

**BEFORE THE STATE BOARD OF MEDICAL EXAMINERS
STATE OF COLORADO**

CASE NO. 2010-001589-A

INTERIM PRACTICE AGREEMENT

**IN THE MATTER OF THE LICENSE TO PRACTICE MEDICINE IN THE STATE OF
COLORADO OF SAM JAHANI, D.O., LICENSE NUMBER 38632,**

Respondent.

IT IS HEREBY STIPULATED and agreed by and between Inquiry Panel A ("Panel") of the Colorado State Board of Medical Examiners ("Board") and Sam Jahani, D.O., ("Respondent") as follows:

- 1. Respondent was licensed to practice medicine in the state of Colorado on April 13, 2000 and was issued license number 38632, which Respondent has held continuously since that date.**
- 2. The Panel and the Board have jurisdiction over Respondent and over the subject matter of this proceeding.**
- 3. On December 16, 2009, the Panel reviewed case number 2010-001589-A. This information raised concerns that Respondent may not be able to practice medicine with reasonable skill and safety to patients.**
- 4. The parties have agreed to stay potential summary suspension proceedings while the Panel further reviews Respondent's ability to practice medicine safely. Therefore, the parties have agreed to enter into this Interim Practice Agreement ("Interim Agreement") pursuant to which the summary suspension proceedings are stayed while investigations continue so that the Panel may determine what action, if any, is warranted.**
- 5. Respondent specifically agrees that while this Interim Agreement is effect his practice is restricted in the following manner:**

PRACTICE RESTRICTION

- a. Respondent shall not administer, possess, dispense, prescribe, or otherwise authorize prescriptions for, any controlled substance as defined in section 12-22-303(7), C.R.S.**

b. Respondent shall not administer, possess, dispense, prescribe, or otherwise authorize prescriptions for, any controlled substance as defined in section 12-22-303(7) C.R.S, through any third-party including, but not limited to, physician assistants, nurse practitioners or other physicians.

c. Respondent shall not serve as a preceptor, mentor, and/or supervising physician for a nurse practitioner or physician assistant in any case in which the physician assistant or nurse practitioner administers, dispenses, prescribes, or otherwise authorizes prescriptions for, any controlled substance as defined in section 12-22-303(7), C.R.S.

6. 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.

7. 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 substantially new information that would indicate that summary suspension is warranted.

8. 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 actions as defined in section 24-4-102(1), C.R.S.

9. 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 even while this Interim Agreement is in effect.

10. 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 in this matter.

11. The terms of this Interim Agreement were mutually negotiated and determined.

12. 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.

13. This Interim Agreement and all its terms constitute a valid board order for purposes of section 12-36-117(1)(u), C.R.S.

14. So that the Board may notify hospitals of this Interim Agreement, Respondent presently holds privileges at the following hospitals:

15. 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.

16. 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, it is void.

17. 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.

18. 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.

19. 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.


SAM JAHANI, D.O.

THE FOREGOING Interim Practice Agreement was acknowledged before me this 15th day of December, 2009, by Sam Jahani, D.O. in the County of Denver, State of Colorado.

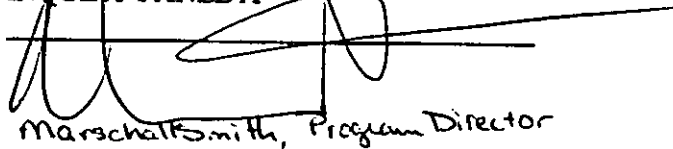

NOTARY PUBLIC



My Commission Expires
Commission expiration date 1/29/2011

THE FOREGOING Interim Practice Agreement is approved and effective this 14th day
of December, 2009.

FOR THE COLORADO STATE BOARD OF
MEDICAL EXAMINERS
INQUIRY PANEL A



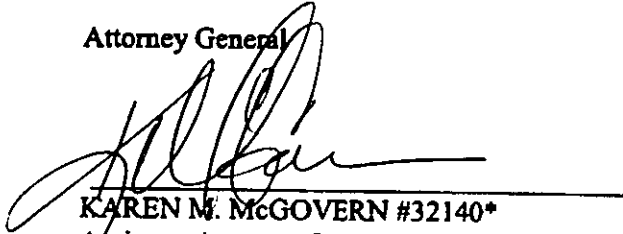
Marschall Smith, Program Director

APPROVED AS TO FORM:

FOR THE BOARD OF MEDICAL
EXAMINERS

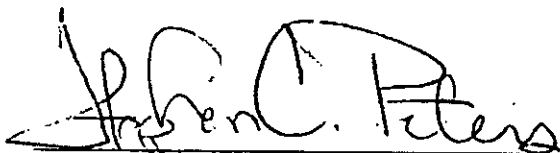
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