

**BEFORE THE
LOUISIANA STATE BOARD OF MEDICAL EXAMINERS**

In the Matter of
JAMES T. HILL, M.D.
(Certificate No.016497)
RESPONDENT

**Stipulation and Agreement
For Voluntary Surrender
Of Medical License**

O4-I-4068

This *Stipulation and Agreement* is made by James T. Hill, M.D.¹ (“Dr. Hill”), 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 (“LSBME” or “Board”).

Acknowledgment and Stipulations

Dr. Hill hereby acknowledges, stipulates and agrees that:

1.

An investigation was conducted by the LSBME following the receipt of complaints from law enforcement personnel, pharmacists and family members of his patients relating to allegations of improper prescribing of narcotic medications. Dr. Hill, while trained in Pediatrics was, at all pertinent times engaged in a general medical practice in Caddo Parish and the city of Shreveport, State of Louisiana. In the course of the investigation, patient records of Dr. Hill’s patients, obtained in response to Board subpoena, were evaluated. Based upon this investigation, the Director of Investigations for the LSBME concluded that just cause exists for recommending that a formal Administrative Complaint be filed against Dr. Hill charging him with violations of

¹ Dr. Hill, who was born in Ontario, Canada and received his degree in medicine from the University of Toronto in 1979, is currently 59 years of age. Dr. Hill received post-graduate training in Pediatrics while in Canada and at the University of Florida, Gainesville, Florida in 1984-1985. He became licensed by the Louisiana State Board of Medical Examiners in 1981.

the“Pain Management Rules” promulgated by the LSBME in Title 46 of the Louisiana Administrative Code, Part 45 §§ 6915- 6923 (“Pain Rules”) for prescribing controlled substances in an illegitimate manner, and for other violations of the Louisiana Medical Practice Act (“The Act”) including professional and medical incompetency, unprofessional conduct and continuing medical practice which falls below the appropriate standards of care.

2.

Dr. Hill also has been the subject of an ongoing investigation by state and federal law enforcement officials. That investigation led to Dr. Hill’s arrest and a multiple count felony indictment in case #06-50013-01 filed in the United States District Court for the Western District of Louisiana, Shreveport, Division on January 26, 2006. A Superseding Indictment expanding the number of felony counts was filed in the same case on February 22, 2006. The subject matter of the federal indictments (including the subject matter of the Board’s investigation) charged Dr. Hill with multiple counts of dispensing and distributing and causing to be distributed and dispensed and by means of written prescriptions Schedule II and Schedule III controlled substances, including Oxycontin, Lortab and Methadone, not in the usual course of professional practice and not for legitimate medical purposes in violation of Title 21, United States Code, Section 841 (a) (1). The indictment also charged Dr. Hill with multiple felony counts of Health Care Fraud by coding charges for medical services to obtain compensation for services which were not rendered in violation of Title 18 United States Code, Sections 1347 and 2. The indictment sought the forfeiture of Dr. Hill’s license to practice medicine in Louisiana under Title 21 United States Code, Section 853.

3.

On December 6 , 2006, Dr. Hill entered a plea agreement with the United States containing guilty pleas to ^{two} ~~certain~~ counts of the above referenced Superseding Indictment. As a condition of the plea agreement, Dr. Hill has agreed that within 30 days of the entry of the plea agreement he will surrender any and all licenses to practice medicine in the United States and to surrender his controlled substance handling and/or dispensing privileges from all states and federal agencies.

4.

Dr. Hill, also acknowledges that he has had an opportunity to thoroughly review the content of this Stipulation and Agreement for Voluntary Surrender of Medical License with the benefit of legal counsel, and herein acknowledges his awareness and intelligent waiver of his rights which include: formal written notice by the LSBME of any allegations or charges of violations of the Pain Rules and the Medical Practice Act against him by way of an Administrative Complaint; prehearing discovery; an evidentiary hearing before the Board or its designated Panel at which Dr. Hill would have the right to representation of legal counsel, the right to cross examine witnesses, call witnesses and present evidence on his own behalf in defense or mitigation of any charges made, a written decision of the Board based upon findings of fact and conclusions of law pursuant to the Louisiana Administrative Procedure Act (“LAPA”) La. Rev. Stat. §§ 49:955-965 and the Board’s Rules of Adjudications, and thereafter the right to judicial review and appeal of any adverse adjudication.

5.

Dr. Hill makes these acknowledgments and waivers in support of the disposition of the

pending investigation pursuant to La. Rev. Stat. §49:955(D), in lieu of the institution and prosecution of formal administrative proceedings, and accordingly hereby voluntarily surrenders to the Board, for cancellation, his license to practice medicine in the State of Louisiana, as evidenced by Certificate No. 016497. By his subscription hereto, Dr. Hill also authorizes the Director of Investigations or any other 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 acceptance and to fully disclose to and discuss with the Board the nature and the results of the investigation, and he waives any objection to such disclosures under La. Rev. Stat. 49:960.

6.

Effect of Voluntary Surrender of License. Dr.Hill acknowledges, stipulates and agrees that the voluntary surrender of his 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. Hill further acknowledges, stipulates and agrees that as a result of the voluntary surrender of his medical license effected hereby he shall not have any right or entitlement to reinstatement or renewal of his license to practice medicine in the state of Louisiana, nor shall he 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.~~

DON'T
AGREE

7.

Surrender of Controlled Substances Privileges. As of the effective date of the Board's acceptance hereof, Dr.Hill 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. Dr. Hill will surrender for cancellation to the issuing authorities, any and all state and federal registrations authorizing Dr. Hill to prescribe, dispense, or administer any controlled substance.

8.

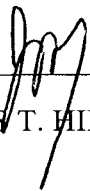
Termination of Proceedings. By the voluntary surrender of his medical license, and the attendant dismissal of the investigation occasioned hereby, Dr. Hill, moreover, acknowledges, stipulates and agrees that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act or to 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 relating to the matters referred to herein.

9.

Public Record. Dr. Hill 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, JAMES T. HILL, M.D., hereby acknowledge, approve, accept, stipulate, agree and consent to entry of the above and foregoing this 6th day of December 2006



JAMES T. HILL, M.D.

WITNESS:

M. Randall Fish

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: Kweli J. Amusa, MD
KWELI J. AMUSA, M.D.
President