

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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IN THE MATTER OF:

BARRY L. SHICKMAN, M.D.
(Licensure Applicant)
Respondent

OPINION
00-A-018

Barry L. Shickman, M.D., is applying for licensure in Louisiana. Dr. Shickman is presently licensed in the State of Texas, but in June, 1985, he voluntarily surrendered his license to practice in California while under charges by the California Board. Based upon that surrender, Dr. Shickman's license to practice in Pennsylvania was revoked. The matter was heard before a panel consisting of Drs. Melvin G. Bourgeois, Kim Edward LeBlanc, Richard M. Nunnally, and Trenton L. James representing a quorum of its membership.

Dr. Shickman's application for a license to practice in Louisiana was denied, and he requested this hearing.

At the hearing, Dr. Shickman did not dispute the allegations of the Administrative Complaint. The evidence in the case, which was stipulated to by Dr. Shickman, shows that he was charged by the Board of Medical Quality Assurance, Division of Medical Quality, of the State of California, on April 26, 1984, with substandard practice in eleven different cases. In the document by which Dr. Shickman surrendered his license, he admitted the factual basis for the charges against him, and expressly agreed not to seek re-licensure or reinstatement of his license. The order further sets forth certain requirements that Dr.

Shickman would have to meet, should he seek a new license in California.

As stated, Dr. Shickman does not dispute any of the above information, but states

(Shickman, February, 2001)

that, during the time of his difficulty, he had an operation for a tumor on his neck, and had lost his wife, and was left as the single parent of a small child. On further examination, Dr. Shickman testified that his wife died in June, 1973, and that his neck surgery was in October, 1981. We note that the eleven cases which were the subject of the California charges took place in January, February, June and August of 1981, and June and August, 1982, either well before or well after his surgery. He stated that many of the California charges were answerable, but that he surrendered his license because he could not afford a lawyer.

As to the Pennsylvania case, he says that he would have fought it, but never received notice of the hearing. The evidence in the record states that Dr. Shickman was properly served with a copy of the Administrative Complaint, and of a rule to show cause, but that he failed to appear. Be that as it may, Dr. Shickman's license in Pennsylvania was revoked, based solely on the surrender in California.

Dr. Shickman testified that he is, and has been for 17 years, licensed to practice in the State of Texas. He states that he fully informed the Texas authorities of his difficulties in California and Pennsylvania, and that, for the first five years of his licensure in Texas, he was very closely supervised. Apparently, he is no longer on probation in Texas.

He has made no effort to return to California, or to contact the California Board since his license was revoked.

Dr. Shickman further states that he was Board Certified in obstetrics and gynecology in 1973, and recertified in 1979. He has not been recertified since that time because that Board will not permit one to take the examination if he has been disciplined.

Respondent wants to come to Louisiana because he has been offered a "wonderful position" working in women's health.

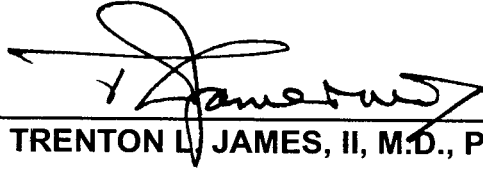
It has been the practice of this Board to deny licensure to any applicant whose license to practice has been revoked in another state, and to require that the applicant get straight in that state before seeking licensure in Louisiana. We can see nothing in this record to persuade us to change that long-standing policy.

The application of Barry L. Shickman, M.D., for licensure in this state is therefore denied.

In addition, Dr. Shickman shall pay all costs of these proceedings.

BATON ROUGE, LOUISIANA, this 20th day of February, 2001.

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A handwritten signature in black ink, appearing to read "Trenton L. James, II", is written over a horizontal line.

BY: TRENTON L. JAMES, II, M.D., PRESIDENT