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The Petition should be upheld due to the wide reaching damage that will be done if the Sanchez decision continues to be the rule of law as it applies to the compensation paid for time spent associated with providing medical testimony. Victims of negligence will be harmed, physicians that treat those victims will be harmed, and ultimately each citizen of the State of Arizona will be harmed if the Petition is not granted.

I am CEO of Priority Medical Center (hereinafter PMC). PMC is one of the oldest and well-established medical providers in the West Valley. PMC has treated victims of negligence since 1992 at the same location. Patients have included every segment of our community including the socio-economically advantaged and those that are disadvantaged. For more than two decades, PMC has provided top quality medical care to all Arizonans from every walk of life. PMC has also endeavored to provide care to those unable to obtain care anywhere else, often without any compensation.

Importantly, PMC has already felt the harm that is created by adherence to the Sanchez decision. As a medical provider to many patients including negligence victims, our physicians must be able to intelligently answer any deposition questions regarding their patients, as is required by the ethics of their professions and to meet their professional responsibility to their patients. In order to do so, the physician will often be testifying about treatment that occurred many months or even years ago. The provider will often not have independent recall of the pertinent facts of the treatment. As a result, the provider will be required to review the records, talk to assistants, or speak with other providers in office to refresh their recollection. Otherwise, the deposition would be rendered useless in the discovery of information relevant to the case.

The providers' time before the deposition convenes, the duration of the deposition itself, purchase of the transcript (absent additional travel) and the time reading and signing the deposition must be factored into the cost incurred by the medical provider. Since the medical provider incurs this expense, it must be compensated either by the attorney issuing the civil subpoena or it must pass to all of the patients of the medical provider in anticipation of litigation. For PMC, this abuse has already occurred and, as a result, had to drastically increase the charges for services. This was done in anticipation of the future abuses that will occur if the Petition is not granted and the Sanchez decision is followed.

In workman's compensation cases and social security disability cases through Department of Economic Security, medical providers are compensated in accordance with the State schedule. The doctors involved in these cases are reasonably compensated so that the involvement does not act as a financial disincentive to provide care to those individual claimants. For hired experts, which often are the only experts retained by the defendant insurance companies, they have the incentive of thousands of dollars in compensation for their testimony. This should be contrasted with the compensation of \$12.00 for up to four hours of the treating physicians time. These physicians, who often have the same qualifications and credentials, should be reasonably compensated. Otherwise, there will be an incentive for the misuse of the Court's subpoena power and abuse of the deposition rules which will punish the doctor for treating victims.