

IN THE MATTER OF

*** BEFORE THE STATE**

**ARASH JAHROMI,
APPLICANT**

*** BOARD OF PODIATRIC**

*** MEDICAL EXAMINERS**

*** CASE NUMBER: 2020-2785**

* * * * *

PRE-CHARGE CONSENT ORDER

In January 2022, the Maryland State Board of Podiatric Medical Examiners (the “Board”) received an application for licensure filed pursuant to the Maryland Podiatric Medical Examiners Act (the “Act”), Md. Code Ann., Health Occ. §§ 16-101 *et seq.* (2014 Repl. Vol. & 2018 Supp.) concerning Arash Jahromi, D.P.M., (the “Applicant”). As a part of the application process the Board conducted a background check of the applicant. The background check revealed that the Applicant is currently licensed to practice in the state of Florida under License No.: PO2738. The background check also revealed that on or about June 26, 2017, the Applicant entered into a Settlement Agreement, which is attached hereto and is incorporated herein by reference, with the State of Florida Board of Podiatric Medicine in Case No.: 2014-0729.

In lieu of issuing charges against the Applicant and conducting an evidentiary hearing under §§ 16-311 of the Act, the Board decided to resolve this case against the Respondent by way of this Pre-Charge Consent Order. All parties to this Pre-Charge Consent Order agree that the Board would have charged the Respondent with violating

the Act, if there were not a pre-charge resolution. The pertinent provisions of the Act are as follows:

Health. Occ. § 16- 311. Denial, suspension, or revocation of license

In general

(a) Subject to the hearing provisions of § 16-313 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a license or a limited license to any applicant, reprimand any licensee or holder of a limited license, impose an administrative monetary penalty not exceeding \$50,000 on any licensee or holder of a limited license, place any licensee or holder of a limited license on probation, or suspend or revoke a license or a limited license if the applicant, licensee, or holder:

...

(8) Prescribes or distributes a controlled dangerous substance to any other person in violation of the law, including in violation of § 1-223 of this article;

...

(11) Willfully fails to file or record any report as required by law, willfully impedes or obstructs the filing or recording of the report, or induces another to fail to file or record the report;

...

(17) Behaves fraudulently, immorally, or unprofessionally in the practice of podiatry;

...

(21) Has been disciplined by a licensing or disciplinary authority of any state or country or convicted or disciplined by a court of any state or country or disciplined by any branch of the United States uniformed services or the United States Veterans Administration for an act that would be grounds for disciplinary action under this section;

FINDINGS OF FACT

The Board finds the following:

1. At all times relevant thereto, the Applicant was licensed to practice podiatry in the State of Florida.

2. On or about January 25, 2022, the Applicant submitted an application to practice podiatry in Maryland with the Board.

3. During the pendency of the Board's review of the Applicant's application for licensure, a background check was completed concerning the Applicant.

4. The background check revealed that had been disciplined by the State of Florida Board of Podiatric Medicine (the "Florida Board").

5. A review of the Settlement Agreement entered into between the Applicant and the Florida Board revealed that the Applicant allegedly committed the following conduct¹ in the practice of podiatry:

- a. overprescribed Percocet 10-325 mg;
- b. failed to adjust ineffective treatment plans to resolve patient complaints;
- c. prescribed 30 tablets of Percocet 10 -325 mg to a patient without a physician-patient relationship and/or physical examination;
- d. prescribed anabolic steroids to a patient without any medical record to support its medical necessity for treatment;
- e. failed to conduct diagnostic testing in evaluating patient medical complaints; and/or
- f. failed to keep written medical records justifying the course of treatment of the patient(s), including, but not limited to, patient(s) histories, examination results, and test results.

¹ The conduct listed (a)-(f) is a summary and is not a complete, verbatim recitation of the allegations lodged against the Applicant by the Florida Board. A full recitation of the allegations may be found in the Settlement Agreement which is attached hereto.

