

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2 In the Matter of

3 **PADMAVATHY TUMMALA, M.D.**

4 Holder of License No. 21393  
5 For the Practice of Allopathic Medicine  
6 In the State of Arizona.

**Case No. MD-22-0649A**

**ORDER FOR PROBATION WITH FINAL  
PRACTICE RESTRICTION; AND  
CONSENT TO THE SAME**

7 Padmavathy Tummala, M.D. ("Respondent") elects to permanently waive any right  
8 to a hearing and appeal with respect to this Order for Probation with Final Practice  
9 Restriction; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to  
10 the entry of this Order by the Board.

11 **FINDINGS OF FACT**

12 1. The Board is the duly constituted authority for the regulation and control of  
13 the practice of allopathic medicine in the State of Arizona.

14 2. Respondent is the holder of license number 21393 for the practice of  
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-22-0649A after receiving a report from  
17 the Hospital where Respondent holds privileges, stating that Respondent had been asked  
18 and agreed to refrain from exercising her procedural (surgical and delivery) privileges after  
19 receipt of complaints regarding Respondent's patient care.

20 4. On November 8-9 and 16-18, 2022, Respondent completed a fitness for duty  
21 evaluation with a Board approved facility ("Facility"). Based on the evaluation's results and  
22 findings, the Facility opined that Respondent is currently unfit for duty pending further  
23 evaluation.

24 5. On February 2, 2023, Respondent entered into an Interim Practice  
25 Restriction prohibiting her from practicing medicine pending the outcome of the Board's

1 investigation. Respondent is in compliance with the terms and conditions of the Interim  
2 Practice Restriction.

3 6. During the course of the Board's investigation, Board staff requested Medical  
4 Consultant ("MC") review of Respondent's care and treatment of two Hospital patients.  
5 The MC opined that Respondent met the standard of care for both patients, but  
6 determined that Respondent's documentation was inadequate.

7 **CONCLUSIONS OF LAW**

8 a. The Board possesses jurisdiction over the subject matter hereof and over  
9 Respondent.

10 b. The conduct and circumstances described above constitute unprofessional  
11 conduct pursuant to A.R.S. § 32-1401(27)(e) ("Failing or refusing to maintain adequate  
12 records on a patient").

13 **ORDER**

14 IT IS HEREBY ORDERED THAT:

15 1. Respondent is placed on Probation with the following terms and conditions:

16 a. **Practice Restriction**

17 Respondent's practice is restricted in that she shall not practice medicine in the  
18 State of Arizona and is prohibited from prescribing any form of treatment including  
19 prescription medications unless Respondent applies to the Board for termination of this  
20 Probation in accordance with this Order.

21 b. **Obey All Laws**

22 Respondent shall obey all state, federal and local laws, all rules governing the  
23 practice of medicine in Arizona, and remain in full compliance with any court ordered  
24 criminal probation, payments and other orders.

1                    **c. Probation Termination**

2                    This Probation is Final shall not terminate except upon affirmative request of  
3 Respondent and approval by the Board. Respondent must submit a written request to the  
4 Board for release from the terms of this Order. Respondent's request for release will be  
5 placed on the next pending Board agenda, provided a complete submission is received by  
6 Board staff no less than 30 days prior to the Board meeting. Respondent's request for  
7 release must provide the Board with evidence establishing that she is safe to return to the  
8 practice of medicine. The Board may require any combination of examinations and/or  
9 evaluations in order to determine whether or not Respondent is safe to practice medicine  
10 and the Board may continue the Final Practice Restriction or take any other action  
11 consistent with its authority.

12                    The Board has the sole discretion to determine whether all of the terms and  
13 conditions of this Order have been met or whether to take any other action that is  
14 consistent with its statutory and regulatory authority.

15  
16                    2. The Board retains jurisdiction and may initiate new action against  
17 Respondent based upon any violation of this Order. A.R.S. § 32-1401(27)(s)

18                    DATED AND EFFECTIVE this 31<sup>st</sup> day of August, 2023.

19                    ARIZONA MEDICAL BOARD

20  
21                    By Patricia E. McSorley  
22                    Patricia E. McSorley  
23                    Executive Director  
24  
25

1 **CONSENT TO ENTRY OF ORDER**

2 1. Respondent has read and understands this Consent Agreement and the  
3 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent  
4 acknowledges she has the right to consult with legal counsel regarding this matter.

