

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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## IN THE MATTER OF:

**DAVID EMMIT ALLIE., M.D.**  
*(Certificate No. 07649R)*

*Respondent*

**No. 14-I-202**

**CONSENT ORDER  
FOR REPRIMAND**

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The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following a complaint received by the Louisiana State Pharmacy Board indicating that David Emmitt Allie, M.D. ("Dr. Allie"), a physician who practices medicine in and around Lafayette, Louisiana, accessed prescription information from the Prescription Monitoring Program on an individual who was not his current patient. During the investigation the Investigating Officer met with Dr. Allie to discuss the investigation. Dr. Allie denies violation of the Louisiana Medical Practice Act, La. Rev. Stat. §§37:1261-1292 (the "Act") and asserts that he acted in compliance with La. Rev. Stat. R.S. §§40:1007 and 1009 in taking reasonable steps to verify his prescription record to protect it from misuse, although in retrospect, the method he undertook was not appropriate, inasmuch as Dr. Allie asserts that he is not a sophisticated user of computer technology and previously was not familiar with methods of searching, filtering, and otherwise accessing online information such as the data on the Prescription Monitoring Program. Accordingly, Dr. Allie has agreed to this Consent Order in order to avoid the time and expense of further administrative investigation and/or a hearing

Without admitting any violation, Dr. Allie, nonetheless, acknowledges that the reported information, if true, could establish grounds under the Act for such action against his license to practice medicine in this state as the Board may determine to be appropriate, pursuant to La. Rev. Stat. §37:1285A(13).<sup>1</sup> In consideration of the foregoing, and on the recommendation of the Investigating Officer respecting the pending investigation, the Board has concluded that its responsibility to ensure the health, safety and welfare of the citizens of this state against the

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<sup>1</sup>Pursuant to La. Rev. Stat. §37:1285A(13) the Board may take action against the license of a physician as a result of '[U]nprofessional conduct.' Pursuant to La. Rev. Stat. §40:1009, the Board may take action against the license of a physician for inappropriately accesses PMP information.

unprofessional, unqualified and unsafe practice of medicine, La. Rev. Stat. §37:1261, will be effectively served by entry of the Order set forth hereinafter, by consent.

Recognizing his right to have notice and administrative adjudication of any charges that may be filed in this matter, 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. Allie nonetheless, hereby waives his right to notice 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, Dr. Allie 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 this document in any court or other forum relating to the matters referred to herein. By his subscription hereto, Dr. Allie 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 under La. Rev. Stat. §49:960. Dr. Allie 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 pursue formal administrative charges against him or to the Board's capacity to adjudicate such charges should the Board decline 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 David Emmit Allie, M.D., is hereby *Officially Reprimanded*;

**IT IS FURTHER ORDERED** that within six (6) months from the effective date of this Order that Dr. Allie shall provide written confirmation to the Board that he has successfully completed a course of study in professionalism or medical ethics acceptable to and pre-approved in writing by the Board or its designee;

**IT IS FURTHER ORDERED** that Dr. Allie shall pay the Board a fine in the amount of Five Thousand Dollars (\$5,000) within ninety (90) days of the acceptance of this Order by the Board.

**IT IS FURTHER ORDERED** that any violation or failure of strict compliance with any of the terms or conditions set forth by this Order by Dr. Allie shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such action against Dr. Allie's license to practice medicine in this state as the Board may deem appropriate, as if such violation 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 13<sup>th</sup> day of April, 2015.

**LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS**

By:   
MARK HENRY DAWSON, M.D.  
*President*

*Acknowledgment and Consent on the  
following page*

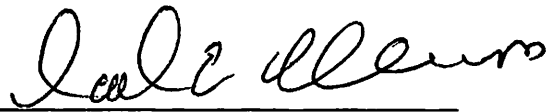
*Acknowledgment and Consent on the  
following page*

STATE OF LOUISIANA

PARISH OF LAFAYETTE

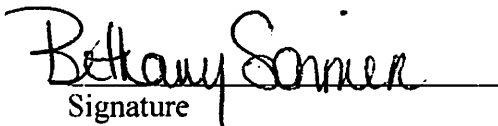
**ACKNOWLEDGMENT  
AND CONSENT**

I, DAVID EMMIT ALLIE, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 30 day of MARCH, 2015.



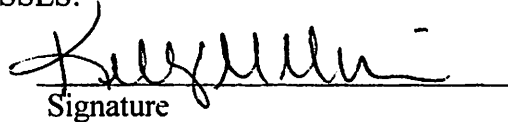
DAVID EMMIT ALLIE, M.D.

WITNESSES:

  
Signature

Bethany Sommer  
Typed Name

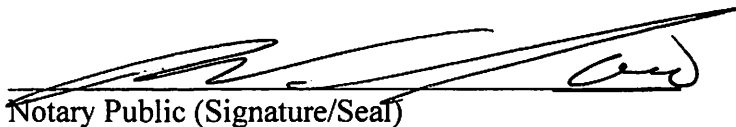
107 Sundew Lane  
Address Carencro, LA 70520

  
Signature

Kelly M. Mire  
Typed Name

131 Legend Creek Dr.  
Address Youngsville, LA 70592

Sworn to and subscribed before me at Lafayette, Louisiana, this 30 day of MARCH, 2015, in the presence of the two stated witnesses.

  
Notary Public (Signature/Seal)

WHITNEY S. ROMERO  
Notary Public ID 60495  
State of Louisiana  
My Commission is For Life

Notary Public (Printed Name)/Bar-Notary #