

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130

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## BEFORE THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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(504) \_\_\_\_\_

**No. 2021-I-330**

**IN THE MATTER OF:**

**MARCUS FELIX COX, M.D.**

*(Credential No. MD.025131),*

*Respondent*

**CONSENT ORDER**

Marcus Felix Cox, M.D., (“Dr. Cox”) is a physician licensed to practice medicine in the State of Louisiana, as evidenced by Credential No. MD.025131. Dr. Cox was also licensed to practice medicine in the State of Ohio, as evidenced by License No. 35.082114; the Commonwealth of Kentucky, as evidenced by License No. 51821; and the District of Columbia, as evidenced by License No. MD048304. Dr. Cox was previously engaged in the practice of general surgery in and around Dover, Ohio.

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the “Board”), based on Dr. Cox’s “yes” answer to question 5 of the Oath or Affirmation section of his application for renewal of his medical license in Louisiana. Dr. Cox informed the Board that the State Medical Board of Ohio (the “Ohio Board”) had permanently revoked his Ohio license, effective February 10, 2021, after determining that Dr. Cox violated provisions of Ohio law regarding sexual misconduct based on allegations regarding his interactions with two different female patients, each of whom testified in a hearing before the Ohio Board.<sup>1</sup> Dr. Cox’s motion to stay the Ohio Board’s order permanently revoking his license was later denied.<sup>2</sup> Premised on this information, the Kentucky Board of Medical Licensure (the “Kentucky Board”) entered an Emergency Order of Suspension as to Dr. Cox’s Kentucky license;<sup>3</sup> and the District of

<sup>1</sup> See Entry of Order, *In the Matter of Marcus F. Cox, M.D.*, Case No. 20-CRF-0031, STATE MED. BD. OF OHIO. (Feb. 10, 2021).

<sup>2</sup> See Decision and Entry Denying Appellant’s Motion to Stay the Order of the State Medical Board of Ohio, *Cox v. State Medical Board of Ohio*, No. 21CV-1054 (Ct. Common Pleas, Franklin County, Ohio, Mar. 29, 2021).

<sup>3</sup> See Emergency Order of Suspension, *In re: the License to Practice Medicine in the Commonwealth of Kentucky Held by Marcus F. Cox, M.D.*, Case No. 1992, KY. BD. OF MED. LICENSURE (Apr. 16, 2021).

Columbia Health Regulation and Licensing Administration (the “D.C. HRLA”) entered an order of summary suspension on April 30, 2021.<sup>4</sup>

As evidenced by his subscription hereto, Dr. Cox acknowledges the revocation, suspension, or other restriction of his certificate imposed by the licensing authorities in other jurisdictions, and that the foregoing information would provide the Investigating Officer for the Board with probable cause to pursue formal administrative proceedings against him, and that proof of such information upon administrative evidentiary hearing could establish grounds under the Medical Practice Act, La. R.S. 37:1271 *et seq.*, for the suspension, revocation, or imposition of such other terms, conditions or restrictions on his license to practice medicine in the State of Louisiana as the Board may determine appropriate.<sup>5</sup>

Recognizing his right to have notice and administrative adjudication of any charges that may be filed in this matter, at which time Dr. Cox 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. R.S. 49:951 *et seq.*, Dr. Cox, nonetheless, hereby waives his right to notice of charges, formal adjudication and written decision and pursuant to La. R.S. 49:955(D), consents to entry of the Order set forth hereinafter. Moreover, by his subscription hereto, Dr. Cox also waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. R.S. 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 or body relating to the matters referred to herein. By his subscription hereto, Dr. Cox 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. R.S. 49:960. Further, Dr. Cox 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 and adjudication of an Administrative Complaint against him, or to the Board’s capacity to adjudicate any charges that may be filed in this matter should the Board decline to approve this Order.

Based upon the information provided, and upon the recommendation of the Investigating Officer assigned to this matter, the Board has concluded that its responsibility to ensure the health, safety and welfare of the citizens of this state, pursuant to La. R.S. 37:1261, will be effectively served by entry of the Order set forth hereinafter by consent. Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by La. R.S. 37:1285 and La. R.S. 49:955(D);

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<sup>4</sup> See Notice of Summary Action to Suspend License, *In the matter of: Marcus F. Cox, MD* (D.C. HRLA Apr. 30, 2021).