5 2. Respondent acknowledges and agrees that this Order is entered into freely  
6 and voluntarily and that no promise was made or coercion used to induce such entry.

7 3. By consenting to this Order, Respondent voluntarily relinquishes any rights to  
8 a hearing or judicial review in state or federal court on the matters alleged, or to challenge  
9 this Order in its entirety as issued by the Board, and waives any other cause of action  
10 related thereto or arising from said Order.

11 4. The Order is not effective until approved by the Board and signed by its  
12 Executive Director.

13 5. All admissions made by Respondent in this Order are solely for final  
14 disposition of this matter and any subsequent related administrative proceedings or civil  
15 litigation involving the Board and Respondent. Therefore, said admissions by Respondent  
16 are not intended or made for any other use, such as in the context of another state or  
17 federal government regulatory agency proceeding, civil or criminal court proceeding, in the  
18 State of Arizona or any other state or federal court.

19 6. Notwithstanding any language in this Order, this Order does not preclude in  
20 any way any other State agency or officer or political subdivision of this state from  
21 instituting proceedings, investigating claims, or taking legal action as may be appropriate  
22 now or in the future relating to this matter or other matters concerning Respondent,  
23 including but not limited to, violations of Arizona's Consumer Fraud Act. Respondent  
24 acknowledges that, other than with respect to the Board, this Order makes no  
25 representations, implied or otherwise, about the views or intended actions of any other

1 state agency or officer or political subdivisions of the State relating to this matter or other  
2 matters concerning Respondent.

3 7. Upon signing this agreement, and returning this document (or a copy thereof)  
4 to the Board's Executive Director, Respondent may not revoke the consent to the entry of  
5 the Order. Respondent may not make any modifications to the document. Any  
6 modifications to this original document are ineffective and void unless mutually approved  
7 by the parties.

8 8. This Order is a public record that will be publicly disseminated as a formal  
9 disciplinary action of the Board and will be reported to the National Practitioner's Data  
10 Bank and on the Board's web site as a disciplinary action.

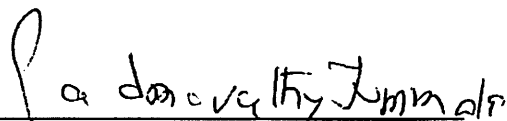
11 9. If any part of the Order is later declared void or otherwise unenforceable, the  
12 remainder of the Order in its entirety shall remain in force and effect.

13 10. If the Board does not adopt this Order, Respondent will not assert as a  
14 defense that the Board's consideration of the Order constitutes bias, prejudice,  
15 prejudgment or other similar defense.

16 11. Any violation of this Order constitutes unprofessional conduct and may result  
17 in disciplinary action. A.R.S. § § 32-1401(27)(s) ("[v]iolating a formal order, probation,  
18 consent agreement or stipulation issued or entered into by the board or its executive  
19 director under this chapter.") and 32-1451.

20 12. Respondent acknowledges that, pursuant to A.R.S. § 32-2501(16), she  
21 cannot act as a supervising physician for a physician assistant while her license is on  
22 probation.

23 13. ***Respondent has read and understands the conditions of probation.***

24   
25 PADMAVATHY TUMMALA, M.D.

DATED: 7/03/23

1 EXECUTED COPY of the foregoing mailed  
2 this 3<sup>rd</sup> day of August, 2023 to:

3  
4 Padmavathy Tummala, M.D.  
Address of Record

5 Flynn P. Carey, Esq.  
6 Mitchell Stein Carey Chapman, P.C.  
2600 North Central Avenue, Suite 1000  
7 Phoenix, Arizona 85004  
Attorney for Respondent

8  
9 ORIGINAL of the foregoing filed  
10 this 3<sup>rd</sup> day of August, 2023 with:

11 Arizona Medical Board  
1740 West Adams, Suite 4000  
12 Phoenix, Arizona 85007

13 Michelle Robles  
14 Board staff