

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter Of :  
RICHARD JOSEPH KONES, M.D. :  
:  
-----X

CONSENT  
ORDER

By correspondence of November 13, 1981, the United States Attorney for the Southern District of New York advised the Louisiana State Board of Medical Examiners ("Board") of the criminal conviction record of Richard Joseph Kones, M.D. ("Dr. Kones"), a physician who had been previously licensed by the Board to practice medicine in the state of Louisiana. More particularly, such correspondence enumerated four felony convictions, each by a plea of guilty, described as follows:

- (1) On September 20, 1974, Dr. Kones pled guilty to Medicare fraud in the United States District Court for the Southern District of New York wherein he received a 5 year sentence with all but 30 days suspended with a \$30,000 fine.

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- (2) On December 19, 1980, Dr. Kones pled guilty to state larceny charges in Connecticut for Medicaid fraud. He was ordered to withdraw his Connecticut medical license and given 5 years probation.
- (3) On July 30, 1981, Dr. Kones pled guilty to state larceny charges in Westchester County, New York for his submission to his own insurance carriers of fraudulent disability claims that rendered him \$250,000. Dr. Kones will receive a 1 1/2 to 3 year jail sentence as a result of a plea bargain.
- (4) On September 22, 1981, Dr. Kones pled guilty, in the United States District Court for the Southern District of New York, to 67 felony counts involving a scheme to defraud various government agencies and private insurance carriers by submitting over \$1,000,000 in false claims for medical services. Dr. Kones also pled guilty to defrauding the Social Security Administration by applying for and receiving Social Security Disability Insurance as a result of a fake heart attack. Dr. Kones is currently incarcerated in New York at the Metropolitan Correction Center while awaiting sentencing.

The referenced correspondence also advised that, as a condition to the September 22, 1981 guilty plea, Dr. Kones had agreed to withdrawal of all medical licenses

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held by him.\* Apparently pursuant to such agreement, by correspondence of November 19, 1981, Dr. Kones's attorney, Jay Goldberg, Esq., advised the Board that "Dr. Kones desires to resign immediately his medical license."\*\*

The crimes to which Dr. Kones had pled guilty would constitute four separate violations of the Louisiana Medical Practice Act, La. Rev. Stat., Title 37, Sections 1261-91, and, upon proof of the same at administrative hearing, provide lawful cause for the revocation of Dr. Kones's license to practice medicine in the state of Louisiana.\*\*\*

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\*A copy of the referenced correspondence is annexed hereto and made a part of this Consent Order.

\*\*A copy of the referenced correspondence is annexed hereto and made a part of this Consent Order.

\*\*\*La. Rev. Stat., Title 37, Section 1285, provides, in pertinent part:

The board may . . . revoke any license or permit . . . issued under this Part for the following causes:

(1) Conviction of a crime or entry of a plea of guilty or nolo contendere to a criminal charge;

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The Board deems the cited correspondence to express Dr. Kones's waiver of his right to an administrative evidentiary hearing and consent to revocation of license by the Board. Accordingly, the Board enters the following order by consent of Dr. Kones, as acknowledged by his signature and that of his legal counsel.

IT IS ORDERED that the license of Richard Joseph Kones, M.D. to practice medicine in the state of Louisiana, as evidenced by Certificate No. 2753, be, and the same is hereby, Revoked.

New Orleans, Louisiana, this 11 day of January, 1982.

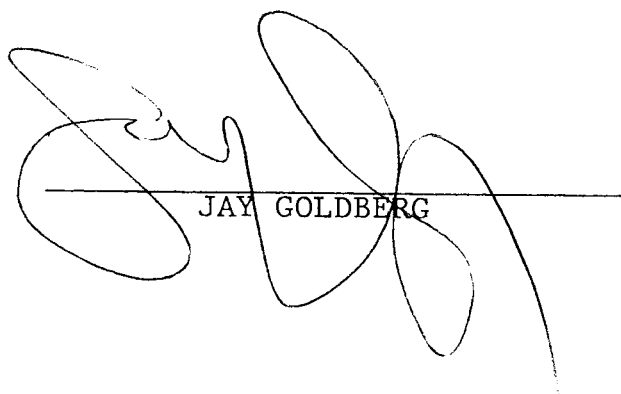
LOUISIANA STATE BOARD OF  
MEDICAL EXAMINERS

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

Approved and Accepted:

Richard Joseph Kones M.D.  
RICHARD JOSEPH KONES, M.D.

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JAY GOLDBERG

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(Footnote Continued)

(11) Making or submitting false or deceptive claims to any patient, insurance company or indemnity association, company, individual, or governmental authority for the purpose of obtaining monetary compensation for services rendered . . . .