

1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**
2 **OF THE STATE OF NEVADA**

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6 **In the Matter of the Investigation of**)
7)
8 **ARLYN M. VALENCIA, M.D.,**)
9 **License No. 10340**)
10 _____)

Case No. 14-26427-1
FILED

AUG 21 2014

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: _____

11 **ORDER OF SUMMARY SUSPENSION**

12 Prior to the preparation of this Order of Summary Suspension, Nevada State Board of
13 Medical Examiners (Board) staff presented evidence and information to an Investigative
14 Committee (IC) of the Board, composed of Theodore B. Berndt, M.D., Valerie J. Clark,
15 BSN, RHU, LUTCF, and Michael J. Fischer, M.D., regarding Arlyn M. Valencia, M.D.
16 (Dr. Valencia). Upon review of the evidence and information presented by Board staff, the IC
17 hereby **IMMEDIATELY SUSPENDS** Dr. Valencia's license to practice medicine in the state of
18 Nevada pursuant to Nevada Revised Statute (NRS) 630.326(1), based upon the following
19 preliminary findings:

20 1. Dr. Valencia is a physician licensed to practice medicine in the state of Nevada
21 (License No. 10340) and was originally licensed on October 9, 2002. Dr. Valencia lists her
22 specialty with the Board as Neurology.

23 2. On or about April 1, 2014, the IC ordered Dr. Valencia to undergo observed hair
24 and urine tests for drugs and/or alcohol. Those tests came back positive for excessive butalbital, a
25 pain and headache medication.

26 3. Subsequently, on June 20, 2014, and following the IC's quarterly meeting, the IC
27 ordered Dr. Valencia to undergo a drug and alcohol evaluation with Peter A. Mansky, M.D. (Dr.
28 Mansky) of the Nevada Professionals Assistance Program.

1 4. On or about August 14, 2014, Dr. Valencia finally presented to Dr. Mansky for the
2 IC-ordered evaluation. After Dr. Valencia's personal interview with Dr. Mansky, Dr. Mansky
3 recommended an immediate detoxification program for Dr. Valencia, to be followed by a course
4 of treatment decided upon after Dr. Valencia had detoxified.

5 5. At the same time, Dr. Valencia's hair test for drugs and/or alcohol came back
6 positive for butalbital with a shockingly high and excessive amount. In fact, the test results
7 showed almost six (6) times the minimum positive level for butalbital and an even higher level
8 than that found in April 2014.

9 6. As a result of the most recent positive drug tests and following Dr. Mansky's recent
10 evaluation of Dr. Valencia, the IC reasonably determines and believes that the health, safety and
11 welfare of the public is at imminent risk of harm and that a summary suspension of Dr. Valencia's
12 license to practice medicine in the state of Nevada is necessary to remove the risk of imminent
13 harm to the health, safety and welfare of the public.

14 Accordingly, pursuant to NRS 630.326(1):

15 **IT IS HEREBY ORDERED** that the license to practice medicine in the state of Nevada
16 of Arlyn M. Valencia, M.D. (License No. 10340) is **HEREBY SUSPENDED** until further order
17 of the Investigative Committee or Board; and

18 **IT IS FURTHER ORDERED** that, pursuant to NRS 630.326(2), a hearing on this matter
19 is set for the 16th day of September, 2014, at 9:00 a.m., at the Board's office located at
20 1105 Terminal Way, Ste. 301, Reno, NV 89502, to determine whether this suspension may
21 continue, unless the parties mutually agree in writing to a divergent time frame.

22 DATED this 21st day of August, 2014.

23
24 INVESTIGATIVE COMMITTEE OF THE
25 NEVADA STATE BOARD OF MEDICAL EXAMINERS

26
27 By: Theodore B. Berndt
28 Theodore B. Berndt, M.D.
 Chairman, Investigative Committee