

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS



OFFICE OF THE SECRETARY-TREASURER

J. MORGAN LYONS, M.D.

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NEW ORLEANS, LA 70112-1499

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In the Matter of :

MORRIS KLINGER, M.D. :

CONSENT
ORDER

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By notice of November 6, 1985, the Louisiana State Board of Medical Examiners (Board) advised Morris Klinger, M.D. (Dr. Klinger) of the institution of administrative proceedings relative to an alleged specific violation of the Louisiana Medical Practice Act, to-wit: "[p]rescribing, dispensing or administering habit-forming or other legally controlled substances in other than a legitimate manner," La. Rev. Stat., Title 37, Section 1285(6). Formal hearing to adjudicate the alleged violation was scheduled for December 13, 1985. Dr. Klinger, through his legal counsel, Salvador Anzelmo, requested a continuance of the hearing date. The hearing was then rescheduled for January 30, 1986. An informal meeting was held on March 27, 1986 between Dr. Klinger, his attorney, Salvadore Anzelmo and the Board.

Upon examination of the information previously presented, relative to Dr. Klinger's prescribing of Preludin and Desoxyn, the Board finds that the concern it perceived will be adequately ameliorated by

Dr. Klinger's strict compliance with a Consent Order, agreeable to both the Board and to Dr. Klinger.

Recognizing his right to adjudication pursuant to LSA-R.S. 49:955-58 and to be represented therein by legal counsel, Dr. Klinger nonetheless hereby waives his right to a formal evidentiary hearing, pursuant to LSA-R.S. 49:955(b). Without admitting any violation of the Medical Practice Act, Dr. Klinger hereby consents to the entry of the following order. Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by LSA-R.S. 37:1285 and LSA-R.S. 49:955(d):

IT IS ORDERED that the license of Morris Klinger, M.D. to practice medicine in the State of Louisiana, as evidenced by Certificate No. 4977, be, and the same is hereby placed on probation for a period of three (3) years from the date hereof; provided, however, that Dr. Klinger accept and comply with the following probationary terms and conditions:

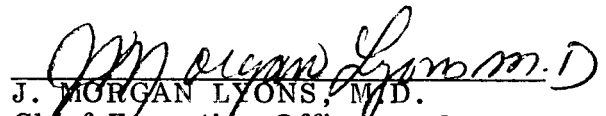
- A. Dr. Morris Klinger shall not write any prescriptions for amphetamines or amphetamine-like controlled substances. Dr. Klinger further agrees to report his prescribing of any and all Schedule II controlled substances to the Board on a monthly basis until further orders of this Board. The Schedule II controlled substances are those enumerated or included in 21 C.F.R. § 1308.12.
- B. Dr. Morris Klinger shall read and abide by the "Statement by the Louisiana State Board of Medical Examiners Concerning the Prescriptions of Anoretics (Amphetamines and Sympathomimetic Amines)." Dr. Klinger hereby acknowledges receipt of said statement.

IT IS FURTHER ORDERED that any violation of the terms, conditions and restrictions set forth herein and/or any violation of the Medical Practice Act (La. Rev. Stat. 37:1261 - 37:1291, as amended)

shall be deemed just cause for the suspension or revocation of the medical licensure of Morris Klinger, M.D. or for such other disciplinary action as the Board deems appropriate, as if such violation was enumerated among the causes provided in LSA-R.S. 37:1285, et seq.

New Orleans, Louisiana, this 27 day of March, 1986.


LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS


J. MORGAN LYONS, M.D.
Chief Executive Officer and
Secretary-Treasurer

CONSENT

I hereby consent, agree and approve the above and foregoing Order of the Louisiana State Board of Medical Examiners and the terms, conditions and restrictions imposed therein and do so of my own free will and accord.

New Orleans, Louisiana, this 27 day of March, 1986.


MORRIS KLINGER, M.D.

WITNESS:
