

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

3 IN THE MATTER OF:

4 **RAJESH DAULAT, DPM,**

5 **Holder of License No. POD-000547**

6 For the Practice of Podiatry

7 In the State of Arizona.

Case No.: 22-04-C

**ORDER FOR CONTINUING
EDUCATION**

(NON-DISCIPLINARY)

8 At its meeting on July 13, 2022, the Arizona State Board of Podiatry Examiners (Board)
9 voted to issue Rajesh Daulat, DPM (Respondent), a non-disciplinary Continuing Education (CE)
10 Order (Order) to address issues raised in the complaint and the Board's subsequent investigation.
11 The Board, pursuant to A.R.S. § 32-852.01(C)(3), determined that while the conduct was not of
12 sufficient seriousness to merit direct action, Respondent would, as set forth below, benefit from
13 completing a prescribed number of hours of CE in a specific practice area or areas for purposes
14 of providing him with the necessary understanding of current developments, skills, procedures or
15 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-000547 which enables him to
22 practice podiatry in the State of Arizona.

23 3. At the Board's July 13, 2022, meeting it moved to issue this Order for Continuing
24 Education. The Board found that the Respondent had billed for CPT code 99213 during the 90 day
25 global surgical period, in contradiction to the elements of the code, without supporting
26 documentation in the patient's records that Respondent was addressing an issue unrelated to the
surgical period. Respondent admitted that he was not aware the 99213 code had been utilized.

1 Respondent stated normally he would have utilized a digital taping code.

2 4. The Board found that the medical records and documentation was lacking and that
3 the lack of information caused confusion as to what steps were taken to address the healing process
4 after the tenotomy.

5 5. The Board also found that the Respondent did not perform a post-operative X-ray,
6 which the Respondent admitted to, even after the Respondent found lateral deviation in the surgical
7 area after patient admitted they incurred trauma to their toe. The Board also found that not re-
8 taping and stabilizing the toe after the tenotomy could have protected the toe and avoided the
9 further issues.

10 6. The Board also found that in nearly every visit, the patient's vitals were identical,
11 which the Board found impossible and the Respondent agreed.

12 7. Based on the investigative record and the discussion with the Respondent, including
13 the issues noted above, the Board found that the Respondent would benefit from Continuing
14 Education in the areas of patient communication and medical documentation.

15 **CONCLUSIONS OF LAW**

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

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

23 **ORDER**

24 1. **IT IS HEREBY ORDERED** that within **six months** from the effective date of this
25 Order, Respondent shall complete a minimum of **EIGHT** total hours of Board pre-approved CE.
26 Respondent shall complete **TWO** hours of CE in each of the following areas: documentation and

1 record keeping, tendon healing, billing and patient evaluation with X-Rays. The CE hours shall
2 be in addition to the hours required for the annual renewal of his podiatry license.

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

6 3. Respondent shall within **60 days** of the effective date of this order submit his
7 request for CE to the Board for pre-approval.

8 4. Respondent's failure to timely comply with the Order will subject him to future
9 disciplinary action by the Board. A.R.S. § 32-854.01(21).

10 5. The effective date of the Order is the date it is signed by the Board President.

11
12 **RIGHT TO APPEAL**

13 **NOTICE IS HEREBY GIVEN** that, pursuant to A.R.S. § 41-1092.03(B), you may
14 request a formal hearing by notifying the Board in writing within thirty-five (35) days from date
15 of this Order. If you request a formal hearing, you also have the right to request an informal
16 settlement conference by filing a written request with the Board, pursuant to A.R.S. § 41-
17 1092.06, no later than twenty (20) days before the scheduled hearing. The conference will be
18 held within fifteen (15) days after receipt of your request. Please note that you waive any right
19 to object to the participation of the Board's representative in the final administrative decision of
20 the matter if it is not settled at the conference.

21
22 DATED THIS 21ST DAY OF JULY, 2022,

23 ARIZONA BOARD OF PODIATRY EXAMINERS

24
25 By: Barbara A. Campbell, D.P.M.
26 Barbara A. Campbell, D.P.M., Board President

1 Original of the foregoing was e-filed
this 22nd day of July, 2022 with the:

2 Arizona State Board of Podiatry Examiners
3 1740 West Adams Street, Suite 3004
Phoenix, Arizona 85007

4 Copies of the foregoing sent by Electronic,
5 Certified and Regular mail
this 22nd day of July, 2022 to:

6 Dr. Rajesh Daulat, DPM
7 Address of Record
Respondent

8 Copy of the foregoing sent via Electronic mail
9 this 22nd day of July, 2022 to:

10 Seamus Monaghan
11 Assistant Attorney General
2005 N. Central Avenue, SGD/LES
12 Phoenix, Arizona 85004
Attorney for the Board

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