

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter Of

MICHAEL W. YOUNG, M.D.  
(Certificate No. 08565R)

No. 95-I-053

CONSENT  
ORDER  
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The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners ("the Board") following receipt of information indicating that Michael W. Young, M.D. ("Dr. Young"), entered into an Order with the Arkansas State Medical Board ("Arkansas Board"), whereby which his Arkansas medical license was placed on probation for one (1) year pursuant to enumerated terms, conditions and restrictions.<sup>1</sup> Such Order was the outcome of an investigation and administrative charges by the Arkansas Board, which alleged that during the years 1993 and 1994, Dr. Young engaged in gross negligence and malpractice in his treatment of nine (9) patients in the state of Arkansas, which practices resulted in his removal from the staff of the Siloam Springs Hospital.<sup>2</sup> As the result of such information, the Arkansas Board required that Dr. Young: (1) obtain one hundred (100) hours of continuing medical education within six

<sup>1</sup>Order, *In the Matter of: Michael W. Young, M.D.*, pending Before the Arkansas State Medical Board (Jul. 1, 1995).

<sup>2</sup>Order and Notice of Hearing, *In the Matter of: Michael W. Young, M.D.*, pending Before the Arkansas State Medical Board (Jan. 5, 1995). Pursuant to such Notice, charges by the Arkansas Board against Dr. Young resulted from the following specified conduct in connection with his treatment of nine patients by: (1) prescribing Tussi Organidin to a pregnant patient, even after he had been warned not to do so; (2) administering Prostin Gel for the induction of labor which should only be utilized for cervical ripening, not informing the patient of the complications in utilizing such medication, and ordering 1 gram of Versed for the patient; (3) unnecessarily delaying the surgical procedure of a c-section; (4) failing to diagnose a basilar skull fracture and permitting the patient to be ambulatory even though the patient sustained a pelvic fracture; (5) failing to diagnose a dislocated hip and failing to find glass in the eye even though allegedly conducting an eye examination; (6) discharging a patient from the emergency room with high blood pressure when he should have placed the patient on magnesium sulfate prophylactically in case of eclamosia; (7) failing to request an x-ray after an umbilical catheter was placed and not requesting or notifying a resuscitation team for the infant from either the City of Tulsa or Little Rock; (8) administering 100 mg. Benadryl IM and then releasing a patient to return to work to operate manufacturing equipment without any warnings; and (9) prescribing 25 mg. of Demerol and 12.5 mg. of Phenergan for a 3 year old child and breaking sterile technique during the medical treatment. Order and Notice of Hearing, ¶¶ II-X, pp. 1-4.

months from the issuance of the Order; (2) seek permission of the Arkansas Board prior to obtaining obstetrical privileges or performing obstetrical procedures; (3) refrain from seeking obstetrical privileges in any hospital until successful completion of the continuing medical education imposed by such Order; (4) undergo physician proctoring and monitoring of a percentage of his charts, with quarterly reports as to the quality of his practice being submitted to the Arkansas Board; and (5) undergo psychological testing and provide the Arkansas Board with the results thereof.<sup>3</sup>

Although Dr. Young currently resides and practices medicine exclusively in the state of Arkansas, he remains licensed to practice medicine in the state of Louisiana. Accordingly, the investigation of the captioned matter was duly assigned to John B. Bobear, M.D., Medical Consultant/Director of Investigations for the Board. Dr. Bobear's review and analysis of the Arkansas Order confirms to his satisfaction that just cause may exist for recommending that a formal Administrative Complaint be filed against the license of Dr. Young, pursuant to the Louisiana Medical Practice Act, La. Rev. Stat. §37:1261, *et seq.*, charging him with "the refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice medicine or osteopathy in that state or the revocation, suspension, or other restriction imposed on a license, permit, or certificate issued by such licensing authority which prevents or restricts practice in that state . . ."<sup>4</sup>

The Board is persuaded, however, that on the basis of information currently available to it, Dr. Young should be permitted to maintain his license to practice medicine in Louisiana, provided that he strictly observes and complies with appropriate restrictions on and conditions to maintenance of his medical license. In consideration of this finding, accordingly, and on the recommendation of the Investigating Officer, the Board has concluded that its responsibility to the 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, will be effectively served by entry of the Order set forth hereinafter, by consent.

