

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter of :
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No. 07-I-812

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:
Randall Craig Moore, RRT :
(Certificate No. L00168) :
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**INTERIM
CONSENT ORDER**

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This matter is before the Louisiana State Board of Medical Examiners (the "Board") in connection with an ongoing investigation by the Investigating Officer of the Board of Randall Craig Moore, RT, ("Mr. Moore"), a respiratory therapist who at all pertinent times has been licensed and engaged in the practice of respiratory therapy in and around New Orleans, Louisiana.

Apparently reliable information gathered to date indicates that Mr. Moore was the subject of an investigation by the Hammond Police Department that culminated in criminal charges arising from his arrest on November 27, 2007, in connection with forgery of a prescription for a controlled substance. The charges remain pending. Such information further indicates that Mr. Moore had been undergoing chronic narcotic therapy and had not reported this condition, which has the potential for impairing his ability to practice respiratory therapy, on his renewal application(s) of respiratory therapy licensure. Predicated upon such information, the Investigating Officer recommended, and Mr. Moore agreed, to discontinue practice and undergo substance abuse evaluation and any recommended treatment and therapy.

Predicated upon the information outlined above, the Investigating Officer has determined that reasonable cause exists for recommending that a formal Administrative Complaint be filed against Mr. Moore, charging him with violation of the Louisiana Respiratory Therapy Practice Act and the Board's Rules and Regulations pertaining to Respiratory Therapists.¹

As evidenced by his subscription hereto, Mr. Moore acknowledges the right to have written notification of any charges that may be asserted, as well as the right to have evidence of such

¹ La. Rev. Stat. §37:3358(A) provides that 'the board may take action against the licensee or applicant who has been found guilty of unprofessional conduct which has endangered or is likely to endanger the health, welfare, or safety of the public. La. Adm. C. §46XLV.5519A(4), (5) and (13) define 'unprofessional conduct' as: (4) '[P]roviding false testimony before the Board or providing false sworn information to the Board; (5) '[H]abitual or recurring abuse of drugs, including alcohol, which affect the central nervous system and which are capable of inducing physiological or psychological dependence;' and (13) '[I]nability to practice respiratory care with reasonable competence, skill or safety to patients because of mental or physical illness, condition or deficiency, including but not limited to excessive use or abuse of drugs, including alcohol.'

charges asserted 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.* While maintaining such rights Mr. Moore, nonetheless, hereby consents to the indefinite suspension of his license to practice respiratory therapy in this state, with reinstatement thereof subject to the terms and conditions of this Order. By his subscription hereto, Mr. Moore authorizes the Investigating Officer designated by the Board with respect hereto to present this Interim Consent Order to the Board for its consideration and to fully discuss with 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. Mr. Moore expressly acknowledges that disclosure of such information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to prosecute the abovementioned charges and/or any additional administrative charges that may be filed in this matter or to the Board's capacity to adjudicate such charges.

Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. Rev. Stat. §37:3358, La. Admin. C. §45:5519 and La. Rev. Stat. §49:955(D);

IT IS ORDERED that the license of Randall Craig Moore, RRT, to engage in the practice of respiratory therapy in the State of Louisiana, as evidenced by Certificate No. L00168, be and the same is hereby, effective as of the date hereof, **INDEFINITELY SUSPENDED**.

IT IS FURTHER ORDERED that Randall Craig Moore, RRT, shall not practice respiratory therapy in any form in the state of Louisiana until and unless the Board issues and serves a written decision reinstating his license to practice following: (1) receipt of satisfactory documentation that Mr. Moore has undergone a recent evaluation (within sixty (60) days), at a facility approved by the Board, has successfully completed any recommended treatment, is in compliance with any recommendations for therapy or monitoring offered or prescribed, and his treating physicians have determined that he is capable of resuming practice with skill and safety to patients; and (2) written documentation demonstrating conclusion of the pending criminal charges; (3) a meeting at the Board office with the Director of Investigations; and (4) the conclusion of the pending investigation by administrative hearing and final decision of the Board on any charges that may be filed in these proceedings including, but not limited to, those identified in this Order; or alternatively, by the Board's acceptance of a Consent Order or other order or recommendation respecting disposition of the pending investigation.

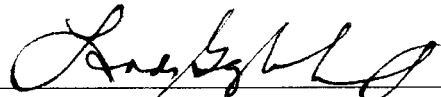
IT IS FURTHER ORDERED that any violation or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Mr. Moore shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation and cancellation of Mr. Moore's license to practice respiratory therapy 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. Rev. Stat. §37:3358.

IT IS FURTHER ORDERED that this Interim Consent Order shall be, and shall be deemed to be, a public record.

New Orleans, Louisiana, this 16 day of March, 2009.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

BY:



LINDA GAGE-WHITE, M.D., PH.D.
President

*Acknowledgment and Consent
On Following Page*

ACKNOWLEDGMENT
AND CONSENT

STATE OF LOUISIANA

PARISH OF PARISH OF ORLEANS

I, RANDALL CRAIG MOORE, RRT, hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 12 day of February, 2009.

Randall Craig Moore
RANDALL CRAIG MOORE, RRT

WITNESSES:

Billie Pine
Signature

Billie Pine
Printed Name

990 E. Pine St
Address

Ponchartraine La 70454
City, State, Zip Code

Spencer G Whittington
Signature

Spencer G Whittington
Printed Name

990 E. Pine St
Address

Ponchartraine La 70454
City, State, Zip Code

Sworn to and subscribed before me at Ponchartraine, Louisiana, this 12th day of Feb., 2009, in the presence of the two stated witnesses.

Lloyd Whittington
Notary Public (Signature)

LLOYD WHITTINGTON
Printed Name
Commissioned for Life
ID #51886

Bar/Notary #