

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter of:

GORDON ELLIS WHITE II, M.D.
(Certificate No. 025398),

No. 07-I-735

**CONSENT
ORDER**

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following the receipt of apparently reliable information which indicated that Gordon Ellis White II, M.D. ("Dr. White"), a physician who at all times material to the facts and matters alleged herein is licensed and engaged in the practice of medicine in and around Alexandria, Louisiana, engaged in inappropriate conduct with respect to two of his female patients. Predicated upon such information the Investigating Officer assigned by the Board recommended, and Dr. White agreed, to voluntarily submit to inpatient evaluation at a facility experienced in boundary violations (the "evaluating facility"). Thereafter, Dr. White submitted to recommended treatment from December, 2008 to February, 2009, followed by ongoing therapy and treatment.

Predicated upon the foregoing information, the Investigating Officer assigned by the Board with respect to this matter has determined that reasonable cause exists for recommending that a formal Administrative Complaint be filed against Dr. White, charging him with violation of the Louisiana Medical Practice Act (the "Act"), pursuant to La. Rev. Stat. §37:1285A(13), and (14).¹

¹The Board may take action against the license of a physician as a result of '[U]nprofessional Conduct,' La. Rev. Stat. §37:1285A(13); and '[C]ontinuing or recurring medical practice which fails to satisfy the prevailing and usually accepted standards of medical practice in this state,' La. Rev. Stat. §37:1285A(14).

Without admitting the accuracy of the information described hereinabove or any violation of the Act, as evidenced by his subscription hereto Dr. White, nonetheless, acknowledges that the reported information could provide the Investigating Officer with probable cause to pursue formal administrative proceedings against him for violation of the Act, La. Rev. Stat. §§37:1285(A)(13), and (14), respectively and, further, that proof of such information upon administrative evidentiary hearing would establish grounds under the Act for the suspension, revocation or imposition of such other terms, conditions or restrictions on his license to practice medicine in the state of Louisiana as the Board might deem appropriate.

Recognizing his right to have 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. White, nonetheless, hereby waives his right to notice of charges, formal adjudication and written decision and pursuant to La. Rev. Stat. §49:955(D) consents to entry of the Order set forth hereinafter. Moreover, by his subscription hereto, Dr. White also waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951, *et seq.* 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 or other forum or body relating to the matters referred to herein. By his subscription hereto, Dr. White 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. Furthermore, Dr. White 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 pursue an Administrative Complaint against him or to the Board's capacity to adjudicate such Complaint should the Board decline to approve this Consent Order.

Based upon the information provided, the Board has concluded that the public interest would be properly protected and served by allowing Dr. White to maintain his license subject to appropriate specified terms, conditions and restrictions. In consideration of this finding, accordingly, and on the recommendation of the Investigating Officer, 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 Gordon Ellis White, II, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 025398, is hereby placed on *indefinite probation* provided, however, that such license and Dr. White's continuing exercise of rights and privileges thereunder shall be conditioned upon his acceptance of and strict compliance with the following terms, conditions and restrictions:

(1) Continuing Treatment, Participation in PHP, Reports to Board. Dr. White shall continue under treatment, consistent with the prescription and recommendations of the evaluating facility, his treating and monitoring physicians and any other healthcare professionals involved in his care. In addition, Dr. White shall, if he has not already done so, enter into a Monitoring Agreement with the Physicians' Health Foundation of Louisiana's Physicians' Health Program ("PHP") incorporating all recommendations of the evaluating facility, his physicians and any other health care professionals, as well as those of the PHP and he shall strictly adhere to all terms and conditions of his Monitoring Agreement or any subsequent agreement that the PHP may recommend. Further, Dr. White shall authorize and cause his treating and monitoring physicians and/or the PHP to submit to the Board not less frequently than quarterly throughout the probationary period, written reports or verbal reports should the Board so desire, on his then-current treatment program, diagnosis, prognosis and compliance with the terms, conditions and restrictions of this Order. Dr. White shall immediately self-report, and cause those physicians and others involved in his care to report to the Board in writing any failure to adhere to recommendations of the evaluating facility, those of his treating physicians and professionals and those of the PHP, as well any violation of the terms, conditions or restrictions of this Order.

(2) Board Access to Treatment Records and Reports. Dr. White shall and does by his subscription hereto authorize any physician, healthcare professional or any institution at which he undergoes treatment for any psychiatric or other condition, as well as any physician under whose care he may come at such an institution, who has or may hereafter evaluate, diagnose, treat or monitor him, to provide the Board with copies of all medical reports relating to Dr. White's history, examination, evaluation, diagnosis, treatment and prognosis and to provide the Board with written and verbal reports relative thereto. Dr. White expressly waives any privilege that may otherwise be afforded the disclosure of such records pursuant to state or federal law and acknowledges that he shall immediately provide the Board written authorization to obtain such records upon request.

