

Louisiana State Board of Medical Examiners

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IN THE MATTER OF

QUITAN LE, D.P.M
(Certificate No. DPM.PD201R)
Respondent

No. 11-I-751

**CONSENT ORDER
FOR REPRIMAND**

An investigation was initiated on behalf of the Louisiana State Board of Medical Examiners (the "Board") by its Investigating Officer (the "I/O") of Qui Tan Le, D.P.M. ("Dr. Le"), a podiatrist licensed to practice podiatry in this state and at all times pertinent engaged in practice in and around Baton Rouge, Louisiana.

The investigation was prompted by receipt of notification of a malpractice settlement indicating that Dr. Le removed a melanoma from a patient's foot and failed to inform her in a timely manner of the malignant nature of her diagnosis. The patient was ultimately diagnosed after she saw another practitioner almost a year after Dr. Le's treatment and at that time she required a partial amputation of her foot as treatment for a locally advanced melanoma.

During the investigation medical and other records bearing on this incident were obtained and reviewed and the I/O met with Dr. Le. In his defense, Dr. Le explained that the pathology report was missed during the implementation of electronic medical records in his practice. After this incident, Dr. Le initiated a system to assure that all pathology specimens are reviewed prior to filing in the record. He also, on his own initiative, undertook a self-study review of the diagnosis and treatment of melanoma in podiatric practice.

As evidenced by his subscription hereto, but without admitting any violation of the Podiatry Practice Act or the Board's rules, Dr. Le acknowledges the substantial accuracy of the foregoing information and that such acknowledgement and the information obtained in the investigation would provide the I/O herein with a lawful basis to initiate formal administrative proceedings against him for violation of the Louisiana Podiatry Practice Act, constituting cause for such action against his license to practice podiatry in this state as the Board may deem appropriate, pursuant to La. Rev. Stat. §37:624 A (19) and (20).¹

¹ Pursuant to La. Rev. Stat. §37:624 A the Board may take action against the license of a podiatrist as a result of: (19) "[u]nprofessional conduct"; (20) "[c]ontinuing or recurring podiatric practice which fails to satisfy the prevailing and usually accepted standards of podiatric practice in this state.

Recognizing his right to written notification of any charges that may be asserted against him as a result of this investigation, as well as the right to administrative adjudication of such charges, at which time he would be entitled to be represented by legal counsel, to call witnesses and to present evidence 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.*, Dr. Le, nonetheless, hereby waives his rights to notice, formal adjudication and written decision and pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Dr. Le also acknowledges 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 to which he otherwise may be afforded by any law to contest his agreement to or the force and effect of the Board's investigation or this document in any court or other forum. Moreover, by his subscription hereto Dr. Le authorizes the I/O to present this Consent Order 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. Dr. Le expressly acknowledges that the disclosure of such information to the Board by the I/O shall be without prejudice to the I/O's authority to proceed with the filing and adjudication of any administrative charges that may subsequently be filed in this matter against him, or to the Board's capacity to adjudicate such complaint should the Board decline to approve this Consent Order.

Based upon the information provided and the recommendation of the I/O assigned to this matter, the Board has concluded that its responsibility to insure the health, safety and welfare of the citizens of this state, pursuant to La. Rev. Stat. §37:611 *et seq.*, will be effectively served by entry of the Order set forth hereinafter by consent. Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. Rev. Stat. §37:624 and La. Rev. Stat. §49:955(D);

IT IS ORDERED that Qui Tan Le, D.P.M. is hereby **OFFICIALLY REPRIMANDED** for the conduct described hereinabove.

IT IS FURTHER ORDERED that Dr. Le shall, within ninety (90) days of the effective date of this Order, obtain ten (10) hours of CME in the area of diagnosis and treatment of pre-malignant and malignant lesions in podiatric practice.

IT IS FURTHER ORDERED that Dr. Le shall, within ninety (90) days of the effective date of this Order, pay to the Board a fine in the amount of Three Thousand and No/100 Dollars (\$3,000.00).

IT IS FURTHER ORDERED that any violation or failure of strict compliance with this Order by Dr. Le shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such further action as the Board may deem appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:611-628.

STATE OF LOUISIANA
PARISH OF East Baton Rouge Parish

**ACKNOWLEDGMENT
AND CONSENT**

I, QUI TAN LE, D.P.M., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 12 day of Jan, 2012.

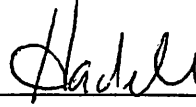


QUI TAN LE, D.P.M.

WITNESSES:



Signature



Signature

Kim Nguyen

Printed Name

Ha Do Le

Printed Name

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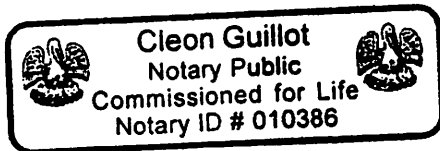
Sworn to and subscribed before me at Baton Rouge, Louisiana this 12 day of January, 2012, in the presence of the two stated witnesses.



Notary Public (Signature)

Cleon Guillot ID#: 010386

Printed Name/Notary or Bar Number



IT IS FURTHER ORDERED that this Consent Order shall be, and shall be deemed to be, a public record.

Signed in New Orleans, Louisiana, and effective this 13th day of February, 2012.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

BY: _____



MELVIN G. BOURGEOIS, M.D.

President