

1 at the time she applied for licensure with Arizona. In December of 2011, Respondent
2 obtained an Arizona medical license.

3 6. Respondent failed to disclose the information regarding either the focused
4 practice review or the CMB investigation on her subsequent 2013 Arizona license renewal
5 application.

6 7. On January 23, 2014, the CMB issued an order for three years of stayed
7 revocation probation to Respondent ("CMB Order"). The CMB Order identified multiple
8 deviations from the standard of care regarding all four patients whose charts were
9 reviewed.

10 8. For Patient 1 (admission diagnosis acute ischemic stroke), the CMB Order
11 found that Respondent deviated from the standard of care by failing to perform and
12 document a complete neurological examination, failure to document N1H systems score,
13 inappropriately ordering continuation of Patient 1's pre-stroke insulin and hypertension
14 medications, and inappropriate prescribing of losartan, an angiotensin receptor blocker.

15 9. For Patient 2 (presented to emergency room with complaint of atypical chest
16 pain for one week), the CMB found that Respondent deviated from the standard of care by
17 ordering an ACE inhibitor and potassium chloride before obtaining laboratory results
18 showing baseline potassium level and renal function, and initiating and continuing triple
19 anticoagulant therapy without first assessing Patient 2 for an occult gastrointestinal bleed.

20 10. For Patient 3 (admitted post-fall, with CT scan showing distal transverse
21 colitis and chest x-ray showing right lower lobe lung infiltrate), the CMB found that
22 Respondent deviated from the standard of care by failing to order a recheck of Patient 3's
23 potassium levels within one week.

24 11. For Patient 4 (recent hospitalization for pyelonephritis and presented with
25 continued fevers and complaints of radiating back pain), the CMB found that Respondent

1 deviated from the standard of care by failing to document neurological and back
2 examinations, diagnosing sciatica and failing to appropriately rule out an occult infection,
3 and administering steroids prior to ruling out an occult infection.

4 12. The CMB Order included probationary terms requiring that Respondent
5 complete an additional 40 hours of CMB approved CME per year, enroll in a medical
6 record keeping course, obtain practice monitoring by one or more licensed physicians or
7 enroll in a physician enhancement course offered by the Physician Assessment and
8 Clinical Education ("PACE") Program at the University of California, San Diego, and not
9 supervise physician assistants.

10 13. On March 20, 2014, Respondent entered into a non-disciplinary Voluntary
11 Agreement Not to Practice Medicine with the Massachusetts Medical Board.

12 14. Respondent is not currently practicing medicine in Arizona.

13 **CONCLUSIONS OF LAW**

14 a. The Board possesses jurisdiction over the subject matter hereof and over
15 Respondent.

16 b. The conduct and circumstances described above constitute unprofessional
17 conduct pursuant to A.R.S. § 32-1401(27)(o) ("[a]ction that is taken against a doctor of
18 medicine by another licensing or regulatory jurisdiction due to that doctor's mental or
19 physical inability to engage safely in the practice of medicine, the doctor's medical
20 incompetence or for unprofessional conduct as defined by that jurisdiction and that
21 corresponds directly or indirectly to an act of unprofessional conduct prescribed by this
22 paragraph. The action taken may include refusing, denying, revoking or suspending a
23 license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise
24 limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on
25 probation by that jurisdiction.").

1 c. The conduct and circumstances described above constitute unprofessional
2 conduct pursuant to A.R.S. § 32-1401(27)(jj) (“[k]nowingly making a false or misleading
3 statement to the board or on a form required by the board or in a written correspondence,
4 including attachments, with the board.”).

5 **ORDER**

6 IT IS HEREBY ORDERED THAT:

7 1. Respondent is issued a Decree of Censure.

8 2. Respondent is placed on Probation for a minimum period of 5 years with the
9 following terms and conditions:

10 a. **Practice Restriction**

11 Respondent’s practice is restricted in that she shall not practice medicine in
12 the State of Arizona and is prohibited from prescribing any form of treatment including
13 prescription medications until Respondent applies to the Board and receives permission to
14 do so in accordance with this Order.

15 b. **Competency Evaluation**

16 Prior to applying to the Board requesting release from the Practice
17 Restriction, Respondent shall undergo and complete a competency evaluation at a facility
18 approved by the Board or its staff. Respondent is responsible for all expenses relating to
19 the evaluation and/or treatment. The evaluator is conducting the evaluation and report
20 solely for the benefit of the Board, and is not treating Respondent as a patient.

21 c. **Obey All Laws**

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

25

1 d. Probation Termination

2 Prior to the termination of Probation, Respondent must submit a written
3 request to the Board for release from the terms of this Order. Respondent's request for
4 release will be placed on the next pending Board agenda, provided a complete submission
5 is received by Board staff no less than 14 days prior to the Board meeting. Respondent's
6 request shall be accompanied by information demonstrating that she has satisfied the
7 terms and conditions of the CMB Order and has obtained a discharge from probation by
8 the CMB as well as satisfactory results from a competency evaluation completed at a
9 facility approved by the Board or its staff. The Board has the sole discretion to determine
10 whether all of the terms and conditions of this Order have been met or whether to take any
11 other action that is consistent with its statutory and regulatory authority.

12 3. The Board retains jurisdiction and may initiate new action against
13 Respondent based upon any violation of this Order. A.R.S. § 32-1401(27)(r).

14 DATED AND EFFECTIVE this 8th day of February, 2016.

15
16
17 ARIZONA MEDICAL BOARD

18 By Patricia E. McSorley
19 Patricia E. McSorley
20 Executive Director

21
22 CONSENT TO ENTRY OF ORDER

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

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

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

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

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

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

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

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

25

1 9. If the Board does not adopt this Order, Respondent will not assert as a
2 defense that the Board's consideration of the Order constitutes bias, prejudice,
3 prejudgment or other similar defense.

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

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

11 12. ***Respondent has read and understands the conditions of probation.***

12
13 *Irina Volkova*

DATED: *1/2/2016*

14 IRINA VOLKOVA, M.D.

15
16 EXECUTED COPY of the foregoing mailed
this *8th* day of *February*, 2016 to:

17 Irina Volkova, M.D.
18 Address of Record

19 ORIGINAL of the foregoing filed
20 this *8th* day of *February*, 2016 with:

21 Arizona Medical Board
22 9545 E. Doubletree Ranch Road
Scottsdale, AZ 85258

23 *Mary Babes*
24 Board Staff