
In the Matter Of	No. 94-I-045
FRANCIS ROBERT RODWIG, M.D.	STIPULATION AND
(CERTIFICATE NO. 006546)	AGREEMENT FOR
	VOLUNTARY SURRENDER
	OF MEDICAL LICENSE

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

(b) Pursuant to the Louisiana Medical Practice Act and the Louisiana Administrative Procedure Act, Dr. Rodwig would be entitled, prior to final disciplinary action against his 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. §§49:955-958. At such hearing, Dr.

²La. Rev. Stat. Ann. §37:1285A(6), (12) and (14), respectively, provide that the Board may take action against the license of a physician as the result of (6) '[P]rescribing, 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;' (12) '[P]rofessional or medical incompetency;' and (14) '[C]ontinuing or recurring medical practice which fails to satisfy the prevailing and usually accepted standards of medical practice in this state.'

Rodwig would be entitled to be represented by legal counsel, to call witnesses and 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.

2. *Voluntary Surrender of License.* Without admitting the accuracy of the information received by the Investigating Officer in his investigation and, notwithstanding his right to notice of formal charges, administrative hearing and a decision thereon, as provided by La. Rev. Stat. §49:955, in recognition of the stipulations set forth hereinabove toward final disposition of the investigation now pending in this matter and in lieu of the institution and prosecution of formal administrative proceedings, Dr. Rodwig, nonetheless, hereby waives his right to notice of charges and formal adjudication and hereby voluntarily surrenders to the Board, for cancellation, his license to practice medicine in the State of Louisiana, as evidenced by Certificate No. 006546. By his subscription hereto, Dr. Rodwig also hereby authorizes the Investigating Officer designated by the Board with respect hereto and/or his legal counsel assisting him in that capacity, to present this Stipulation and Agreement for Voluntary Surrender of Medical License 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. Rodwig acknowledges, stipulates and agrees that the voluntary surrender of his 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. Dr. Rodwig further acknowledges, stipulates and agrees that as a result of the voluntary surrender of his medical license effected hereby he shall not have any right or entitlement to reinstatement or renewal of his license to practice medicine in the State of Louisiana, nor shall he hereafter be entitled to apply for or otherwise attempt to obtain any original, reinstated or renewal license to practice medicine in the State of Louisiana.

4. *Surrender of Controlled Substances Privileges.* As of the effective date of the Board's acceptance hereof, June 22, 1995, Dr. Rodwig shall not prescribe, dispense or administer any controlled substance as defined, enumerated or included in federal or state statutes or regulations, 21 C.F.R. §1308, La. Rev. Stat. §40:964, or any substance which may hereafter be designated a controlled substance by amendment or supplementation of such regulations and statutes. Within thirty (30) days of the execution of this stipulation, Dr. Rodwig shall, moreover, surrender for cancellation to the issuing authorities, any and all state and federal registrations authorizing Dr. Rodwig to prescribe, dispense, or administer any controlled substance.

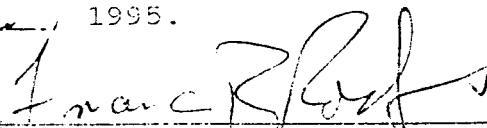
5. Termination of Proceedings. By the voluntary surrender of his medical license, and the attendant dismissal of the investigation occasioned hereby, Dr. Rodwig, moreover, acknowledges, stipulates and agrees that he hereby waives any right to which he may be entitled pursuant to the Louisiana

Administrative Procedure Act or to 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.

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

STIPULATION, ACKNOWLEDGMENT AND AGREEMENT

I, FRANCIS ROBERT RODWIG, M.D., hereby acknowledge, approve, accept, stipulate, agree and consent to entry of the above and foregoing this 10th day of June, 1995.


FRANCIS ROBERT RODWIG, M.D.

WITNESS:



Francis E. Rodwig

ACCEPTANCE

CONSIDERING THE ABOVE AND FOREGOING, the Stipulation and Agreement for Voluntary Surrender of Medical License is hereby APPROVED AND ACCEPTED by the Louisiana State Board of Medical Examiners, this 21st day of June, 1995.

LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS

BY:


F. P. BORDELON, JR., M.D.
President