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**BEFORE THE ARIZONA BOARD  
OF OPTOMETRY**

**In the Matter of:**

**Michael P. Flores,  
Applicant for the Practice of Optometry,  
In the State of Arizona.**

**RESPONDENT**

**CASE NO. 2024-00254**

**CONSENT AGREEMENT  
FOR ISSUANCE OF LICENSE**

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In the interest of a prompt and speedy settlement of the above captioned matter, consistent with the public interest, statutory requirements and responsibilities of the Arizona State Board of Optometry ("Board"), and pursuant to A.R.S. §§32-1744 and 41-1092.07, Michael P. Flores ("Respondent") and the Board enter into this Consent Agreement, Findings of Fact, Conclusions of Law and Order ("Consent Agreement") as a final disposition of this matter.

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**RECITALS**

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Respondent understands and agrees that:

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1. Any record prepared in this matter, all investigative materials prepared or received by the Board concerning the allegations, and all related materials and exhibits may be retained in the Board's file pertaining to this matter.

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2. Respondent has the right to a formal administrative hearing at which Respondent can present evidence and cross examine the State's witnesses. Respondent hereby irrevocably waives their right to such formal hearing concerning these allegations and irrevocably waives their right to any rehearing or judicial review relating to the allegations contained in this Consent Agreement.

3. Respondent has the right to consult with an attorney prior to entering into this Consent Agreement.

1           4.     Respondent acknowledges and agrees that upon signing this Consent Agreement  
2 and returning it to the Board's Executive Director, Respondent may not revoke their acceptance  
3 of this Consent Agreement or make any modifications to it. Any modification of this original  
4 document is ineffective and void unless mutually approved by the parties in writing.

5           5.     The findings contained in the Findings of Fact portion of this Consent Agreement  
6 are conclusive evidence of the facts stated herein between only Respondent and the Board for the  
7 final disposition of this matter and may be used for purposes of determining sanctions in any  
8 future disciplinary matter.

9           6.     This Consent Agreement is subject to the Board's approval, and will be effective  
10 only when the Board accepts it. In the event the Board in its discretion does not approve this  
11 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,  
12 nor shall it be relied upon or introduced in any disciplinary action by any party hereto, except  
13 that Respondent agrees that should the Board reject this Consent Agreement and this case  
14 proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its  
15 review and discussion of this document or of any records relating thereto.

16           7.     Respondent acknowledges and agrees that the acceptance of this Consent  
17 Agreement is solely to settle this Board matter and does not preclude the Board from instituting  
18 other proceedings as may be appropriate now or in the future. Furthermore, and notwithstanding  
19 any language in this Consent Agreement, this Consent Agreement does not preclude in any way  
20 any other state agency or officer or political subdivision of this state from instituting  
21 proceedings, investigating claims, or taking legal action as may be appropriate now or in the  
22 future relating to this matter or other matters concerning Respondent, including but not limited to  
23 violations of Arizona's Consumer Fraud Act. Respondent acknowledges that, other than with  
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1 respect to the Board, this Consent Agreement makes no representations, implied or otherwise,  
2 about the views or intended actions of any other state agency or officer or political subdivision of  
3 the state relating to this matter or other matters concerning Respondent.

4 8. Respondent understands that once the Board approves and signs this Consent  
5 Agreement, it is a public record that may be publicly disseminated as a formal action of the  
6 Board, and that it shall be reported as required by law to the National Practitioner Data Bank.

7 9. Respondent further understands that any violation of this Consent Agreement may  
8 constitute unprofessional conduct pursuant to A.R.S. §32-1701(8)(l) and may result in  
9 disciplinary action pursuant to A.R.S. §32-1744(F)(7).

10 10. The Board therefore retains jurisdiction over Respondent and may initiate  
11 disciplinary action against Respondent if it determines that they have failed to comply with the  
12 terms of this Consent Agreement or of the practice act.