By his subscription hereto, Dr. Young acknowledges the substantial accuracy of the foregoing information, and in recognition of his right to formal written notice of charges by Administrative Complaint, to evidentiary adjudication of such charges, pursuant to La. Rev. Stat. §49:955-58, and to a final decision rendered upon written findings of fact and conclusions of law, Dr. Young, 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. Young hereby authorizes the Investigating Officer designated by the Board with respect hereto, as well as his legal counsel assisting him in connection herewith, 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. Young expressly

<sup>3</sup>Order, *In the Matter of: Michael W. Young, M.D.*, pending Before the Arkansas State Medical Board (Jul. 1, 1995).

<sup>4</sup>La. Rev. Stat. §37:1285A(29).

acknowledges that the disclosure of information to the Board by the Investigating Officer or his legal counsel shall be without prejudice to the Investigating Officer's authority to file a formal Administrative Complaint against him or to the Board's ability to adjudicate such Complaint, should the Board decline to approve this Consent Order

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. §49:955D;

**IT IS ORDERED** that the license of Michael W. Young, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 08565R, be, and the same is hereby, placed on PROBATION, for a period of three (3) years effective as of the date hereof, *provided, however*, that Dr. Young's continuing exercise of the rights and privileges thereunder shall be conditioned upon his acceptance of and strict compliance with the following minimum terms, conditions and restrictions:

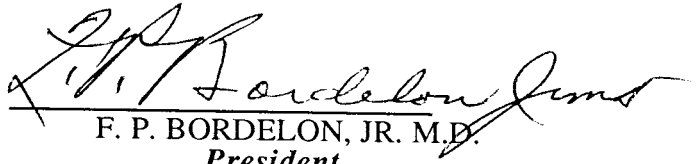
- a) **Practice of Medicine in Louisiana Prohibited For Three (3) Years.** In no event shall Dr. Young relocate to Louisiana for the purpose of practicing medicine during the three (3) year period of probation imposed hereinunder from the effective date of this Order;
- b) **Compliance With Arkansas Order:** Dr. Young shall fully comply with the Order imposed by the Arkansas State Medical Board, dated July 1, 1995, which is incorporated herein by reference;
- c) **Additional Probationary Terms.** In addition to such other terms and conditions as are placed upon his Louisiana license by this Order, Dr. Young hereby consents to, agrees with and acquiesces in the imposition of any additional probationary terms, conditions or restrictions, as well as the length or nature thereof, which in the sole discretion of the Board it may deem necessary or appropriate to impose upon his Louisiana license should he decide to relocate to the state of Louisiana for the purpose of engaging in the practice of medicine at any time following the three (3) year probationary period referred to hereinabove and the successful completion of the probationary terms and conditions imposed upon his Arkansas medical license by the Arkansas Board. Such terms and conditions may include, but are not limited to, the requirement that Dr. Young successfully take and pass the Special Purpose Examination ("SPEX") or such other competency examination as the Board may deem appropriate, prior to his relocating to Louisiana for the purpose of engaging in the practice of medicine in this state; and
- d) **Certification of Compliance With Probationary Terms/Personal Appearance Before the Board.** Within sixty (60) days from the scheduled date of termination of probation, Dr. Young shall provide the Board with a notarized oath certifying that he has complied with all conditions imposed upon him by this Order. Prior to the reinstatement of his license, Dr. Young shall, by appointment coordinated by him with the offices of the Board's Executive Director, make a personal appearance before the Board to discuss his then-current practice, plans and his compliance with the terms and conditions hereof.

**IT IS FURTHER ORDERED** that any violation of or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Dr. Young or Dr. Young's failure to comply with the Arkansas Order identified hereinabove, shall, upon proof of such violation or failure, be deemed adequate or sufficient cause for the suspension and/or revocation of Dr. Young's license to practice medicine in the state of Louisiana, or for such other disciplinary action as the Board deems appropriate, as if these 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**.

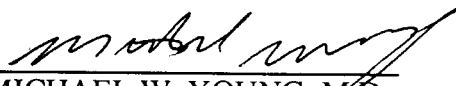
New Orleans, Louisiana, this 25 day of July, 1996.

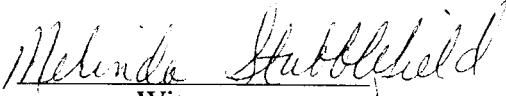
**LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS**

BY:   
F. P. BORDELON, JR. M.D.  
*President*

**ACKNOWLEDGMENT AND CONSENT**

I, MICHAEL W. YOUNG, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 16 day of JUNE, 1996.

  
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MICHAEL W. YOUNG, M.D.

  
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Witness