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BEFORE THE DIRECTOR OF THE DEPARTMENT OF HEALTH
OF THE STATE OF NEBRASKA

JUN 2 1993

BUREAU OF EXAMINING BOARDS
LINCOLN, NEBRASKA

IN THE MATTER OF THE LICENSE)
OF LEROY H. CARHART, M.D., TO)
PRACTICE PROFESSIONAL)
COUNSELING MEDICINE AND SURGERY)

ASSURANCE OF COMPLIANCE

COME NOW LeRoy H. Carhart, M.D. and the Attorney General's Office, and hereby agree as follows:

1. No coercion, threats or promises were made to LeRoy H. Carhart, M.D. by the Attorney General of the State of Nebraska or anyone on his staff, by any law enforcement officials, or by any person of the Department of Health of the State of Nebraska, to induce him to enter into this Assurance of Compliance.

2. Neb. Rev. Stat. § 71-147 and Neb. Rev. Stat. § 71-171.02 provide that alternative actions may be taken with respect to licensees who engage in certain specified conduct. That utilization of an Assurance of Compliance agreement is one such alternative. That the following conduct would constitute grounds for entry of an Assurance of Compliance:

- a. The act of a doctor talking on the telephone for non-medical reasons while performing a surgical procedure including abortion;
- b. The act of a doctor falsifying entries on a patient chart;
- c. The act of a doctor interrupting or delaying a surgical procedure including abortion due to or as a result of his exhaustion or fatigue;

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DIRECTOR OF HEALTH


d. The failure of a doctor to adequately address protection of patient and staff from infection by contagious diseases.

3. LeRoy H. Carhart, M.D., by executing this Assurance of Compliance, certifies that he will not engage in such conduct, as described in Paragraph 2. above, and acknowledges that any violation of this Assurance of Compliance would constitute unprofessional conduct as provided by Neb. Rev. Stat. § 71-147(10) as defined by 71-148(16).

4. By executing this assurance of Compliance, LeRoy H. Carhart, M.D. does not admit engaging in the conduct set forth in Paragraph 2(a)(b)(c)(d). above, nor does he admit any violation of law, and this Assurance of Compliance shall not be construed as any such admission or admissions.

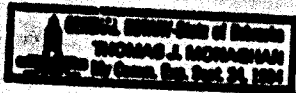
5. This Assurance of Compliance is also not to be considered as a disciplinary action against the license of LeRoy H. Carhart, M.D. to practice as a physician.

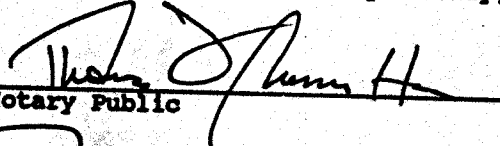
DATED THIS 25th day of May, 1993.



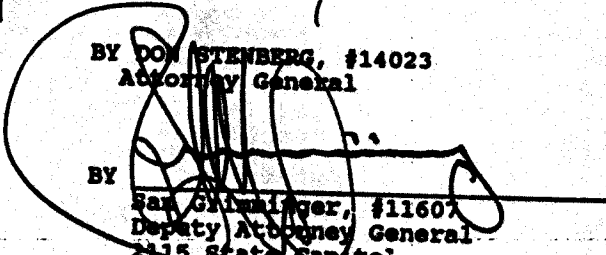
LeRoy H. Carhart, M.D.

SUBSCRIBED AND SWORN to before me this 25 day of May, 1993.




Notary Public

BY DON STENBERG, #14023
Attorney General

BY 
Sam Grimsinger, #11607
Deputy Attorney General
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