## LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter of

ROBERT H. KRUPKIN, M.D. (Certificate No. 06118R)

No. 99-I-046

CONSENT ORDER FOR REPRIMAND

Robert H. Krupkin, M.D. ("Dr. Krupkin"), is, as of the date hereof, a physician who at all pertinent times has been licensed to practice medicine in the state of Louisiana, and principally engaged in practice in and around Baton Rouge, Louisiana. Predicated upon apparently reliable information, the Louisiana State Board of Medical Examiners (the "Board"), through its Investigating Officer ("I/O"), undertook an investigation of Dr. Krupkin's prescription-writing practices for controlled substances with respect to a single individual, over the period of time from November 1996 through January 1998. The results of such investigation indicate to the satisfaction of the I/O that Dr. Krupkin may have issued controlled substances without sufficient documentation or medical justification.

Although Dr. Krupkin's license has not heretofore been the subject of Board action, the prescriptions in question were issued to a single individual, and from all available information it appears that such were not issued for monetary or other personal gain, Dr. Krupkin acknowledges the concerns expressed by the I/O. Dr. Krupkin further acknowledges that the reported information would, if proven, provide the I/O designated by the Board with respect to this investigation with probable cause to initiate formal administrative proceedings against Dr. Krupkin's license pursuant to the Louisiana Medical Practice Act, La. Rev. Stat. §§37:1261-92,¹ constituting cause for such action against the physician's license to practice medicine in the state of Louisiana as the Board may deem appropriate.

Recognizing his right to have an administrative adjudication of such charges, at which time Dr. Krupkin would be entitled to be represented by legal counsel, to call witnesses and to present evidence on his 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. §849:955-965, Dr. Krupkin, nonetheless, hereby waives his right to formal adjudication and, pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Dr. Krupkin also acknowledges that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §49:951, et seq., or to which he otherwise may be afforded by any law to contest his agreement to or the force and effect of the Board's investigation or this document in any court or other forum. By his

<sup>&</sup>lt;sup>1</sup> La. Rev. Stat. Ann. §37:1285A(6).

subscription hereto, Dr. Krupkin also hereby authorizes the I/O designated by the Board with respect hereto, as well as his legal counsel assisting him in connection herewith, to present this Consent Order to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation, and he waives any objection to such disclosures under La. Rev. Stat. §49:960. Dr. Krupkin expressly acknowledges that the disclosure of such information to the Board by the I/O or his legal counsel shall be without prejudice to the I/O's authority to proceed with the filing and adjudication of an Administrative Complaint against him or to the Board's capacity to adjudicate such Complaint, should the Board decline to approve this Consent Order.

On the basis of the specific information received and reviewed by the Board in this matter, and with Dr. Krupkin's knowledge and consent, the Board is persuaded that while the physician may maintain his license to practice medicine in the state of Louisiana, as well as his privileges with respect to controlled substances, he should be officially reprimanded for his conduct in this matter. By his subscription hereto, Dr. Krupkin acknowledges that such action will not only bolster his commitment and resolve never again to allow his controlled substance privileges to be misused, but will serve as a vivid reminder that more stringent disciplinary action will follow should such ever reoccur. In consideration of this finding, accordingly, and on the recommendation of the Board's I/O respecting the pending investigation, the Board has concluded that its responsibility to ensure the health, safety and welfare of the citizens of this state against the unprofessional, unqualified and unsafe practice of medicine, La. Rev. Stat. §37:1261, will be effectively served by entry of the Order set forth hereinafter, by consent.

Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. Rev. Stat. §37:1285 and La. Rev. Stat. §49:955(D);

IT IS ORDERED that Robert H. Krupkin, M.D., a physician licensed to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 06118R be, and the same is hereby, OFFICIALLY REPRIMANDED.

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

Signed in New Orleans, Louisiana, and effective on this 18 day of august 1999.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

By:

MARY LOU APPLEWHITE, M.D.

President

STATE OF LOUISIANA PARISH OF <u>East Baton Ro</u>uge

## ACKNOWLEDGMENT AND CONSENT

I, ROBERT H. KRUPKIN, M.D.,	hereby acknowledge, approve, accept and consent to
entry of the above and foregoing Order	r, this
	ROBERT H. KRUPKIN, M.D.
Signature M. Barmistan	WITNESSES: Signature
John M. Bannister	Ronald J. Rakosky
Typed Name 320 St. Charles Street Baton Rouge, LA 70802	Typed Name 700 Camp Street New Orleans, LA 70130
Address	Address

Sworn to and subscribed before me, Notary, this day of 1999, in the presence of the two stated witnesses.

Notary Public Nathan S. Fisher