

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130

General Correspondence Address: Post Office Box 30250, New Orleans, LA 70190-0250

www.lsbme.org



Telephone: (504) 568-6820

FAX: (504) 568-8893

Writer's Direct Dial:

Ext. _____

----- X

In The Matter Of

BETTY RHEA DELOACH, M.D.

(Certificate No. 011752),

----- X

No. 05-I-649

**STIPULATION AND
AGREEMENT FOR
VOLUNTARY SURRENDER
OF MEDICAL LICENSURE**

This *Stipulation and Agreement* is made by Betty Rhea DeLoach, M.D. ("Dr. DeLoach"), a physician licensed as of the date hereof to practice medicine in the state of Louisiana, with and in favor of the Louisiana State Board of Medical Examiners (the "Board").

1. *Acknowledgment and Stipulations.* Dr. DeLoach hereby acknowledges, stipulates and agrees that:

- (a) An investigation was conducted on behalf of the Board, through its Investigating Officer indicating that, on or about June 21, 2006, Dr. DeLoach pled guilty to a federal felony charge of concealing a conspiracy to prescribe narcotics without a legitimate medical purpose.
- (b) Pursuant to the Louisiana Medical Practice Act and the Louisiana Administrative Procedure Act, Dr. DeLoach would be entitled, prior to final disciplinary action against her medical license, to have notice of the allegations and charges asserted against her, and to administrative adjudication of such charges, pursuant to La. Rev. Stat. §§49:955-958. At such hearing, Dr. DeLoach would be entitled to be represented by legal counsel, to call witnesses and present evidence on her 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. §§49:955-965.

- (c) For some time, Dr. DeLoach has suffered from numerous health problems that would make Dr. DeLoach's return to an active medical practice very difficult. Accordingly, in the interest of her health, Dr. DeLoach has decided to retire from the practice of medicine for medical reasons.

2. *Voluntary Surrender of License.* Without admitting the accuracy of the information received by the Investigating Officer in her investigation and, notwithstanding her right to notice of formal charges, administrative hearing and a decision thereon, as provided by La. Rev. Stat. §49:955, in recognition of the stipulations set forth hereinabove toward final disposition of the investigation now pending in this matter and in lieu of the institution and prosecution of formal administrative proceedings, Dr. DeLoach, nonetheless, hereby waives her right to notice of charges and formal adjudication and hereby voluntarily surrenders to the Board, for cancellation, her license to practice medicine in the state of Louisiana, as evidenced by Certificate No. 011752. By her subscription hereto, Dr. DeLoach also hereby authorizes the Investigating Officer designated by the Board with respect hereto and/or her legal counsel assisting her in that capacity, to present this Stipulation and Agreement for Voluntary Surrender of Medical License to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation, and she waives any objection to such disclosures, under La. Rev. Stat. §49:960.

3. *Effect of Voluntary Surrender of License.* Dr. DeLoach acknowledges, stipulates and agrees that the voluntary surrender of her medical license effected hereby in the presence of an administrative investigation shall have, and shall be deemed by the Board to have, the same effect as if the Board had entered an order of revocation upon the conclusion of formal administrative proceedings. Dr. DeLoach further acknowledges, stipulates and agrees that as a result of the voluntary surrender of her medical license effected hereby she shall not have any right or entitlement to reinstatement or renewal of her license to practice medicine in the state of Louisiana, nor shall she hereafter be entitled to apply for or otherwise attempt to obtain any original, reinstated or renewal license to practice medicine in the state of Louisiana.

4. *Surrender of Controlled Substances Privileges.* As of the effective date of the Board's acceptance hereof, Dr. DeLoach shall not prescribe, dispense or administer any controlled substance as defined, enumerated or included in federal or state statutes or regulations, 21 C.F.R. §1308, La. Rev. Stat. §40:964, or any substance which may hereafter be designated a controlled substance by amendment or supplementation of such regulations and statutes. Within thirty (30) days of the execution of this stipulation, Dr. DeLoach shall, if she has not already done so, surrender for cancellation to the issuing authorities, any and all state and federal registrations authorizing Dr. DeLoach to prescribe, dispense, or administer any controlled substance.

5. *Termination of Proceedings.* By the voluntary surrender of her medical license, and the attendant dismissal of the investigation occasioned hereby, Dr. DeLoach, moreover, acknowledges, stipulates and agrees that she hereby waives any right to which she may be entitled pursuant to the Louisiana Administrative Procedure Act or to which otherwise may be afforded to her by law, to contest her agreement to, or the force and effect of, this document in any court relating to the matters referred to herein.

6. *Public Record.* Dr. DeLoach acknowledges, stipulates and agrees that this Stipulation and Agreement for Voluntary Surrender of Medical License shall be and shall be deemed to be a public record.

STIPULATION, ACKNOWLEDGMENT AND AGREEMENT

I, BETTY RHEA DELOACH, M.D., hereby acknowledge, approve, accept, stipulate, agree and consent to entry of the above and foregoing this 29 day of December, in the year 2006.

Betty Rhea DeLoach, M.D.
BETTY RHEA DELOACH, M.D.

WITNESS:

Akande Knowles

ACCEPTANCE

CONSIDERING THE ABOVE AND FOREGOING, the Stipulation and Agreement for Voluntary Surrender of Medical License is hereby **APPROVED AND ACCEPTED** by the Louisiana State Board of Medical Examiners, this 22 day of January, 2007, **effective** immediately.

LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS

By:

KJ Amusa, MD
KWELI J. AMUSA, M.D.
President