6 EXECUTED COPY of the foregoing hand-delivered
7 this ~~14~~ day of APRIL, 2003, to:

8 Christine Cassetta, Assistant Attorney General
9 Sandra Waitt, Management Analyst
10 Arizona Medical Board
11 9545 E. Doubletree Ranch Road
12 Scottsdale, AZ 85258

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15 Planning and Operations

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