

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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**No. 12-I-641**

**IN THE MATTER OF:**

**INTERIM CONSENT ORDER**

**CHRISTOPHER MICHAEL MAGILL, PA**  
*(Certificate No. 200337)*  
*Respondent*

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of information indicating that the license of Christopher Michael Magill, P.A. ("Mr. Magill") to practice as a physician assistant in the state of Texas was temporarily suspended on or about August 2, 2012. The temporary suspension is based upon allegations that Mr. Magill had inappropriate sexual contact with a patient. The Texas Physician Assistant Board ("Texas Board") found that Mr. Magill would be a continuing threat and real danger to the health of his patients and that the imminent peril to the public health, safety or welfare required immediate action.

Predicated upon the foregoing information, the Investigating Officer assigned by the Board with respect to this matter determined that reasonable cause exists such that a formal Administrative Complaint could be filed against Mr. Magill, charging him with violations of the Louisiana Physician Assistant Practice Act (the "Act") pursuant to La. Rev. Stat. §37:1360.33(3) and (7), as well as Board rules governing physician assistants, La. Admin Code 46:XLV:4513(15).<sup>1</sup>

<sup>1</sup>The board may, exercising due process, discipline any physician assistant, as provided in R.S. 37:1360.34, who: (3) Violates any provision of this Part or any regulations adopted by the board pertaining to this Part,... and (7) Has committed an act of moral turpitude. La. R.S. 37:1360.33.

The board may refuse to issue, or may suspend, revoke or impose probationary or other restrictions on, any license issued under this Chapter, or issue a private or public reprimand, for the following causes:(15) the refusal of the licensing authority of another state to issue or renew a license, permit or certificate to act as a physician assistant 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 the functions, activities or services of the physician assistant in that state...La. Admin Code 46:XLV:4513.

While denying any violation of the Act or Board rules as specified herein or otherwise, Mr. Magill, nevertheless, acknowledges that proof of such information upon administrative evidentiary hearing may establish grounds under the Act for the suspension, revocation, or such other action as the Board might deem appropriate against his license to practice as a physician assistant in the state of Louisiana, pursuant to La. Rev. Stat. §37:1360.33(3) and (7) as well as Board rules governing physician assistants, La. Admin Code 46:XLV:4513(15).

Recognizing his right to have notice of any allegation or charge asserted against him, to administrative adjudication of such allegation or charge pursuant to La. Rev. Stat. §§49:951 *et. seq.* and to a subsequent final decision rendered upon written findings of fact and conclusions of law Mr. Magill, nonetheless, hereby waives his right to formal charges and formal adjudication and pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. By his subscription hereto Mr. Magill acknowledges that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Practice Act, La. Rev. Stat. §§49:951 *et. seq.* or otherwise may be afforded to him by law to contest his agreement to or the force and effect of the Board's investigation or this document in any court. Mr. Magill, furthermore, hereby authorizes the Investigating Officer designated by the Board with respect hereto 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. Mr. Magill expressly acknowledges that the disclosure of the information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to file a formal Administrative Complaint 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, accordingly, and on the recommendation of the Investigating Officer 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. §37:1261, 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. §37:1360.33, 37:1360.34 and La. Rev. Stat. §49:955(D);

**IT IS ORDERED** that the license of Christopher Michael Magill, P.A., to practice as a physician assistant in the state of Louisiana, as evidenced by Certificate No. PA.200337, is hereby **SUSPENDED**, as of the effective date of this Order, and any consideration of reinstatement will be conditioned upon his acceptance of and strict compliance with the following terms, conditions and restrictions:

1. **Practice in Louisiana.** Mr. Magill shall not, until further written order of the Board, practice as a physician assistant in the state of Louisiana. Prerequisite to the issuance of such an order Mr. Magill shall comply with paragraphs 2, and 3 below.

2. **Return to Texas Practice.** Mr. Magill shall obtain an unrestricted license to practice as a physician assistant in the state of Texas, or, at least obtain a license with reasonable restrictions allowing him to return to practice and he shall be in compliance with any and all terms imposed upon his Texas physician assistance license, or any terms and conditions imposed upon any other physician assistant license he possesses and/or any subsequent order that may be issued by the Texas Board or any other state's medical board or licensing authority, all of which are incorporated herein by reference.

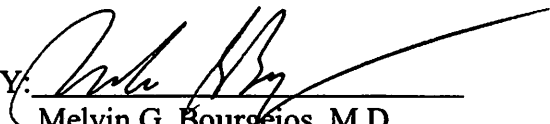
3. **Verification of Compliance Officer.** Mr. Magill shall immediately notify the Board's Compliance Officer of any change in the status of any of his physician assistants licenses, as well as his current home and professional addresses and telephone numbers and he shall cooperate with the Compliance Officer on all matters or inquiries pertaining to the conditions of this Order.

4. **Additional Probationary Terms.** In addition to such other terms and conditions as are placed upon his Louisiana physician assistance license by this Order, Mr. Magill hereby consents to, agrees with, and acquiesces in the imposition of any additional terms, conditions or restrictions, as well as the length and nature thereof that the Board, in its sole discretion, may then deem necessary or appropriate to impose upon his Louisiana license should he at any time in the future decide to seek reinstatement of his license.

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

New Orleans, Louisiana, this 15<sup>th</sup> day of October, 2012.

LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS

BY:   
Melvin G. Bourgeois, M.D.,  
President

*Acknowledgment and Consent  
Follows on Next Page*

STATE OF LOUISIANA

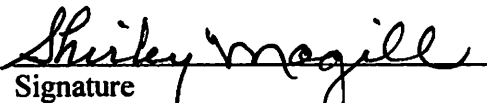
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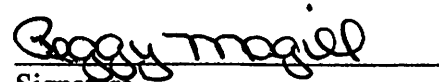
**ACKNOWLEDGMENT  
AND CONSENT**

I, CHRISTOPHER MICHAEL MAGILL, P.A., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 27<sup>th</sup> day of August, 2012.

  
CHRISTOPHER MICHAEL MAGILL, P.A.,

WITNESSES:

  
Signature

  
Signature

Shirley Magill  
Typed Name

Peggy Magill  
Typed Name

5026 CR 322  
Address

107 CR 3224  
Address

DeBerry, Tx 75639  
City/State/Zip Code

DeBerry, Tx 75639  
City/State/Zip Code

Sworn to and subscribed before me this 27<sup>th</sup> day of August, 2012, in the presence of the two stated witnesses.

Angela M. Bovell # 65277  
Notary Public

Angela M. Bovell  
Printed Name/Notary or Bar Number