

Louisiana State Board of Medical Examiners

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	:	No. 10-I-598
In The Matter Of	:	
	:	STIPULATION AND
	:	AGREEMENT FOR
ARMAND ASLAN KACHIGIAN, DPM.	:	VOLUNTARY SURRENDER
<i>(Certificate No. DPM.200023),</i>	:	OF PODIATRIC MEDICAL
	:	LICENSE

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This *Stipulation and Agreement* is made by Armand Aslan Kachigian, DPM. ("Dr. Kachigian"), a podiatrist who at all times material to the facts and matters alleged herein is licensed by the Louisiana State Board of Medical Examiners (the "Board") to engage in the practice of podiatric medicine in the state of Louisiana, as evidenced by Certificate No. DPM.200023

1. *Acknowledgment and Stipulations.* Dr. Kachigian hereby acknowledges, stipulates and agrees that:

- (a) The above-entitled proceeding was docketed for investigation by the Board following the receipt of apparently reliable information which indicated that Dr. Kachigian had failed to include certain information on his 2009 renewal application with the Board, relative to an investigation by another licensing board or authority and the surrender of his federal controlled substances permit. In fact, at the time of his 2009 renewal Dr. Kachigian was under investigation by the Illinois licensing authority and he had surrendered his U.S. Drug Enforcement Administration license to prescribe controlled substances. Both the investigation by the Illinois licensing authority and the surrender of the DEA controlled substances permit arose from allegations that Dr. Kachigian had prescribed narcotics to someone without first establishing a doctor-patient relationship. Subsequently, Dr. Kachigian failed to include on his 2010 renewal application, disciplinary action taken by the Missouri licensing authority based upon actions taken by the Illinois licensing authority.

- (b) Predicated upon the foregoing information, the Investigating Officer assigned by the Board with respect to this matter determined that reasonable cause existed such that a formal Administrative Complaint could be filed against Dr. Kachigian, charging him with a violation of La. R.S. §37:624A, (6), (9), (15) and (19).¹
- (c) On his own behalf and without admitting the accuracy of the information described hereinabove or any violation of the Act, Dr. Kachigian has indicated that he does not desire to practice in Louisiana. Nonetheless, as evidenced by his subscription hereto, Dr. Kachigian acknowledges that the reported information did provide the Investigating Officer with cause to pursue formal administrative proceedings against him for violation of La. Rev. Stat. §37:624A(6), (9) (15) and (19) respectively and, further, that proof of such information upon administrative evidentiary hearing would establish grounds under the Act for the suspension, revocation, or imposition of such other terms, conditions or restrictions on his license to practice podiatric medicine in the state of Louisiana as the Board might deem appropriate.
- (d) By law, pursuant to the La. Rev. Stat. §§37:611, *et seq.*, and the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951, *et seq.*, Dr. Kachigian would be entitled, prior to final disciplinary action against his podiatric medical license, to have notice of the allegations and charges asserted against him and to administrative adjudication of such charges, pursuant to La. Rev. Stat. §§49:951 *et seq.* At such hearing, Dr. Kachigian would be entitled to be represented by legal counsel, to call witnesses and to present evidence on his own behalf in defense or in mitigation of the charges made, and to a decision thereon by the Board based upon written findings of fact and conclusions of law, pursuant to La. Rev. Stat. §§49:951 *et seq.*

2. *Voluntary Surrender of License.* Notwithstanding his right to notice of formal charges, administrative hearing and a decision thereon, as provided by La. Rev. Stat. §§49:951 *et seq.*, in recognition of the stipulations set forth hereinabove, and in lieu of the continued prosecution of formal administrative proceedings, Dr. Kachigian hereby voluntarily surrenders to the Board for cancellation his license to practice podiatric medicine in the state of Louisiana, as evidenced by Certificate No. DMP.200023. By his subscription hereto, Dr. Kachigian also

