

VALERIE M. WILDE (U.S.B. 7345)
Assistant Attorney General
SEAN D. REYES (U.S.B. 7969)
Utah Attorney General
Commercial Enforcement Division
Heber M. Wells Building
Box 140872
Salt Lake City, UT 84114-6741
Telephone: (385) 395-0851

**BEFORE THE DIVISION OF PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF)	NON-DISCIPLINARY
DAVID HARRISON BROADBENT)	LIMITATION
UTAH LICENSES #158201-1205 & 8905)	STIPULATION AND ORDER
TO PRACTICE AS A PHYSICIAN/SURGEON)	
AND TO PRESCRIBE AND ADMINISTER)	
CONTROLLED SUBSTANCES)	
IN THE STATE OF UTAH)	CASE NO. DOPL 2022- 160

DAVID HARRISON BROADBENT (“Respondent”) and the Division of Professional Licensing of the Department of Commerce of the State of Utah (“Division”) stipulate and agree (hereafter “Stipulation and Order”) as follows:

1. Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action.
2. Respondent acknowledges that Respondent enters into this Stipulation and Order knowingly and voluntarily.
3. Respondent understands that Respondent has the right to be represented by counsel in this

matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter.

4. Respondent understands that by signing this document Respondent hereby knowingly and intelligently waives the right to all administrative and judicial review as set forth in §§ 63G-4-301 through 63G-4-405, and Utah Administrative Code R156-4-901 through R156-4-907. Respondent and the Division hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

5. Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter.

6. Respondent acknowledges that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document. The Division may release this Stipulation and Order to other persons and entities.

7. Respondent neither admits nor denies the following, but agrees that the Division shall make the following findings of fact:

- a. On or about July 25, 1975, Respondent was first licensed to practice as physician/surgeon and to administer and prescribe controlled substances in the State of Utah.
- b. In January of 2022, the Division received several complaints from former patients regarding Respondent's care and treatment.
- c. Several former patients also filed complaints with the Provo City Police Department where Respondent's office is located.
- d. The complaints filed with the Division on or after January 2022, allege the conduct occurred between 1995 and 2019.
- e. Respondent denies any wrongdoing related to the allegations described above.

- f. Respondent has informed the Division that in order to concentrate on defending against these allegations, Respondent has closed his medical office and is not currently practicing medicine. Therefore, Respondent is willing and agrees that Respondent's license to practice as a physician and to prescribe and administer controlled substances in the State of Utah shall be voluntarily limited, meaning that upon completion and acceptance of this Stipulation and Order, Respondent shall not practice as a physician in any way or manner, or prescribe or administer controlled substances until: 1) Respondent has been exonerated from the allegations being investigated by Provo City Police, or 2) Ten (10) months has elapsed from the date of this Stipulation and Order, and Provo City Police Department has taken no action, or 3) Respondent has resolved the allegations by Respondent entering into a disciplinary stipulated agreement with the Division; or 4) a hearing is held before the Utah Physician's Licensing Board and findings are issued by the Board; or 5) the Division informs Respondent that insufficient evidence exists to pursue disciplinary action against Respondent's licenses. Respondent may at any time make a Request for Agency Review with the Division.
- g. If Provo City Police Department takes no action, as described in paragraph 7(f)(2), the Division has 30 days to perform any additional investigation and take action; otherwise, the voluntary limitation of Respondent's medical license will be lifted.
- h. Respondent understands that the limitation is non-disciplinary in nature and that no finding of unprofessional or unlawful conduct has been made by the Division.

8. Respondent's license to practice as a physician and to prescribe and administer controlled substances in the State of Utah shall be voluntarily limited, meaning that upon completion and acceptance of this Stipulation and Order, Respondent shall not practice as a physician in any way or manner, or prescribe or administer controlled substances until Respondent has been exonerated from the allegations being investigated by Provo City Police, or Ten (10) months has elapsed from the date of this Stipulation and Order, and Provo City Police Department has taken no action, or Respondent has resolved the allegations by Respondent entering into a disciplinary stipulated agreement with the Division; or a hearing is held before the Utah Physician's Licensing Board and

findings are issued by the Board; or the Division informs Respondent that insufficient evidence exists to pursue disciplinary action against Respondent's licenses. Respondent may at any time make a Request for Agency Review with the Division.

9. This Stipulation and Order is not a finding of unprofessional or unlawful conduct, nor is it a disciplinary action against Respondent or Respondent's license. The Division may continue to investigate any allegations of unprofessional and unlawful conduct, including the alleged conduct described above, and may take disciplinary administrative action against Respondent's license in the State of Utah, including undertaking emergency proceedings, at any time.

10. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and Order, and the representations contained therein, shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudgment they might otherwise have with regard to the Director by virtue of his having reviewed this Stipulation and Order, and this waiver shall survive such nullification.

11. This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation and Order.

12. If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law.

13. Respondent has read each and every paragraph contained in this Stipulation and

Order. Respondent understands each and every paragraph contained in this Stipulation and Order.
Respondent has no questions about any paragraph or provision contained in this Stipulation and
Order.

DIVISION OF
PROFESSIONAL LICENSING

RESPONDENT

BY: *Larry Marx*
LARRY MARX
Bureau Manager

BY: *David Harrison Broadbent*
DAVID HARRISON BROADBENT

DATE: 6/30/2022

DATE: 6/22/2022

SEAN D. REYES
UTAH ATTORNEY GENERAL

BY: *Valerie M. Wilde*
VALERIE M. WILDE
Counsel for the Division


DATE: 6/30/2022

ORDER

THE ABOVE STIPULATION and ORDER, in the matter of **DAVID HARRISON BROADBENT**, is hereby approved by the Division of Professional Licensing and constitutes my Findings of Fact and Conclusions of Law in this matter. The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 30 day of JUNE, 2022.

DIVISION OF
PROFESSIONAL LICENSING



MARK B. STEINAGEL

Director

by DEBORAH BUCKLEW
Assistant Director

Investigator: Kevin Nitzel