(3) Restriction to Practice Approved By the Board. Until further written order of the Board, Dr. White shall only engage in the practice of medicine in one or more practice settings that are approved in advance by the Board.

(4) Notification to Employers. Dr. White shall provide a copy of this Consent Order to any Medical Director or similarly situated person at any facility where he will be exercising clinical privileges, or providing services as a physician in this state.

(5) Continuing Medical Education. Dr. White shall obtain not less than fifty (50) credit hours per year for each year that this Order remains in effect through attendance at and participation in continuing medical education programs ("CME") accredited by and qualifying for the Physician's Recognition Award of the American Medical Association and he shall obtain such award within three (3) years from the effective date of this Order. On or before each anniversary date of the effective date of this Order Dr. White shall cause to be submitted to the Board written certification of the

CME programs and credits completed by him during the preceding twelve (12) months.

(6) Probation Monitoring Fee. For each year that this Order remains in effect, Dr. White shall pay the Board a probation monitoring fee of Three Hundred (\$300.00) Dollars. Payment of the initial fee shall be due not later than sixty (60) days following the effective date of this Order. All subsequent annual payments shall be due on or before the anniversary date of the initial fee payment.

(7) Sanction. By his subscription hereto, Dr. White acknowledges that his receipt of written notification from the Board that it has received apparently reliable information which indicates his failure to comply with the requirements set forth by this Order in any respect shall, without need for formal hearing or providing him with any right to which he may otherwise be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951, *et seq.*, or which otherwise may be afforded to him by law, constitute his irrevocable consent to the immediate suspension of his license to practice medicine in this state pending a hearing before the Board and the conclusion of administrative proceedings by issuance of a final decision following administrative adjudication of such charges.

(8) Additional Probationary Terms. In addition to such other terms and conditions as are placed upon his license to practice medicine by this Order, Dr. White hereby consents to, agrees with and acquiesces in the imposition of any additional terms, conditions or restrictions, as well as the length and nature thereof including, but not limited to, the suspension of his license, additional restrictions as to the nature, scope, location and/or supervision of his practice, and additional treatment, reports, and evaluations, which the Board in its sole discretion may deem necessary or appropriate to impose upon his license to practice medicine in this state

(9) Cooperation with Board's Probation and Compliance Officer. Dr. White shall immediately notify the Board's Probation and Compliance Officer of any change in his current home and professional addresses and telephone numbers. He shall direct all matters required by this Order to the attention of the Probation and Compliance Officer, with whom he shall cooperate on all inquiries and requests pertaining to his compliance with the terms, conditions and restrictions of this Order.

(10) Effective Date. This Order shall be effective the date it is approved and accepted by the Board as shown by the signature of its representative below.

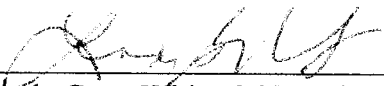
IT IS FURTHER ORDERED that any violation or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Dr. White shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation and cancellation of Dr. White's license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

IT IS FURTHER ORDERED that Dr. White may petition the Board for relief from his probationary status and/or any of the above terms, conditions and restrictions, no sooner than three (3) years from the effective date of this Order, provided that Dr. White has strictly adhered to the foregoing terms, conditions and restrictions and upon favorable reports from his treating physicians and professionals, practice monitor and the Physicians Health Program, which petition the Board may, in its sole discretion, grant or deny.

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 20th day of July 2009.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

By: 
Linda Gage-White, M.D., Ph. D.
President

*Acknowledgement and Consent
Follows on Next Page*

**ACKNOWLEDGMENT
AND CONSENT**

STATE OF LOUISIANA
PARISH OF

Cadichita

I, GORDON ELLIS WHITE II, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 10th day of June 2009.

GORDON ELLIS WHITE II, M.D.

[Signature] M.D.

WITNESSES:

[Signature]
Signature
Jamie Jeffery
Printed Name

1002 N. 18th St
Address

Monroe, LA 71201
City, State, Zip Code

[Signature]
Signature
Helen Randels
Printed Name

1002 N. 18th St
Address

Monroe, LA 71201
City, State, Zip Code

Sworn to and subscribed before me at Monroe, Louisiana, this 10th day of June 2009, in the presence of the two stated witnesses.

[Signature]
Notary Public (Signature & Seal)

ERICKA NOLAN 67411

Printed Name/Notary Number (or Stamp)