

Louisiana State Board of Medical Examiners

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In The Matter Of	X
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JEROME MICHAEL BROUSSARD, M.D.	:
<i>(Certificate No. (014713),</i>	:
<i>Respondent</i>	:
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	X
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No. 08-I-776

**STIPULATION AND
AGREEMENT FOR
VOLUNTARY SURRENDER
OF MEDICAL LICENSE**

This *Stipulation and Agreement* is made by Jerome Michael Broussard, M.D. ("Dr. Broussard"), a physician who at all times material to the facts and matters alleged herein was licensed by the Louisiana State Board of Medical Examiners (the "Board") to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 014713.

1. *Acknowledgment and Stipulations.* Dr. Broussard hereby acknowledges, stipulates and agrees that:

- (a) The Board received a complaint from a patient of Dr. Broussard who alleged that Dr. Broussard had engaged in inappropriate behavior with her during an office examination. The patient made a similar complaint to the LaFayette Police Department. The Board's Director of Investigations met with Dr. Broussard who denied inappropriate conduct. Following the meeting, and in recognition of the time and expense of defending himself, and because Dr. Broussard had been considering retirement, Dr. Broussard has agreed to the surrender of his license effected herein.
- (c) Based on the information gathered thus far regarding the incidents set forth hereinabove, the Investigating Officer believes sufficient cause exists to charge Dr. Broussard with violation of the Louisiana Medical Practice Act.¹

¹ Pursuant to La. Rev. Stat. §§37:1285A(13), the Board may take action against the license of a physician as the result of "unprofessional conduct."

- (c) By law, pursuant to the Louisiana Medical Practice Act, La. Rev. Stat. §§37:1261, *et seq.*, and the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951, *et seq.*, Dr. Broussard would be entitled, prior to final disciplinary action against his medical license, to have notice of the allegations and charges asserted against him and to administrative adjudication of such charges, pursuant to La. Rev. Stat. §§49:951, *et seq.* At such hearing Dr. Broussard 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. §§49:951, *et seq.*

2. *Voluntary Surrender of License.* Notwithstanding his right to notice of formal charges, administrative hearing and a decision thereon, as provided by La. Rev. Stat. §§49:951 *et seq.*, in recognition of the stipulations set forth hereinabove toward final disposition of the investigation now pending in this matter and in lieu of the institution and prosecution of formal administrative proceedings, Dr. Broussard, nonetheless, hereby waives his right to notice of charges and formal adjudication and voluntarily surrenders to the Board for cancellation of his license to practice medicine in this state, as evidenced by Certificate No. 014713. By his subscription hereto, Dr. Broussard also hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this Stipulation 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.

3. *Effect of Voluntary Surrender of License.* Dr. Broussard acknowledges, stipulates and agrees that the voluntary surrender of his medical license effected hereby in the presence of an administrative investigation shall have and shall be deemed by the Board to have, the same effect as if the Board had entered an order of revocation upon the conclusion of formal administrative proceedings. Dr. Broussard further acknowledges, stipulates and agrees that as a result of the voluntary surrender of his medical license effected hereby he shall not have any right or entitlement to reinstatement or renewal of his license to practice medicine in the state of Louisiana nor shall he hereafter be entitled to apply for or otherwise attempt to obtain any original, reinstated or renewed license to practice medicine in this state.

4. *Termination of Proceedings.* By the voluntary surrender of his medical license, and the attendant dismissal of the investigation occasioned hereby, Dr. Broussard, moreover, acknowledges, stipulates and agrees that he hereby 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 relating to the matters referred to herein.

5. *Advice of Counsel.* Dr. Broussard acknowledges that he has had the opportunity to seek the advice and guidance of legal counsel with respect to this Stipulation and that all of the terms, conditions, restrictions and limitations contained herein have been explained to him and/or that he fully understands them.

6. *Public Record.* Dr. Broussard acknowledges, stipulates and agrees that this Stipulation and Agreement for Voluntary Surrender of Medical License shall be and shall be deemed to be a public record.

*Stipulation and Agreement
Follow on Next Page*

STIPULATION
AND AGREEMENT

I, JEROME MICHAEL BROUSSARD, M.D., hereby acknowledge, approve, accept, stipulate, agree and consent to entry of the above and foregoing this 30th day of March, 2011.

Jerome Michael Broussard, M.D.
JEROME MICHAEL BROUSSARD, M.D.

Tanya R. Schexnayder
Signature

Tanya R. Schexnayder
Typed Name

140 Sellers Rd.
Address

Duson, LA 70529
City/State/Zip Code

WITNESSES:

Sandra S. Mouton
Signature

SANDRA S. MOUTON
Typed Name

511 WINNIPEG AVE
Address

LAFAYETTE, LA 70501
City/State/Zip Code

Sworn to and subscribed before me at Lafayette, Louisiana, this 30th day of March, 2011, in the presence of the two stated witnesses.

Michael W. Adley
Notary Public (Signature and Seal)

Michael W. Adley
Printed Name/Notary #

BAR # 02349

ACCEPTANCE

CONSIDERING THE ABOVE AND FOREGOING, the Stipulation and Agreement for Voluntary Surrender of Medical License is hereby **APPROVED AND ACCEPTED** by the Louisiana State Board of Medical Examiners, this 17 day of April, 2011, effective immediately.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

BY:

Mark H Dawson

MARK H DAWSON, M.D.
PRESIDENT