

1 **BEFORE THE ARIZONA STATE BOARD OF**
2 **PODIATRY EXAMINERS**

3 IN THE MATTER OF:

4 **MARK OLSEN, DPM,**

5 **Holder of License No. POD-000762**

6 For the Practice of Podiatry

7 In the State of Arizona.

Case No.: 20-27-C

**ORDER FOR CONTINUING
EDUCATION**

(NON-DISCIPLINARY)

8 At its meeting on November 10, 2021, the Arizona State Board of Podiatry Examiners
9 (Board) voted to issue Mark Olsen, DPM (Respondent), a non-disciplinary Continuing Education
10 (CE) Order (Order) to address issues raised in the complaint and the Board's subsequent
11 investigation. The Board, pursuant to A.R.S. § 32-852.01(C)(3), determined that while the
12 conduct was not of sufficient seriousness to merit direct action, Respondent would, as set forth
13 below, benefit from completing a prescribed number of hours of CE in a specific practice area for
14 purposes of providing him with the necessary understanding of current developments, skills,
15 procedures or treatment.

16 **FINDINGS OF FACT**

17 1. The Arizona State Board of Podiatry Examiners is the duly constituted agency for
18 licensing and regulating of the practice of podiatry in the State of Arizona and has jurisdiction
19 over Respondent as a licensee of the Board and the subject matter pursuant to A.R.S. § 32-801, *et*
20 *seq.*

21 2. Respondent is the holder of License Number POD-000762 which enables him to
22 practice podiatry in the State of Arizona.

23 3. At the Board's November 10, 2021, monthly meeting it moved to issue this Order
24 for Continuing Education. The Board found that the Respondent's medical documentation was
25 lacking crucial information that could negatively affect patient's continuity of care if they were
26 transferred or found a new podiatrist, including but not limited to detailed documentation of
surgical actions taken during surgery. The Board also found that the Respondent's communication

1 with the patient was poor and that the failure to communicate could have exacerbated the ankle
2 injury complained of by the complainant. Lastly, the Board found, based on the statements of the
3 Respondent at the meeting and the documentation that there were considerable questions regarding
4 billing and the use of additional surgical coding during the global post-operative period.

5 4. Based on the investigative record and the discussion with the Respondent, including
6 the issues noted above, the Board found that the Respondent would benefit from Continuing
7 Education in the areas of patient communication, medical documentation and coding/billing.

8 **CONCLUSIONS OF LAW**

9 1. The Board possesses jurisdiction over the subject matter and over Respondent
10 pursuant to A.R.S. § 32-801 *et seq.*

11 2. The Board has the authority to issue a non-disciplinary Order for Continuing
12 Education pursuant to A.R.S. § 32-852.01(C)(3), if it believes the Respondent would benefit from
13 completing a prescribed number of hours of CE in a specific practice area for purposes of
14 providing him with the necessary understanding of current developments, skills, procedures or
15 treatment.

16 **ORDER**

17 1. **IT IS HEREBY ORDERED** that within **six months** from the effective date of this
18 Order, Respondent shall complete a minimum of **nine** total hours of Board pre-approved CE.
19 Respondent shall complete **three** hours of CE in the area of patient communication; **three** hours
20 in the area of medical documentation; **three** hours in the area of coding/billing. The CE hours
21 shall be in addition to the hours required for the annual renewal of his podiatry license, and can be
22 completed online.

23 2. **IT IS FURTHER ORDERED** that Respondent shall, within **six months** of the
24 effective date of this Order, provide Board staff with proof of attendance in satisfaction of this
25 requirement.
26

1 Phoenix, Arizona 85007

2 Copies of the foregoing sent by Electronic,
3 Certified and Regular mail
4 this 19th day of November 2021 to:

5 Dr. Mark Olsen, DPM
6 Address of Record
7 *Respondent*

8 Peter M. Wittekind, Esq.
9 Kent and Wittekind, P.C.
10 909 East Missouri Avenue
11 Phoenix, Arizona 85014
12 *Attorney for the Respondent*

13 Copy of the foregoing sent via Electronic mail
14 this 19th day of November 2021 to:

15 Seamus Monaghan
16 Assistant Attorney General
17 2005 N. Central Avenue, SGD/LES
18 Phoenix, Arizona 85004
19 *Attorney for the Board*
