

IN THE MATTER OF
MIKEL DANIELS, DPM

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BEFORE THE MARYLAND
STATE BOARD OF
PODIATRIC MEDICAL EXAMINERS
Case Numbers: 2014-12

PRE-CHARGE CONSENT ORDER OF REPRIMAND

The Maryland State Board of Podiatric Medical Examiners ("the Board") and, Mikel Daniels, DPM ("the Respondent") have agreed, in lieu of the filing of formal charges, to enter into this Pre-Charge Consent Order of Reprimand (the "Order"). This Order is based upon the Board's belief that the Respondent violated provisions of the Maryland Podiatry Act ("the Act"), Md. Code Ann., Health Occ. ("H.O.") §§ 16-101 *et seq.* (2009 Repl. Vol. and 2010 Supp.). The Respondent waives his right to a hearing and agrees to be sanctioned by the Board.

FINDINGS OF FACT

1. At all times relevant the Respondent has been and continues to be licensed to practice podiatry in the State of Maryland under license number 01353.
2. At all times relevant, the Respondent has owned The Spa @ We Treat Feet (the "Spa").
3. The Spa shares space with the Respondent's podiatry practice.
4. The Spa's internal menu offered full leg spider vein removal using the Q-Clear laser system, a medical device.

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5. To practice podiatry means to diagnose or surgically, medically, or mechanically treat the human foot or ankle, the anatomical structures that attach to the human foot, or the soft tissue below the mid-calf.¹

6. Maryland licensed podiatrists employed by the Respondent treated Spa patients for which no treatment records exist.

7. Various of the Respondent's patients' report laser treatment up to and above the knee performed by the Maryland licensed podiatrists employed by the Respondent for which no treatment records exist.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact the Board finds that, in violation of H.O. § 16-311(17) and (20) the Act, the Respondent's employee Maryland licensed podiatrists failed to maintain treatment records; performed out of scope procedures; and the Respondent's Spa advertised out of scope procedures.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is by the Maryland State Board of podiatric Medical Examiners, hereby:

ORDERED that the Respondent shall be and is **REPRIMANDED**; and it is further

ORDERED the Respondent, within one year of the effective date² of this Order, shall document to the Board that he has made an anonymous donation totaling \$15,000.00 to the APMA Foundation Scholarship Fund; and it is further

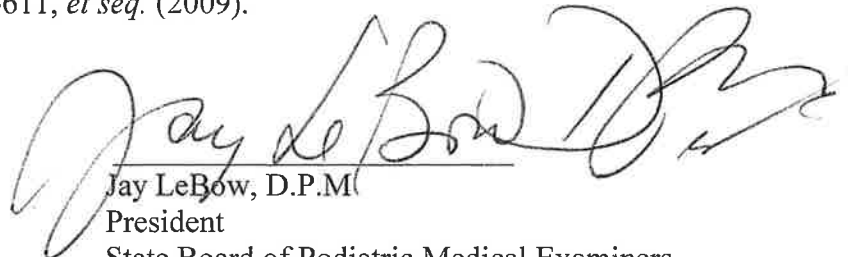
ORDERED that the Respondent shall comply with and practice within all statutes and regulations governing the practice of podiatry in the State of Maryland; and it is further

¹ Annotated Code of Maryland, Health Occupations Article, Title §7-101(f)(1)

² The effective date of Board acceptance of the Order.

ORDERED that this Pre-Charge Consent Order is a PUBLIC DOCUMENT as defined in Md. State Gov't Code Ann. §§ 10-611, *et seq.* (2009).

8/8/2014
Acceptance Date

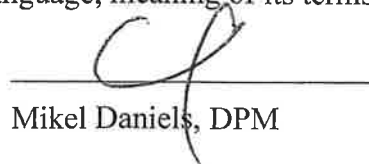

Jay LeBow, D.P.M.
President
State Board of Podiatric Medical Examiners

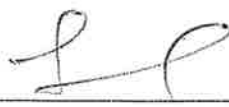
CONSENT OF MIKEL DANIELS, DPM

I, **MIKEL DANIELS, DPM**, License No. 01353, by affixing my signature hereto, acknowledge that:

1. I have had the opportunity to consult with Larry Waranch, Esquire before signing this document.
2. I voluntarily enter into this Pre-charge Consent Order of Reprimand and consent to its terms and conditions. I knowingly waive any right to appeal this Order as set forth in Md. State Gov't. Code Ann. §§ 10-201 *et seq.* (2009).
3. I acknowledge that by failing to abide by the terms and conditions set forth in this Pre Charge Consent Order, I may suffer disciplinary action, which may include revocation of my license to practice podiatry in the State of Maryland.
4. I sign this Pre Charge Consent Order without reservation as my voluntary act and deed. I acknowledge that I fully understand and comprehend the language, meaning of its terms and conditions.

7/31/14
Date


Mikel Daniels, DPM


Reviewed and approved by: Larry Waranch, Esquire

NOTARY

STATE OF Maryland

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY THAT on this 31st day of July, 2014, before me, a Notary Public for the State of Maryland and the City/County aforesaid, personally appeared Mikel Daniels DPM., and made oath in due form of law that the foregoing Pre Charge Consent Order was his voluntary act and deed.

AS WITNESS my hand and Notarial Seal.

Karen J. Miller
Notary Public



My Commission Expires: 8/2/14

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