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14 The Board issues the following Findings of Fact, Conclusions of Law and Order:

15 **FINDINGS OF FACT**

16 1. On April 1, 2024, Respondent submitted his application by examination to  
17 practice as an optometrist in the State of Arizona.

18 2. In the Fall of 2009, Respondent entered the Arizona College of Optometry at  
19 Midwestern University, to pursue his doctor of optometry degree.

20 3. In March of 2019, Respondent graduated from the Arizona College of Optometry  
21 at Midwestern University, as a doctor of optometry.

22 4. In August of 2023, Respondent passed his NBEO examination (National Board of  
23 Examiners in Optometry).  
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1 copy of the executed consent order to Roger Juarez, O.D. Respondent shall cause  
2 Roger Juarez, O.D. to submit documentation in writing to the Board that he has received a copy  
3 of the consent order within 10 business days.

4 3. Respondent shall cause Roger Juarez, O.D. to submit bi-monthly progress reports  
5 to the Board, commencing on August 1, 2024, on a Board approved form which will provide the  
6 Board with an update regarding Respondent's professional and clinical performance in the  
7 residency program. The final report shall also contain a recommendation as to whether  
8 Respondent should be released from this Consent Agreement for independent practice.

9 4. Respondent shall submit quarterly self-reports to the Board, for the following  
10 quarters: September 30, 2024, December 31, 2024, March 31, 2025, and June 30, 2025, on a  
11 Board-approved form. The quarterly self-reports shall be provided to the Board within five (5)  
12 business days from the aforementioned dates.

13 5. Respondent shall appear before the Board regarding compliance with this order  
14 when requested. Respondent shall appear before the Board to request termination of the term of  
15 probation for a review of his compliance with the terms of his probation and whether he has  
16 successfully completed the residency program.

17 6. In addition to the continuing education requirements of A.A.C. R4-21-209,  
18 Respondent shall successfully complete the 2024 Educational Retina Conference, on  
19 June 30, 2024. Upon completion, Respondent shall submit a certificate of completion of the  
20 continuing education to the Board.

21 7. This Consent Agreement is conclusive evidence of the matters described herein  
22 and may be considered by the Board in determining appropriate sanctions in the event a  
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1 subsequent violation occurs. Noncompliance with the terms of this consent order may result in  
2 additional disciplinary sanctions.

3 8. This Consent Agreement shall be effective on July 1, 2024.

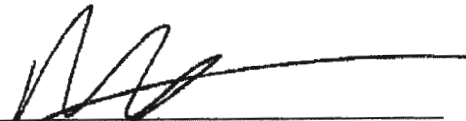
4 9. Respondent shall bear all costs relating to probation terms required in this  
5 Consent Agreement.

6 10. Respondent shall be responsible for ensuring that all documentation required in  
7 this Consent Agreement is provided to the Board in a timely manner.

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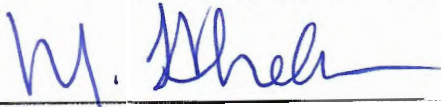
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11 **RESPONDENT ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

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14 Michael P. Flores, O.D.

07/03/2024  
\_\_\_\_\_  
Date

15 **BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

16 By:   
17 \_\_\_\_\_  
18 Margaret Whelan, Executive Director  
19 Arizona State Board of Optometry

7-8-2024  
\_\_\_\_\_  
Date

20 ORIGINAL of the foregoing filed on July 8, 2024  
21 with:

22 Arizona State Board of Optometry  
23 1740 West Adams Street, Suite 3003  
24 Phoenix, AZ 85007  
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**EXECUTED COPY** of the foregoing sent electronically on July 8, 2024  
to:

Michael P. Flores  
4318 E Saint Catherine Ave  
Phoenix, AZ 85042  
Respondent

Flynn P. Carey  
Mitchell, Stein, Carey & Chapman, PC  
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Phoenix, AZ 85004  
Attorney for Respondent

Mona Baskin  
Assistant Attorney General  
2005 North Central Avenue  
Phoenix, AZ 85004

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