

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130  
Mailing Address: Post Office Box 30250, New Orleans, LA 70190-0250  
www.lsbme.la.gov



Telephone: (504) 568-6820  
FAX: (504) 568-8893  
Writer's Direct Dial:

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## In The Matter Of

**ALAN ARNOLD GODOFSKY, M.D.**  
(Certificate No. 017407)

**No. 12-I-533**

**CONSENT  
ORDER**  
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The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of information relating to Alan Arnold Godofsky, M.D. ("Dr. Godofsky"), a physician who at all times material to the facts and matters alleged herein was engaged in the practice of medicine in the state of Kentucky, but who is also licensed by the Board to practice medicine in the state of Louisiana, as evidenced by Certificate No. 017407. Such information reveals that during the year 2012 Dr. Godofsky entered into an Agreed Order of Indefinite Restriction ("Agreed Order") with the Commonwealth of Kentucky Board of Medical Licensure ("Kentucky Board") to restrict his license to practice medicine in Kentucky. The Agreed Order, which was in settlement of an investigation of Dr. Godofsky's practice of pain management, restricted his practice of medicine in Kentucky to the specialty of anesthesiology in a perioperative practice environment, limited his dispensation or use of controlled substances to patients undergoing surgical or diagnostic procedures, and assessed him with a ten thousand dollar fine.<sup>1</sup>

Investigation of the captioned matter was assigned to the Investigating Officer ("IO") for the Board, whose review and analysis of the matter confirms to her satisfaction that just cause exists for recommending that an Administrative Complaint be filed against Dr. Godofsky, charging him with violation of the Louisiana Medical Practice Act, La. Rev. Stat. §§37:1261-1292 (the "Act").<sup>2</sup>

Dr. Godofsky fully cooperated with the Board's investigation. On his own behalf, he denies any violation of the Act but has agreed to the terms of this Consent Order in order to avoid the time and expense of further investigation and/or an administrative hearing. Accordingly, by

<sup>1</sup>*Agreed Order of Indefinite Restriction*, In Re: The License to Practice Medicine in the Commonwealth of Kentucky Held by Alan A. Godofsky, M.D., Case No. 1398, Commonwealth of KY Bd. Med. Lic. (May 31, 2012).

<sup>2</sup>La. Rev. Stat. §37:1285A(29) provides that the Board may take action against the license of a physician as the result of "[T]he refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice medicine or osteopathy 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 . . . ."

his subscription hereto, Dr. Godofsky acknowledges the substantial accuracy of the foregoing information as recited herein above and, further, that proof of such information upon an administrative evidentiary hearing could establish grounds under the Act for such action against his license to practice medicine in the state of Louisiana as the Board may determine appropriate.

Recognizing his right to have notice of such allegations and charges asserted against him, 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 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.*, Dr. Godofsky, nonetheless, hereby waives his right to notice of charges and formal adjudication and, pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Dr. Godofsky further acknowledges that he 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 relating to the matters referred to herein. By his subscription hereto, Dr. Godofsky also hereby authorizes the IO 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. Godofsky expressly acknowledges that the disclosure of information to the Board by the IO shall be without prejudice to the IO'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 upon the recommendation of the IO, 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. §37:1285 and La. Rev. Stat. §49:955(D);

**IT IS ORDERED** that the license of Alan Arnold Godofsky, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 017407 be and the same is hereby, as of the effective date of this Order, indefinitely conditioned upon his acceptance of and strict compliance with the following terms:

**1. Compliance with Kentucky Order:** Dr. Godofsky shall fully comply with the Agreed Order entered by the Kentucky Board on May 31, 2012, which is incorporated herein by reference.

**2. Notice of Relocation to Louisiana and Personal Appearance Before Board.** In the event that Dr. Godofsky should decide to relocate to or engage in the practice of medicine in the state of Louisiana at any time following the effective date of this Order he shall

contact and arrange an appearance before the Board or its designee at its next regularly scheduled meeting. At such meeting Dr. Godofsky shall demonstrate his compliance with the terms of the Agreed Order and this Order and discuss his intended plans for practice in this state.

**3. Additional Terms.** In addition to the terms placed upon his license by this Order Dr. Godofsky hereby consents to, agrees with and acquiesces in the imposition of any additional terms or conditions, as well as the length and nature thereof, which the Board in its sole discretion may deem necessary or appropriate to impose upon his Louisiana medical license should he at any time in the future determine to relocate to or engage in the practice of medicine in this state.

**4. Cooperation with Board's Probation and Compliance Officer.** Dr. Godofsky shall inform the Board's Probation and Compliance Officer in writing of any change of in his current home and professional addresses and telephone numbers within ten (10) days and he shall direct all matters required pursuant to this Consent Order to the attention of the Probation and Compliance Officer, with whom he shall cooperate on all matters and inquiries pertaining to his compliance with the terms of this Consent Order. Failure to provide such information within the time specified shall constitute violation of this Order.

**IT IS FURTHER ORDERED** that upon the termination of his Agreed Order with the Kentucky Board or upon notice of relocation to Louisiana pursuant to paragraph 2 above, Dr. Godofsky may petition the Board for termination or modification of this Order, which request the Board may grant or deny in its sole discretion.

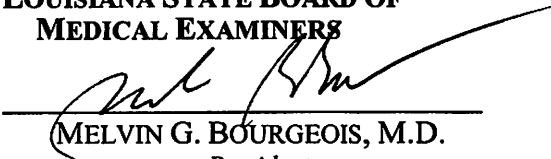
**IT IS FURTHER ORDERED** that any violation of or failure of strict compliance with any of the terms set forth by this Order by Dr. Godofsky shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such other action against Dr. Godofsky's license to practice medicine in the state of Louisiana as the Board may deem appropriate as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:1285.

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

Signed at New Orleans, Louisiana, and effective on this 18<sup>th</sup> day of March, 2013.

LOUISIANA STATE BOARD OF  
MEDICAL EXAMINERS

BY:

  
MELVIN G. BOURGEOIS, M.D.  
President

STATE OF Ohio


COUNTY OF Hamilton


**ACKNOWLEDGMENT  
AND CONSENT**

I, ALAN ARNOLD GODOFSKY, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 6 day of March, 2013.


  
ALAN ARNOLD GODOFSKY, M.D.

WITNESSES:

  
Signature  
Tiffany Imp  
Printed Name  
6902 Wooster PK  
Mailing Address

  
Signature  
Madeana Brousseau  
Printed Name  
6902 Wooster Pike Cincinnati OH 45227  
Mailing Address

Sworn to and subscribed before me at Hamilton, State of Ohio this 6 day of March, 2013, in the presence of the two stated witnesses.

  
Notary Public (Signature and Seal)  
Debora Baker  
Printed Name/Notary/Bar No.



**DEBORA BAKER**  
Notary Public, State of Ohio  
My Commission Expires 02-16-2014