¹ Pursuant to La. R.S. §37:624(A)(6), the Board may refuse to issue, suspend, or institute proceedings in any court of competent jurisdiction to revoke any license, permit, or certificate issued under this Chapter for any of the following causes: (6) Providing false testimony before the board or providing false sworn information to the board... (9) [r]efusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice podiatric medicine in that state or the revocation, suspension, or other restriction imposed on a license, permit or certificate issued by such licensing authority which prevents or restricts practice in that state, or the surrender of a license, permit, or certificate issued by another state when criminal or administrative charges are pending or threatened against the holder of such license, permit, or certificate...; (15) [f]ailure by a podiatrist to self-report in writing to the board any personal action which constitutes a violation of this Chapter within thirty days of the occurrence... and (19) unprofessional conduct..

hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this Stipulation to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation, and he waives any objection to such disclosures under La. Rev. Stat. §49:960.

3. *Effect of Voluntary Surrender of License.* Dr. Kachigian acknowledges, stipulates and agrees that the voluntary surrender of his podiatric medical license effected hereby in the presence of an administrative investigation shall have and shall be deemed by the Board to have, the same effect as if the Board had entered an order of revocation upon the conclusion of formal administrative proceedings. Further, Dr. Kachigian acknowledges, stipulates and agrees that as a result of the voluntary surrender of Dr. Kachigian's podiatric medical license effected hereby that reinstatement of his license to practice podiatric medicine in the state of Louisiana shall be at the sole discretion of the Board and upon whatever probationary terms, conditions and restrictions that it may then determine to be appropriate. In addition, Dr. Kachigian acknowledges, stipulates and agrees that no request for reinstatement shall be considered by the Board until and unless the passage of five (5) years from the effective date of this Order and Dr. Kachigian has: (1) demonstrated clinical competency through assessment at a program or facility approved by the Board and successfully completed any recommended remediation or training; and (2) scheduled and met with the Investigating Officer to discuss his then-current status and plans.

4. *Termination of Proceedings.* By the voluntary surrender of his podiatric medical license, and the attendant dismissal, conclusion and termination of the investigation and any further or formal proceedings before or by the Board relative to the allegations referenced in paragraph 1(a) above occasioned hereby, Dr. Kachigian, moreover, acknowledges, stipulates and agrees that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 *et seq.*, or which otherwise may be afforded to him by law to contest his agreement to or the force and effect of this document in any court or other forum relating to the matters referred to herein.

5. *Advice of Counsel.* Dr. Kachigian acknowledges that he has had the opportunity to seek the advice and guidance of legal counsel with respect to this Stipulation and that all of the terms, conditions, restrictions and limitations contained herein have been explained to him and/or that he fully understands them.

6. *Public Record.* Dr. Kachigian acknowledges, stipulates and agrees that this Stipulation and Agreement for Voluntary Surrender of Podiatric Medical License shall be and shall be deemed to be a Public Record.

Stipulation and Agreement Follow on Next Page

STIPULATION
AND AGREEMENT

I, ARMAND ASLAN KACHIGIAN, DPM., hereby acknowledge, approve, accept,
stipulate, agree and consent to entry of the above and foregoing this 10th day of
September, 2011.

[Signature]
ARMAND ASLAN KACHIGIAN, DPM

WITNESSES:

[Signature]
Signature

Amerik A. Kachigian
Typed Name

2860 State St.
Address

Granite City, IL 62040
City/State/Zip Code

[Signature]
Signature

Serge Donikian
Typed Name

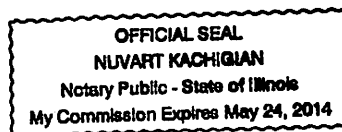
121 Central
Address

Granite City IL 62040
City/State/Zip Code

Sworn to and subscribed before me at Granite City, Madison County, this
10th day of September (10th), 2011, in the presence of the two stated witnesses.

[Signature]
Notary Public (signature and seal)

NUVART KACHIGIAN
Printed Name/Notary #



ACCEPTANCE

CONSIDERING THE ABOVE AND FOREGOING, the Stipulation and Agreement for Voluntary Surrender of Podiatric Medical License is hereby **APPROVED AND ACCEPTED** by the Louisiana State Board of Medical Examiners, this 17th day of October, 2011, effective immediately.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

BY:

Mark Dawson
MARK H. DAWSON, M.D.,
President