6. Based on the allegations against him, the Applicant agreed to settle the matter with the Florida Board in lieu of any other administrative proceedings.
7. The Applicant agreed to a disposition of the matter which required the Applicant to:
 - a. appear before the Board when the Settlement was heard;
 - b. a Reprimand of his license;
 - c. payment of costs in the amount of six thousand, three hundred and sixteen dollars and sixty-five (\$6,316.65);
 - d. completion of a Board approved Law and Rules Course within one year of the date of the Final Order accepting and Incorporating the Settlement Agreement;
 - e. completion of a Board approved Records course within one year of the date of the Final Order accepting and Incorporating the Settlement Agreement; and
 - f. a practice restriction in that he may not prescribe or order Schedule I, Schedule II, or Schedule III controlled substances for three (3) years from the date of the filing of a Final Order accepting and incorporating the Settlement Agreement.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Applicant did not satisfy Health Occ. § 19-302 (a) (3) (2014 Repl. Vol.).

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 10th day of March, 2022, by a majority of the appointed members of the Board, hereby:

ORDERED that the Applicant shall be **GRANTED** the license to practice podiatry in the State of Maryland; and it is further

ORDERED that upon issuance of the license the Applicant's license shall be subject to the following conditions:

1. The Applicant may not prescribe or order Schedule I, Schedule II, or Schedule III controlled substances for three (3) years from the date of the filing of this Pre-Charge Consent
2. The Applicant shall obey all state and federal laws; and it is further

ORDERED that if the Applicant violates any of the terms and conditions of this Pre-Charge Consent Order, the Board, in its discretion, after notice and an opportunity for a show cause hearing before the Board, may impose any sanction which the Board may have imposed in this case, including imposing a term of probation, conditions of probation, reprimand, suspension, revocation and/or a monetary penalty; and it is further

ORDERED that the Applicant shall practice according to the Maryland Podiatric Medical Examiners Act and in accordance with all laws, statutes and regulations governing the license; and it is further

ORDERED that the Applicant shall be responsible for all costs incurred in fulfilling the terms and conditions of this Pre-Charge Consent Order; and it is further

ORDERED that this Pre-Charge Consent Order is a Final Order of the Maryland State Board of Podiatric Medical Examiners and as such is a **PUBLIC DOCUMENT** which shall be posted to the Board's website pursuant to Md. Code Ann., Gen. Prov. Art. §4-101 *et seq.* (2019 Rep. Vol.) and Health Occupations Article § 1-607 (2019 Rep. Vol.)



4/22/22 _____

Date

Adam Silverman, D.P.M.
President
Maryland State Board of Podiatric Medical
Examiners

CONSENT OF ARASH JAHROMI, APPLICANT

I, ARASH JAHROMI, APPLICANT acknowledge that I am/am not (circle one) represented by COUNSEL, and have/have not (circle one) consulted with an attorney before entering into this Pre-Charge Consent Order (“Consent Order”).

By this Consent Order and for the purpose of resolving the issues raised by the Board, I agree and accept to be bound by the foregoing Consent Order and its conditions. I waive any rights I may have to contest the Findings of Fact and the Conclusions of Law.

I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections provided by the law. I acknowledge the legal authority and jurisdiction of the Board to initiate these proceedings and to issue

and enforce this Consent Order. I affirm that I am waiving my right to appeal any adverse ruling of the Board that might have followed after any such hearing.

I sign this Consent Order, voluntarily and without reservation, after having an opportunity to consult with counsel, and I fully understand and comprehend the language, meaning and terms of this Consent Order.

4.21.2022
Date


ARASH JAHROMI, DPM

NOTARY

STATE OF FLORIDA
CITY/COUNTY OF BROWARD

I hereby certify that on this 21st day of April, 2022, before me, a Notary Public for the State of Florida and the City/County aforesaid, personally appeared ARASH JAHROMI and made oath in due form of law that the foregoing Consent Order was his voluntary act and the statements made herein are true and correct.

AS WITNESS my hand and Notarial Seal.



