

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130
General Correspondence Address: Post Office Box 30250, New Orleans, LA 70190-0250
www.lsbme.org



Telephone: (504) 568-6820
FAX: (504) 568-8893
Writer's Direct Dial:

Ext. _____

No. 06-I-506

In The Matter Of

ANTHONY O. AMIEWALAN, M.D.
(Certificate No. 019705)

**CONSENT
ORDER**

----- X

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of information relating to Anthony O. Amiewalan, M.D. ("Dr. Amiewalan"), a physician who at all times material to the facts and matters alleged herein was engaged in the practice of obstetrics and gynecology in the state of Illinois, but who is also licensed by the Board to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 019705. Such information revealed that in November 2004 Dr. Amiewalan's application for licensure was denied by the licensing board in Kansas and that he voluntarily surrendered his Ohio medical license in lieu of administrative proceedings. Information gathered in the investigation indicates that in 2003 the physician withdrew his active medical staff privileges while under investigation for substandard care and false reports or records at a hospital in Ohio. In light of this information, the Kansas Board scheduled a hearing on an application that the physician had filed for licensure in that state. Dr. Amiewalan did not attend a hearing conducted in October 16, 2004, nor did he challenge the proposed order denying his application.¹ Dr. Amiewalan subsequently self-reported the action by the Kansas Board to the Ohio State Medical Board, where he was also licensed, and was thereafter notified of its intent to conduct a hearing to determine whether or not to limit, revoke or suspend his license to practice medicine in the State of Ohio. In lieu of disciplinary proceedings by the Ohio Board the physician voluntarily surrendered his certificate and relinquished all rights to practice medicine in Ohio.² Finally, such investigation further indicates that Dr. Amiewalan provided misleading and incomplete information and failed to fully and clearly inform the Board of the investigation and action taken by the Kansas and Ohio Medical Boards on his applications for renewal of his Louisiana medical license for 2005 and 2006.

¹ *Journal Entry*, In the Matter of Anthony O. Amiewalan, M.D., Docket No. 05-HA-12, Board of Healing Arts, St. of Kansas (Nov. 2, 2004).

² *Entry of Order*, In the Matter of Anthony O. Amiewalan, M.D. St. Med. Board of Ohio (Dec. 14, 2005).

Investigation of the captioned matter was assigned to Cecilia Mouton, M.D., the Director of Investigations for the Board. Dr. Mouton's review and analysis of the matter confirms to her satisfaction that just cause exists for recommending that a formal Administrative Complaint be filed against Dr. Amiewalan, charging him with violations of the Louisiana Medical Practice Act.³

By his subscription hereto, Dr. Amiewalan acknowledges the substantial accuracy of the foregoing information as recited herein above and, further, that proof of such information upon an administrative evidentiary hearing could establish grounds under the Louisiana Medical Practice Act for the suspension, revocation or imposition of such other terms, conditions or restrictions as the Board might deem appropriate on his license to practice medicine in this state.

Dr. Amiewalan recognizes his right to have notice of such allegations and charges asserted against him, to administrative adjudication of such charges, at which time he 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. §§49:955-965. Dr. Amiewalan, 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 and acknowledges and waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act or which otherwise may be afforded to him by law, to contest his agreement to or the force and effect of this document in any court relating to the matters referred to herein. By his subscription hereto, Dr. Amiewalan also 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, and he waives any objection to such disclosures under La. Rev. Stat. §49:960. Dr. Amiewalan expressly acknowledges that the disclosure of information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to file a formal Administrative Complaint against him or to the Board's capacity to adjudicate such Complaint should the Board decline to approve this Consent Order.

³ La. Rev. Stat. §37:1285A(3) provides that the Board may refuse to issue, or may take action against the license of a physician as the result of "[F]raud, deceit, or perjury in obtaining any diploma, license, or permit pertaining to this Part;" La. Rev. Stat. §37:1285A(4), provides that the Board may refuse to issue, or may take action against the license of a physician as the result of "[P]roviding false testimony before the Board or providing false sworn information to the Board" and La. Rev. Stat. §37:1285A(29) provides that the Board may take action against the license of a physician as the result of "[T]he refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice medicine in that state or the revocation, suspension, or other restriction imposed on a license . . . issued by such licensing authority which prevents or restricts practice in that state."

Based upon the information provided, accordingly, and upon the recommendation of the Investigating Officer assigned to this matter, the Board has concluded that its responsibility to insure the health, safety and welfare of the citizens of this state pursuant to 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 the license of Anthony O. Amiewalan, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 019705, be and the same is hereby, as of the date of this Order, conditioned upon his acceptance of and strict compliance with the following terms, conditions and restrictions:

- 1. Practice of Medicine in Louisiana Prohibited.** Until and unless this Order is modified by subsequent written Order of the Board, at no time following the effective date of this Order shall Dr. Amiewalan engage in the practice medicine in the state of Louisiana.
- 2. Reinstatement of Practice.** Consideration for reinstatement of Dr. Amiewalan's right to practice in Louisiana shall be dependent upon: (a) the physician demonstrating clinical competency in the areas of his intended practice to the satisfaction of the Board by testing, clinical observation, course attendance or other means as the Board may determine; (b) the physician providing written confirmation that he has taken and successfully completed a course on medical ethics that is acceptable to and approved by the Board; and (c) the expiration of at least one year from the effective date of this Order.
- 3. Notice of Relocation to Louisiana and Personal Appearance Before Board.** In the event that Dr. Amiewalan should decide to relocate to Louisiana for the purpose of practicing medicine following the satisfaction of those terms set forth in the paragraph two (2) above, he shall contact and arrange an appearance before the Board or its designee at its next regularly scheduled meeting. At such meeting, Dr. Amiewalan shall demonstrate his compliance with all of the terms imposed upon him by this Order and discuss his intended plans for practice in this state.
- 4. Additional Probationary Terms.** In addition to such other terms and conditions as are placed upon his license by this Order Dr. Amiewalan hereby consents to, agrees with and acquiesces in the imposition of any additional or probationary terms, conditions or restrictions, as well as the length and nature thereof, which in the sole discretion of the Board it may deem necessary or appropriate to impose upon any reinstated Louisiana medical license.

5. Verification of Compliance/Probation Officer. Dr. Amiewalan shall immediately notify the Board's Compliance/Probation Officer of any change in his current home and professional addresses and telephone numbers and he shall cooperate with the Compliance/Probation Officer on all matters or inquiries pertaining to the conditions of this Order.


IT IS FURTHER ORDERED that any violation or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Dr. Amiewalan shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation and cancellation of Dr. Amiewalan's license to practice medicine in the state of Louisiana, or for such other disciplinary action as the Board deems appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:1285.

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

New Orleans, Louisiana, this 19th day of March, 2007.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

BY:


KWELI J. AMUSA, M.D.
President

STATE OF ILLINOIS
COUNTY OF Sangamon

**ACKNOWLEDGMENT
AND CONSENT**

I, ANTHONY O. AMIEWALAN, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 17th day of February, 2007.

[Signature]
ANTHONY O. AMIEWALAN, M.D.

WITNESSES:

[Signature]
Signature
Jacquelyn M. Weybright
Printed Name
Decatur, IL
Mailing Address

[Signature]
Signature
JACQUELYN DAILY
Printed Name
Decatur, IL
Mailing Address

Sworn to and subscribed before me at Decatur, Illinois this 17th day of February, 2007, in the presence of the two stated witnesses.

[Signature]
Notary Public

Tonya Ulmer
Printed Name; Notary/Bar No.

