

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:

(504) _____

IN THE MATTER OF:

MATTHEW G. MILTON, CLP
(Certificate No. CLP.TRAINEE-SPE)
Respondent

No. 15-I-078

CONSENT ORDER FOR OFFICIAL REPRIMAND

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of apparently reliable information that Matthew G. Milton, CLP-Trainee-SPE ("Mr. Milton") practiced clinical laboratory science in Louisiana prior to obtaining a permit/license.

In connection with this matter, Mr. Milton explained that he had worked in other states in this capacity without the need for licensure, he was unaware that a license was required for the type of work that he was performing in Louisiana, and his employers had not notified him of the need for state licensure; however, when he learned that licensure by the Board was required to practice, he submitted an application and was issued a Clinical Laboratory Scientist-Trainee.Permit-Specialist on January 9, 2015. He further acknowledges that his prior understanding was in error and now accepts his responsibility to understand and comply with all rules and regulations regarding licensure in this state.

Investigation of the captioned matter was assigned to the Investigating Officer of the Board (the "I/O"). While it appears to the I/O that Mr. Milton is a conscientious and well-trained clinical laboratory scientist trainee, the I/O's review and analysis of the matter confirms to her satisfaction that sufficient cause exists to charge Mr. Milton with one or more violations of the Louisiana Clinical Laboratory Personnel Law (the "Law"), and/or the Board's rules respecting clinical laboratory personnel.¹

As evidenced by his subscription hereto, Mr. Milton acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and the reported information would provide the Investigating Officer herein with probable cause to pursue formal administrative proceedings against him for the suspension, revocation or imposition of such other terms, conditions or restrictions on his permit/license to practice as a clinical laboratory scientist trainee in the State of Louisiana as the Board may determine to be appropriate.

¹La. Rev. Stat. §§37:1318, 1326; La. Adm. C. §46XLV:3505.

Recognizing his right to have notice of administrative charges, and 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.*, Mr. Milton nonetheless hereby waives his right to formal charges and adjudication and, pursuant to La. Rev. Stat. §49:955(D), hereby consents to entry of the Order set forth hereinafter. By his subscription hereto, Mr. Milton also 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 the Board's investigation or this document in any court or other forum relating to the matters referred to herein.

By his subscription hereto, Mr. Milton also 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 to the Board under La. Rev. Stat. §49:960. Mr. Milton expressly acknowledges that the disclosure of information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to proceed with the filing and adjudication of an administrative complaint against him, or to the Board's capacity to adjudicate such complaint, should the Board decline to accept this Consent Order.

Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by La. Rev. Stat. §37:1326 and La. Rev. Stat. §49:955D;

IT IS ORDERED that Matthew G. Milton is hereby **OFFICIALLY REPRIMANDED** for the conduct asserted hereinabove.

IT IS FURTHER ORDERED that within six (6) months of the date of this Order, Mr. Milton shall pay the Board a fine in the amount of One Hundred Thirty (\$130.00) Dollars, which represents the permit/licensure fees for one (1) year, plus a penalty of an equal amount.

IT IS FURTHER ORDERED that any violation or failure of strict compliance with this Order by Mr. Milton shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such disciplinary action as the Board deems appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:1326.

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 this 13th day of April, 2015.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

BY: Mark H. Dawson
MARK H. DAWSON, M.D.
President

STATE OF LOUISIANA

PARISH OF NEW ORLEANS

**ACKNOWLEDGMENT
AND CONSENT**

I, MATTHEW G. MILTON, CLP-TRAINEE-SPE, hereby acknowledge, approve,
accept and consent to entry of the above and foregoing Order, this 12 day of
MARCH, 2015.



MATTHEW G. MILTON, CLP-TRAINEE-SPE

WITNESSES:


Signature

Janice Jacobi
Printed Name

914 Adams St.
Address

NEW ORLEANS, LA 70118
City, State, Zip Code

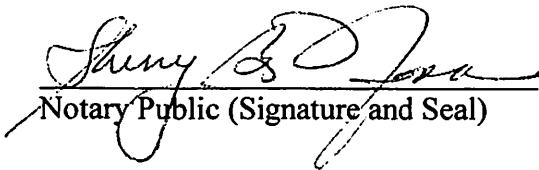


Signature
YUWEN LI
Printed Name

3301 W. Esplanade Ave N Apt #71201
Address

Metairie, LA 70002
City, State, Zip Code

Sworn to and subscribed before me this 12th day of March, 2015, in
the presence of the two stated witnesses.



Notary Public (Signature and Seal)

Printed Name/Notary or Bar Number

SHERRY B. NOONAN
NOTARY PUBLIC NO. 135449
Parish of Jefferson, State of Louisiana
My Commission is Issued for Life