

**STATE OF LOUISIANA**  
**COURT OF APPEAL, FIRST CIRCUIT**

MIDTOWN MEDICAL, LLC

NO. 2014 CW 0296

VERSUS

THE DEPARTMENT OF HEALTH AND HOSPITALS; BRUCE D. GREENSTEIN, INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY AS SECRETARY OF THE DEPARTMENT OF HEALTH AND HOSPITALS; JERRY PHILLIPS, INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY AS UNDERSECRETARY OF THE DEPARTMENT OF HEALTH AND HOSPITALS; MOLINA INFORMATION SYSTEMS, LLC; THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS; CECILIA MOUTON, M.D., INDIVIDUALLY AND IN HER OFFICIAL CAPACITY AS DIRECTOR OF INVESTIGATIONS FOR THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS; AND LESTER ST. AMANT, INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY AS INVESTIGATOR FOR THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

**MAY 29 2014**

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In Re: Louisiana State Board of Medical Examiners and Cecilia Mouton, M.D., applying for supervisory writs, 19th Judicial District Court, Parish of East Baton Rouge, No. 612,718 and 617,546.

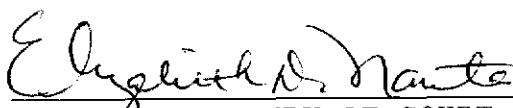
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**BEFORE: McCLENDON, WELCH, AND CRAIN, JJ.**

**WRIT GRANTED.** The trial court's ruling of January 8, 2014, granting Midtown Medical, LLC's motion to tax costs and attorney's fees to the Louisiana State Board of Medical Examiners hereby is reversed. The Administrative Law Judge's denial of Dr. Mouton's motion to quash her deposition is not a "decision" or "order" in an adjudication proceeding as contemplated under the Administrative Procedure Act, La. R.S. 49: 964, et seq.

**WJC**  
**PMc**  
**JEW**

COURT OF APPEAL, FIRST CIRCUIT

  
DEPUTY CLERK OF COURT  
FOR THE COURT