LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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	:	No. 20-I-109
In The Matter of	:	
	:	INTERIM
MICHAEL L. HAM, M.D.	:	CONSENT ORDER
(Certificate No. MD.022461)	:	
	:	
	v	

This matter is before the Louisiana State Board of Medical Examiners (the "Board") in connection with an on-going investigation by the Board's Investigating Officer (the "I/O") of Michael L. Ham, M.D. ("Dr. Ham"), a physician who at all times pertinent was licensed to practice medicine in this state but who has also been licensed and engaged in the practice of medicine in the state of Arizona.

The investigation was initiated following the issuance of an Interim Consent Agreement by and between Dr. Ham and the Arizona Medical Board ("Arizona Board"), which prohibited the physician from practicing medicine in Arizona pending release from this restriction by the Arizona Board.\(^1\) Underlying the Arizona Board's Order was Dr. Ham's indictment by a state grand jury on felony criminal charges related to his billing practices. Dr. Ham has denied the charges alleged in the grand jury indictment.\(^2\)

Predicated upon the information obtained to date, the I/O has determined that reasonable cause exists for recommending that an Administrative Complaint be filed with the Board charging Dr. Harn with violation of the Louisiana Medical Practice Act (the "Act"), pursuant to La. Rev. Stat. §37:1285(A)(29).³ The investigation is ongoing and continuing.

As evidenced by his subscription hereto, Dr. Ham acknowledges the right to have written notification of any charges that may be asserted against him, as well as the right to adjudication of such charges during an administrative hearing at which time he will be entitled to be represented by legal counsel, to call witnesses and to present evidence 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. Irrespective of such rights, Dr. Ham, nonetheless, hereby consents to the indefinite suspension of his Louisiana medical

¹Interim Consent Order for Practice Restriction In the Matter of Michael L. Ham, M.D., Lic. No. 26357, Case No. MD-20-0000A (Jan. 22, 2020).

²See Interim Consent Order.

³Pursuant to La. Rev. Stat. §37:1285A(29) the Board may take action against the license of a physician as a result of: '[T]he... suspension, or other restriction imposed on a license, permit, or certificate issued by [the licensing authority of another state] which prevents or restricts practice in that state....'

license prohibiting his practice in this state, with reinstatement thereof subject to the terms, conditions and restrictions of this Order. Moreover, by his subscription hereto, Dr. Ham authorizes the I/O to present this Interim Consent Order to the Board for its consideration and to fully discuss and disclose to the Board the nature and extent of such charges and he waives any objection to such disclosures under La. Rev. Stat. §49:960. Dr. Ham expressly acknowledges that disclosure of such information to the Board by the I/O shall be without prejudice to the I/O's authority to prosecute any administrative charges that may be filed in this matter or to the Board's capacity to adjudicate such charges should the Board decline to approve this 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 Michael L. Ham, M.D. to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. MD.022461, be and the same is hereby, effective as of the date hereof, *indefinitely suspended*.

IT IS FURTHER ORDERED that Dr. Ham. shall not practice medicine in any form in the state of Louisiana until and unless the Board issues and serves a written Order reinstating his license to practice following: (1) resolution of the criminal charges pending against him in Arizona; (2) the unrestricted reinstatement of his Arizona medical license; (3) a meeting with the I/O to discuss the current status of his practice and disposition of these proceedings; and (4) the conclusion of the pending investigation by administrative hearing and final decision of the Board on any charges that may be filed against him in this proceeding; alternatively, by the Board's acceptance of a superseding consent or other order or disposition as the Board may determine appropriate.

IT IS FURTHER ORDERED that any violation or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Dr. Ham shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such further action against his 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 Interim Consent Order shall be, and shall be deemed to be, a public record.

Signed at New Orleans, Louisiana and effective this day of 2020.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

BY:

RODERICK V. CLARK, M.D., MBA

President

ACKNOWLEDGMENT AND CONSENT

STATE OF THE TOWNS OF THE PARISH/COUNTY OF MANGORA	_		
I, MICHAEL L. HAM, M.D., hereby acknowledge that I have had the opportunity to seek the advice and guidance of legal counsel with respect to this Interim Consent Order and that all of its terms and conditions have been fully explained to me and/or that I fully understand them. I further acknowledge that I approve, accept and consent to entry of the above and foregoing Order without duress and of my own free will and accord, this 17 day of March, 2020.			
	MICHAEL L. HAM, M.D.		
WITNI Signature	Signature		
Lamie Pope Typed Name	Eva Ramos Typed Name		
LOTTO E Comellack, Rd Address	10MO Econetrack Rd Address		
Subtedate 17 85751 City/State/Zip Code	Skuttedalo - A2 8525 City/State/Zip Code		
Sworn to and subscribed before me this \square in the presence of the two stated witnesses.	Th day of March, 2020,		
Chuckny Notary Public (Signature & Seal) Cinnum Brichle	Cinnamon Brickner Notary Public Maricopa County, Arizona My Comm. Expires 01-31-2022		
Printed Name 540043 Notary or Bar No.	_		