

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS



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	:	No. 95-I-008
In The Matter Of	:	
	:	
JASPER DUNCAN MOORE, M.D.	:	
(Certificate No. 03846R)	:	CONSENT
	:	ORDER
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This matter comes before the Louisiana State Board of Medical Examiners (the "Board") on the recommendation of its Investigating Officer that a pending investigation of Jasper D. Moore, M.D., be concluded pursuant to the order set forth hereinafter and entered with Dr. Moore's consent.

Dr. Moore, 68-years-of-age, practices medicine in Forrest, Mississippi, as a Board-Certified general surgeon.¹ Over an extended period of time, beginning prior to 1970, Dr. Moore has suffered from alcohol, and more recently, opiate abuse, with several attempts at inpatient and outpatient treatment and multiple relapses. The physician was first received treatment for alcohol abuse for a period of four months at the Ridgeview Institute, Smyrna, Georgia. Following a period of sobriety, he suffered a relapse, for which he again received treatment for three months at Ridgeview in 1984, only to suffer a relapse in 1986 for which he received additional treatment for one month in Birmingham, Alabama. Most recently, he suffered another relapse in his abuse of alcohol beginning in December 1993, and in the following year, following his hospitalization, he began to abuse alcohol in combination with Demerol, for which he was ultimately admitted to the Jackson Recovery Center, Jackson, Mississippi, on July 17, 1994 and subsequently transferred to COPAC, Inc., Brandon, Mississippi, from which he was discharged to aftercare on December 2, 1994, with a diagnosis of alcohol and opiate dependence. Upon his discharge Dr. Moore entered into a Continuing Care Advocacy Contract with COPAC, providing for the physician's ongoing aftercare under supervision of the Caduceus Club of Mississippi and to participation in Caduceus Club and Alcoholics Anonymous meetings and group therapy. Lloyd J. Gordon, M.D., Medical Director of the Mississippi Health Care Professionals Treatment Program has expressed the opinion that Dr. Moore's prognosis for "a continued and strengthened recovery is fair if he continues to abide by the moral contractual obligations of his contract."²

Such information, as acknowledged by Dr. Moore in his application for renewal of his Louisiana medical license for 1995, could provide cause for the institution of formal administrative proceedings against Dr. Moore for "abuse of drugs, including alcohol" and, potentially, "[i]nability to practice medicine with reasonable skill and safety to patients because of...excessive use or abuse of drugs, including alcohol.. La. Rev.

¹ He holds medical licensure in Louisiana, Mississippi and Alabama.

² Letter, L. J. Gordon, M.D., Med. Dir., MS Health Care Prof. Treatment Programs, to Dr. J. Bobear, M.D., La. State Bd. Med. Exam. (Feb. 27, 1995). Dr. Gordon also advises that Dr. Moore's treatment team has recommended that the physician "return to [the] active practice of medicine and be monitored by the Caduceus Club of Mississippi and follow the terms of [his] aftercare contract."

Stat. § 37:1285(A)(5), (25). On the recommendation of its Investigating Officer, however, 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, warrants the entry of an order ensuring Dr. Moore's compliance with his assurance of participation in an appropriate after-care program. The Board has determined that such interest will be effectively served by entry of the Order set forth hereinafter, by consent.

Recognizing his right to have notice of allegations and charges asserted against him, to administrative adjudication of such charges pursuant to La. Rev. Stat. §§ 49:955-958, and to a final decision rendered upon written findings of fact and conclusions of law, by his subscription hereto Dr. Moore nonetheless hereby waives his right to notice of charges and formal adjudication and, pursuant to La. Rev. Stat. § 49:955(D), consents to entry of the Order set forth hereinafter. By his subscription hereto, Dr. Moore also acknowledges the substantial accuracy of the information set forth herein and hereby authorizes the Investigating Officer designated by the Board with respect hereto 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, without prejudice to the right of the Board to hear and adjudicate this case, should this Consent Order not be accepted and formal administrative proceedings be instituted.

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 the license of Jasper Duncan Moore, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by certificate no. 03846R, be, and the same is hereby, **SUSPENDED** for a period of five years from the date hereof.

IT IS FURTHER ORDERED that the foregoing order of suspension be, and the same is hereby, stayed, and the license of Jasper Duncan Moore, M.D., to practice medicine in the state of Louisiana is hereby **PLACED ON PROBATION** for a period concurrent with the term of such suspension, provided that Dr. Moore accept and strictly comply with the following probationary terms, conditions and restrictions:

(a) Compliance with Mississippi Physicians Recovery Program. So long as the same shall remain in effect, Dr. Moore shall observe and strictly and fully comply in all respects with the terms, conditions and agreements embodied in the Continuing Care Advocacy Contract executed and effective between Dr. Moore and the MS Health Care Professional Treatment programs (the Caduceus Club of Mississippi) on December 1, 1994.

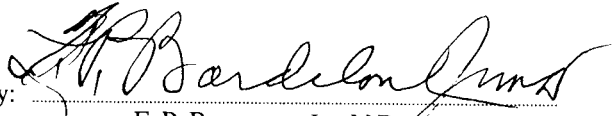
(b) Maintenance of Complete Abstinence. Dr. Moore shall, for the duration of his life, maintain complete and total abstinence from the use of alcohol and other mood-altering substances, except as may be prescribed by a treating physician other than himself for a *bona fide* medical condition.

(c) Conditions to Practice in Louisiana. Dr. Moore shall not hereafter engage in the practice of medicine in the state of Louisiana unless and until: (i) he has given the Board not less than 90 days prior written notice of his intent to practice medicine in Louisiana; (ii) he has authorized such physicians as have treated him or monitored his recovery within the prior three years to provide records, information, reports and opinions to the Board on Dr. Moore's then-current medical status and his fitness and ability to practice medicine with reasonable skill and safety to patients; (iii) he has entered into and executed a treatment contract with the Physicians' Health Program of the Louisiana State Medical Society in a form acceptable to the Board; and (iv) the Board shall have provided Dr. Moore with written confirmation authorizing the initiation of his practice of medicine in the state of Louisiana.

IT IS FURTHER ORDERED that any violation of or failure of strict compliance with any of the restrictions set forth by this Order by Dr. Moore shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the suspension or revocation of Dr. Moore license to practice medicine in the state of Louisiana or for such other disciplinary sanction as the Board may deem appropriate, as if such violation were enumerated among the causes provided by La. Rev. Stat. § 37:1285(A).

New Orleans, Louisiana, this 5th day of April, 1995.

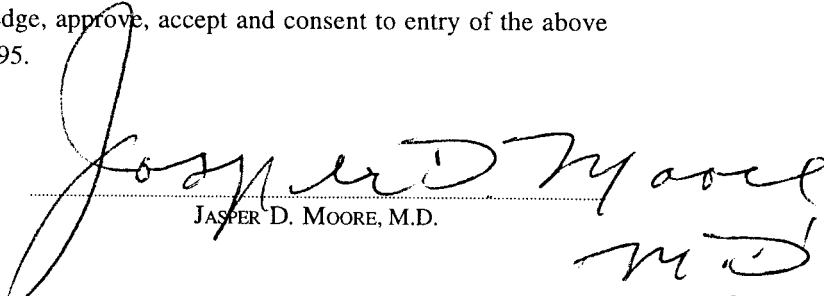
**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

By: 
F. P. BODELON, JR., M.D.
President

**ACKNOWLEDGMENT
AND CONSENT**

I, JASPER D. MOORE, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this _____ day of March, 1995.

Witness:


JASPER D. MOORE, M.D.

