

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter of :
:
:
DAVID HOFFMAN VAN THIEL :
(Certificate No. MD.12283R), :
:
Respondent :
----- X

No. 19-I-925

**CONSENT ORDER
FOR REPRIMAND**

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") regarding David Hoffman Van Thiel, M.D. ("Dr. Van Thiel"), a physician that is, and was, at all times material to the facts and matters alleged herein, licensed by the Board as a physician to practice medicine in the state of Louisiana pursuant to the Louisiana Medical Practice Act, (the "Act"), La. Rev. Stat. §§37:1261-92. The investigation was initiated following the receipt of apparently reliable information that Dr. Van Thiel received Board action by Illinois in September 2019 for 1) allowing his office staff to discharge a patient that was refusing to undergoing a unnecessary allergy test and 2) using his condo doorman to deliver the medical records to the patient. Dr Van Thiel failed to report on his Louisiana renewal submitted in September 2019 that he was subject to investigation/pending action by Illinois.

Dr. Van Thiel has cooperated with the Board, participated in a telephone conference with the Director of Investigations, and acknowledged that the foregoing information could provide the Investigating Officer for the Board with probable cause to pursue formal administrative proceedings against him for violations of the Act, La. R.S. §§37:1285(A)(4) and (30)¹, or the Board's rules, constituting sufficient cause for the revocation, suspension or such other action against his license to practice medicine in the state of Louisiana as the Board may determine appropriate.

Recognizing his right to notice and administrative adjudication of any charges that may be asserted against him in these proceedings, at which time Dr. Van Thiel 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. Van Thiel, nonetheless, hereby waives his right to notice and formal adjudication and pursuant to La. Rev. Stat. §49:955(D) and consents to entry of the Order set forth hereinafter. Dr. Van Thiel acknowledges 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 may be

¹ Pursuant to La. R.S. §37:1285A, "The board may refuse to issue, or may suspend or revoke any license or permit, or impose probationary or other restrictions on any license or permit issued under this Part for the following causes: "(4) providing false testimony before the board or providing false sworn information to the board;" and "(30) Violation of any rules and regulations of the board, or any provisions of this part."

afforded to him by any other law to contest or appeal his agreement to or the force and effect of the Board's investigation or this Order in any court or other forum. By his subscription hereto, Dr. Van Thiel also hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this 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. Van Thiel expressly acknowledges that the disclosure of such information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to proceed with the adjudication of an administrative complaint against him or to the Board's capacity to adjudicate such complaint should the Board decline to approve this Order. Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. Rev. Stat. §37:1285, La. Rev. Stat. §49:955(D), and the Consent Order for Reprimand heretofore entered herein;

IT IS ORDERED that David Hoffman Van Thiel, M.D. is hereby **OFFICIALLY REPRIMANDED** for his conduct.

IT IS FURTHER ORDERED that Dr. Van Thiel shall, within one hundred and twenty (120) days of the date of this Order, pay to the Board a fine in the amount of one thousand dollars and No/100 (\$1000.00) Dollars.

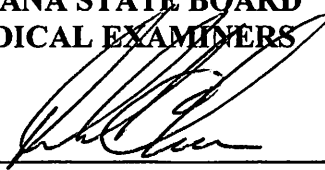
IT IS FURTHER ORDERED that any violation or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Dr. Van Thiel shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such other action against Dr. Van Thiel's license to practice medicine in the state of Louisiana 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 on this 27th day of Jan., 2020.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

By:



Roderick Vince Clark, M.D.
President

Acknowledgment and Consent on Following Page.

ACKNOWLEDGMENT
AND CONSENT

STATE OF ILLINOIS

PARISH OF _____

I, David Hoffman Van Thiel, M.D., hereby acknowledge that I have had the opportunity to seek the advice and guidance of legal counsel with respect to this Consent Order and that all of its terms and conditions have been fully explained to me and/or that I fully understand them. I further acknowledge that I approve, accept and consent to entry of the above and foregoing Order without duress and of my own free will and accord, this 17th day of December, 2019.

David Hoffman Van Thiel

David Hoffman Van Thiel, M.D.

WITNESSES:

Jeanine M. Walenga
Signature

Jeanine M. Walenga
Typed Name

516 S. Lodge Lane
Address

Lombard, IL 60148
City/State/Zip Code

Erin Healy-Erickson
Signature

Erin Healy-Erickson
Typed Name

14340 Elizabeth Lane
Address

HOMER Glen, IL 60491
City/State/Zip Code

Sworn to and subscribed before me this 17th day of December, 2019
in the presence of the two stated witnesses.

Rosaria D. Aguirre
Notary Public (Signature)

Rosaria D. Aguirre
Printed Name & Notary or Bar Number

