

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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## IN THE MATTER OF:

**EDWARD BABIGUMIRA, M.D.**

*(Certificate No. 200152)*

*Respondent*

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**No. 13-I-220**

## CONSENT ORDER

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Edward Babigumira, M.D. ("Dr. Babigumira" or "Respondent")<sup>1</sup> is, and at all times pertinent, has been a physician licensed to practice medicine in the state of Louisiana. On his license renewal submitted to the Louisiana State Board of Medical Examiners ("LSBME" or "Board") in February of 2013, Dr. Babigumira reported that his medical practice was investigated concerning a patient complaint and the case was a pending action with the Delaware Medical Board. Respondent's affidavits submitted with the renewal provided no further explanation.

On October 21, 2013, the LSBME, through a Disciplinary Alert Report, learned that Respondent's Delaware medical license had been reprimanded and that Respondent had been assessed a fine and required to complete additional CME. The reported Delaware action was based upon a Consent Agreement submitted by Dr. Babigumira and accepted by the Delaware Board of Medical Licensure and Discipline on September 10, 2013. In the Consent Agreement, Respondent admitted that, while practicing medicine in Millsboro, Delaware in the field of physical medicine and rehabilitation with a sub specialty in pain medicine, he treated at least five patients for pain on a recurrent basis between 2009 and 2012 by prescribing controlled substances, such as Oxycodone. Respondent also admitted that, while treating the patients, he failed to strictly follow the Federation of State Medical Boards' Model Policy for the use of controlled substances for the treatment of pain in violation of relevant Delaware law.

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<sup>1</sup> Dr. Babigumira, currently 36 years of age, received his medical degree from Kigezi International Medical School, United Kingdom (Great Britain) in 2001 and completed a Physical Medicine Internship at LSUHSC New Orleans, LA in 2003 and a Residency in Physical Medicine & Rehabilitation at LSUHSC, New Orleans, LA in 2005. He became licensed by the Louisiana State Board of Medical Examiners in April, 2005. Dr. Babigumira was also issued a license to practice medicine in the state of Delaware.

The agreed-upon sanction included a letter of reprimand, a \$1000 fine to be paid by Dr. Babigumira within 60 days of the Board's Order and the successful completion (within 180 days of the Board's Order) of 12 course hours of continuing education, approved by the Board, in safe prescribing practices of controlled substances.

On December 19, 2013, the LSBME received information that Respondent had paid the fine on September 17, 2013, had completed the 12 course hours in safe prescribing practices of controlled substances and was deemed to have fully complied with the above stated Consent Agreement.

Predicated upon the information outlined above, the Investigating Officer assigned by the Board with respect to this matter, determined that the underlying facts, stipulated in the Delaware Consent Agreement, if occurring in Louisiana, would support an Administrative Complaint alleging violations of the "Pain Management Rules" promulgated by the LSBME in Title 46 of the Louisiana Administrative Code, Part 45 §§ 6915-6923 and as a result of said rules violations, pursuant to §6923 that Respondent would be deemed to be in violation of the following provisions of the Louisiana Medical Practice Act ,LA. R. S. §37:1285 (A):(6) Prescribing, dispensing, or administering legally controlled substances or any dependency-inducing medication without legitimate medical justification therefor, or in other than a legal or legitimate manner; (14) Continuing or recurring medical practice which fails to satisfy the prevailing and usually accepted standards of medical practice in this state.

The Investigating Officer has further determined that reasonable cause exists for recommending that a formal Administrative Complaint be filed against Dr. Babigumira charging him with violations of the Act<sup>2</sup>.

Dr. Babigumira acknowledges that he has said the opportunity to thoroughly review the content of this Consent Order with the benefit of legal counsel and that the foregoing information is accurate and would constitute probable cause for the institution of administrative proceedings against his medical license, pursuant to Administrative Complaint and that proof of such information up on administrative evidentiary hearing may establish grounds under the Act for the suspension or revocation of his license to practice medicine in the State of Louisiana or for such other action as the Board might deem appropriate.

Recognizing his right to have an administrative adjudication of such charges, at which time, Dr. Babigumira 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. §§49:955-965, Dr. Babigumira, nevertheless, hereby waives his right

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<sup>2</sup> Pursuant to La. Rev. Stat. §37:1285 A, the Board may take action against the license of a physician for the following causes: (29) The refusal of a licensing authority of another state to issue or renew the license, permit or certificate to practice medicine in that state or the revocation, suspension or other restriction imposed on the 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;

to a formal adjudication and pursuant to La. Rev. Stat §49:955 (D), consents to the entry of the Orders set forth hereinafter. Respondent 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 which he otherwise may be offered by 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.

By his subscription hereto, Dr. Babigumira also 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. Dr. Babigumira expressly acknowledges that the disclosure of such information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to proceed with the filing an adjudication of an administrative complaint against him, or to the Board's capacity to adjudicate such complaint, should the Board declined to approve this Consent Order.

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 Edward Babigumira, M.D. to engage in the practice of medicine and the State of Louisiana, as evidenced by Certificate No. 200152, is hereby **OFFICIALLY REPRIMANDED** and;

**IT IS FURTHER ORDERED** that Dr. Babigumira demonstrate his knowledge of the Pain Management Rules in Title 46 of the Louisiana Administrative Code, Part 45 §§ 6915-6923 in a matter that is acceptable with the Board within six months of the effective date of this Order.

Signed in New Orleans, Louisiana, on and effective this 17<sup>th</sup> day of March, 2014

**LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS**

By: Melvin G. Bourgeois  
MELVIN G. BOURGEOIS, M. D.  
*President*

**ACKNOWLEDGMENT  
AND CONSENT**


STATE OF ~~DELAWARE~~ ILLINOIS

COUNTY OF Cook

I, EDWARD BABIGUMIRA M.D., hereby acknowledge, approve, accept and consent to entry  
of the above and foregoing Order, this 4 day of FEB, 2014.

  
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EDWARD BABIGUMIRA, M.D.

WITNESSES:

  
\_\_\_\_\_  
Signature

Signature

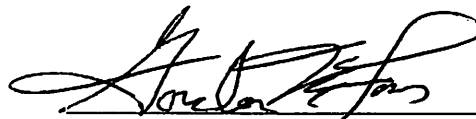
Chris Perez

Printed Name

738 E Dundee Rd

Address

Palatine IL 60074

  
\_\_\_\_\_  
Signature

Signature

Gordon M Foss

Printed Name

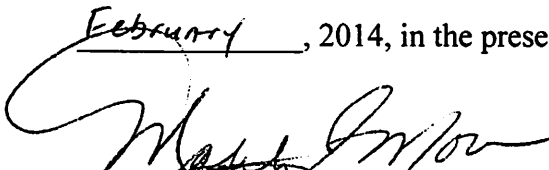
738 E Dundee Rd

Address

PALATINE IL 60074  
ILLINOIS

Sworn to and subscribed before me at PALATINE, Delaware, this 4 day of

February, 2014, in the presence of the two stated witnesses.

  
\_\_\_\_\_  
Notary Public (signature)

Notary Public (signature)

Matilde S Moore

Printed Name/Notary #

