

Louisiana State Board of Medical Examiners

Mailing Address: P.O. Box 30250, New Orleans, LA 70190-0250
Physical Address: 1515 Poydras Street, Suite 2700, New Orleans, LA 70112

Phone: (504) 568-6820

Fax: (504) 568-5754

Web site: <http://www.lsbme.louisiana.gov>

Telephone: 568-6820

Fax 568-5754



-----X
In The Matter Of

SANTANU SOM, D. O.
(Certificate No. 000172)

No. 10-I-749

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 Santanu Som, D.O. ("Dr. Som"), a physician who at all times material to the facts and matters alleged herein was engaged in the practice of medicine in the state of Mississippi, but who was and is also licensed by the Board to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 000172.

Such information revealed, more particularly, that in March 2010 Dr. Som entered into an Agreed Order of Continuance ("Agreed Order") with the Mississippi State Board of Medical Licensure ("Mississippi Board") which subjected his license to practice medicine in that state to specified terms. The charges resulted from an investigation conducted by an area Hospital that determined that Dr. Som required further training. In the interim, his privileges to perform intra-abdominal surgeries were limited while all other privileges were maintained. Dr. Som neglected to inform the Board of the entry of this Order.

The Agreed Order prohibited Dr. Som from performing any intra-abdominal surgical procedures pending his successful completion of a fellowship program in bariatric surgery and a hearing before the Mississippi Board.¹ Thereafter, on July 2010, the Mississippi Board entered an order dismissing the charges and conditions of the Agreed Order without prejudice in order to permit Dr. Som to seek licensure and entry into a post-graduate training program.²

¹*Agreed Order of Continuance*, In the Matter of the Physician's License of Santanu Som, D.O., License No. 000172, before the Mississippi Board (Mar. 11, 2010).

²*Order of Dismissal Without Prejudice*, In the Matter of the License of Santanu Som, D.O., MS Board of Med. Licensure (July 22, 2010).

By his subscription hereto, Dr. Som, who has not renewed his Louisiana medical license since 2010 and has advised the Investigating Officer that he has no current plans to do so,³ acknowledges the substantial accuracy of the foregoing information and, further, that proof of such information upon an administrative evidentiary hearing could establish grounds under the Louisiana Medical Practice Act for the imposition of such terms or conditions on his license to practice medicine in the state of Louisiana as the Board might deem appropriate.⁴

Recognizing his right to have notice of any charges that may be 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. §§49:951 *et seq.*, Dr. Som, 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. Dr. Som further acknowledges that he 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 any 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. By his subscription hereto Dr. Som 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. Som 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.

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 Santanu Som, D.O., should he ever desire to seek reinstatement of his license to practice medicine in the state of Louisiana, shall appear before the Board or its designee to discuss the status of his fellowship training and plans for practice in this state and

³A license that has expired may be reinstated for up to four (4) years. La. Adm. C. 46XLV.419.

⁴Pursuant to La. Rev. Stat. §37:1285A(31), the Board may take action against a physician's license for '[F]ailure by a physician to self-report in writing to the board any personal action which constitutes a violation of this part within thirty days of the occurrences.'

shall submit to any terms or conditions for reinstatement of his Louisiana medical license that the Board may in its sole discretion then deem appropriate.

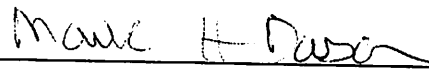
IT IS FURTHER ORDERED that violation of this Order by Dr. Som, upon proof of such violation or failure, shall be deemed adequate and sufficient cause for such action against his license to practice medicine in this state as the Board may deem appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:1285.

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

Signed in New Orleans, Louisiana, and effective this 20 day of June,
2011.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

BY:



MARK H. DAWSON
President

*Acknowledgement and Consent
Follows on Next Page*

*Acknowledgement and Consent
Follows on Next Page*

*Acknowledgement and Consent
Follows on Next Page*

STATE OF Mississippi


COUNTY OF Adams

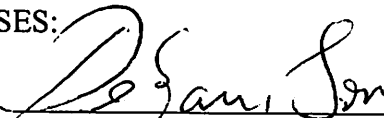
**ACKNOWLEDGMENT
AND CONSENT**

I, SONTANU SOM, D.O., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 13th day of May, 2011.


SONTANU SOM, D.O.

WITNESSES:


Signature
Claude Pintard, Jr.
Typed Name
207 South Commerce St.
Address
Natchez, Ms. 39120
City/State/Zip Code


Signature
DEBJANI SOM
Typed Name
14 Pine Lane
Address
Natchez, MS 39120
City/State/Zip Code

Sworn to and subscribed before me at Natchez, Mississippi this 13 day of May, 2011, in the presence of the two stated witnesses.


Notary Public (Signature and Seal)

Debra M. Vanier
Printed Name/Notary or Bar Number