<sup>5</sup> See La. R.S. 37:1285(A)(29) (“The board may refuse to issue, or may suspend or revoke any license or permit, or impose probationary or other restrictions on any license or permit issued pursuant to this Part for the following causes: . . . The refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice medicine in that state or the revocation, suspension, or other restriction imposed on a license, permit, or certificate issued by such licensing authority which prevents or restricts practice in that state, . . .”).

**IT IS ORDERED** that the license of Marcus Felix Cox, M.D., to practice medicine in the state of Louisiana, as evidenced by Credential No. MD.025131, is hereby placed on **INDEFINITE SUSPENSION**.

**IT IS FURTHER ORDERED** that the reissuance or reinstatement of Dr. Cox's license to practice medicine in the State of Louisiana shall be subject to his acceptance of and strict compliance with the following terms, conditions, and restrictions:

**1. Suspension; Reissuance/Reinstatement.** Dr. Cox shall not practice medicine in the State of Louisiana until and unless the Board issues and serves on him a written order reissuing or reinstating his medical license. As express conditions to Dr. Cox's petition or request of the Board for such an order, Dr. Cox shall: (1) provide documentation to the Board indicating that his license to practice medicine has been reinstated, in whole or in part, by the Ohio Board, the Kentucky Board, the D.C. HRLA, or the licensing authority of any other jurisdiction where he has or obtains a license to practice medicine; (2) schedule and meet with the Investigating Officer of the Board to discuss his then-current status and plans for resumption of practice; (3) satisfy the eligibility and other requirements of the Board's rules governing license issuance or reinstatement as of the date of his petition or request, La. Admin. Code tit. 46, pt. XLV, ch. 3; and (4) demonstrate to the Board's satisfaction his competency to resume practice with skill and safety to patients, including but not limited to, providing an evaluation report from a Board-approved facility addressing his ability to practice medicine with skill and safety and whether any restrictions would be necessary to ensure patient safety upon reinstatement. Thereafter, any petition or request for reissuance or reinstatement of medical licensure made by Dr. Cox shall be granted or denied, at the sole discretion of the Board, and on such probationary terms, conditions and/or restrictions as the Board may then deem appropriate.


**2. Effective Date.** This Consent Order shall be effective on the date it is approved and accepted by the Board as shown by the signature of its representative below.

**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. Cox shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation and cancellation of Dr. Cox's license to practice medicine in the state of Louisiana, or for such other action as the Board may deem appropriate, as if such violations were enumerated among the causes provided in La. R.S. 37:1285.

**IT IS FURTHER ORDERED** that this Consent Order shall be, and shall be deemed to be, a Public Record.

New Orleans, Louisiana, this 26<sup>th</sup> day of July, 2021.

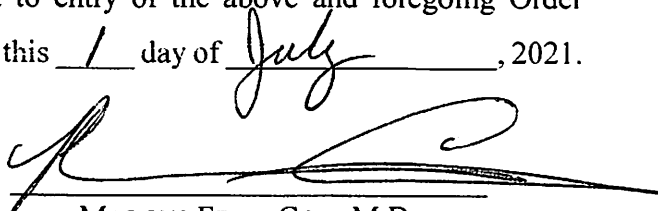
LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS

By:   
RODERICK V. CLARK, M.D., M.B.A.  
President

**ACKNOWLEDGMENT  
AND CONSENT**

STATE OF OHIO  
PARISH/COUNTY OF Stark

I, MARCUS FELIX COX, M.D., hereby acknowledge that I have had the opportunity to seek the advice and guidance of legal counsel with respect to this 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 1 day of July, 2021.

  
MARCUS FELIX COX, M.D.

WITNESSES:

  
Signature

Romanela Anderson  
Typed Name

5067 Portage St NW  
Street Address

North Canton OH 44720  
City/State/Zip Code

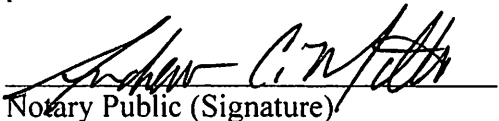
  
Signature

Chandler Stahl  
Typed Name

5067 Portage St NW  
Street Address

North Canton OH 44720  
City/State/Zip Code

Sworn to and subscribed before me this 1<sup>st</sup> day of July, 2021, in the presence of the two stated witnesses.

  
Notary Public (Signature)

Name: Andrew C. Miller  
Notary/Bar No.: \_\_\_\_\_

Commission expires: July 30, 2023



ANDREW C. MILLER  
Notary Public, State of Ohio  
My Commission Expires  
July 30, 2023