

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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NEW ORLEANS, LA 70115

March 21, 1980

PERSONAL AND CONFIDENTIAL

CERTIFIED MAIL NO. 691930
RETURN RECEIPT REQUESTED*

Ellis DeVille, Jr., M.D.
3823 St. Charles Avenue
New Orleans, Louisiana 70115

RE: NOTICE OF SUMMARY SUSPENSION
OF LICENSE AND FORMAL HEARING;
In The Matter Of
Ellis DeVille, Jr., M.D.

Dear Dr. DeVille:

The Louisiana State Board of Medical Examiners is in receipt of apparently reliable information indicating that for an indeterminate period, including but not limited to the period from May 24, 1979 through February 12, 1980 you may have suffered from the habitual use of/and psychological or physical dependence on narcotic drugs or other controlled substances having a similar effect. Additional information indicates that you have written and issued prescriptions for another physician without legitimate medical justification therefor.

*A duplicate original of this Notice is also being sent by regular First Class mail.

Ellis DeVille, Jr., M.D.
March 21, 1980

Page 2

The information available to the Board, more particularly, indicates the following:

- ° From May 24, 1979 through February 12, 1980, you obtained and filled 12 written prescriptions for Percodan (oxycodone hydrochloride), totalling 442 tablets; five (5) written prescriptions for Levo-Dromoran (levorphanol tartrate), totalling 124 tablets; two (2) written prescriptions for injectable Demerol (meperidine hydrochloride), totalling four (4) ampules and 400 mg.; and four (4) prescriptions for Desoxyn, 15 mg. (methamphetamine hydrochloride), totalling 120 tablets.
- ° From November 20, 1978 through January 2, 1980, without legitimate medical justification therefor, you issued to Carole J. Harrison, M.D., 44 written prescriptions for Percodan (oxycodone hydrochloride), totalling 1,562 tablets; three (3) written prescriptions for Desoxyn, 15 mg. (methamphetamine hydrochloride), totalling 90 tablets; and one (1) prescription for Percocet-5 (oxycodone hydrochloride), totalling 40 tablets.

The Board's investigation is continuing. Accordingly, the information set forth above and the charges enumerated hereinafter may be subsequently supplemented.

Such information, if true, may constitute serious violations of the Louisiana Medical Practice Act. La. Rev. Stat., Title 37, Sections 1261-91. Accordingly, please take notice that you are hereby charged with "[h]abitual or recurring use of morphine, opium, cocaine, or other drugs having a similar effect," La. Rev. Stat., Title 37, Section 1285(5), and "[p]rescribing, dispensing, or administering habit-forming or other legally controlled

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

Ellis DeVille, Jr., M.D.
March 21, 1980

Page 3

substances in other than a legal or legitimate manner,"
La. Rev. Stat., Title 37, Section 1285(6).

Based upon the nature, magnitude and severity of the violations alleged, together with the apparent reliability of the information presented, the Board has concluded that emergency action is imperative to safeguard the public health, safety and welfare.

Accordingly, please take notice that:

- (1) Pursuant to the authority vested in it by La. Rev. Stat., Title 37, Section 1285, and Title 49, Section 961C, the Louisiana State Board of Medical Examiners has summarily suspended your license to practice medicine in the State of Louisiana pending formal proceedings for revocation or other disciplinary action. YOU ARE HEREBY ADVISED THAT UPON RECEIPT OF THIS NOTICE YOU HAVE NO RIGHT OR ENTITLEMENT TO PRACTICE MEDICINE IN ANY FORM IN THIS STATE UNTIL SUCH TIME AS YOUR PRIVILEGES ARE REINSTATED BY THE BOARD.
- (2) A formal hearing will be convened at 2:00 p.m. on the 12th day of June, 1980, at the Board's office, Room 621, Hibernia Bank Building, New Orleans, Louisiana to adjudicate the hereinabove alleged violations and to determine whether just cause exists for the revocation of your license to practice medicine in the State of Louisiana or for other disciplinary action as provided for by La. Rev. Stat., Title 37, Section 1285.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

Ellis DeVille, Jr., M.D.
March 21, 1980

Page 4

The hearing is intended to provide you with an opportunity of testing the validity and/or accuracy of the information set forth and to present relevant evidence in your defense. You are therefore invited to attend and participate as you see fit, either personally or through the services of legal counsel of your choice.

Should you desire the Board to issue any subpoenas for the attendance of witnesses or for production of documents on your behalf in accordance with La. Rev. Stat., Title 49, Section 956(5), please so notify the Board as soon as possible. Please also notify the Board as to whether you will attend the hearing and the name and address of your legal counsel, if any.

LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS

By Charles B. Odom M.D.
CHARLES B. ODOM, M.D.
President

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