

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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|-------------------------------------|---|---------------|
| -----                               | X |               |
|                                     | : |               |
| In The Matter of                    | : | No. 17-I-525  |
|                                     | : |               |
| CHARLES EDWARD SCHLOSSER III, M.D.: | : | CONSENT ORDER |
|                                     | : | FOR REPRIMAND |
| (Certificate No. MD.026430),        | : |               |
| Respondent                          | : | _____         |
|                                     | : |               |
| -----                               | X |               |

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following the receipt of apparently reliable information stemming from treatment to patients ending in March 2018 which indicated that Charles Edward Schlosser III, M.D. ("Dr. Schlosser"), a physician that is, and was at all times material to the facts and matters alleged herein, licensed and engaged in the practice of medicine in and around Marrero, Louisiana, was failing to comply with the Board's rules on the treatment of chronic pain.<sup>1</sup>

Predicated upon the foregoing information, the Investigating Officer assigned by the Board with respect to this matter determined reasonable cause existed such that a formal Administrative Complaint could be filed against Dr. Schlosser, charging him with violations of the Louisiana Medical Practice Act, La. Rev. Stat. §§37:1261 et. seq. ("the Act"), pursuant to La. Rev. Stat. §§37:1285A (6) and (30)<sup>2</sup>.

While not admitting to any violation of the Act or any of the facts stated therein, Dr. Schlosser, nonetheless, acknowledges that the foregoing information could provide the Investigating Officer for the Board with probable cause to pursue formal administrative proceedings against him for violation of the Act, La. Rev. Stat. §§37:1285A (6) and (30), respectively, and further, that proof of such information upon

<sup>1</sup> Controlled Substances Used in the Treatment of Noncancer-related Chronic or Intractable Pain, 46 La. Adm. Code §§ 45:6915-6923 (June 1997), amended (April 2000).

<sup>2</sup> 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 pursuant to this Part for the following causes: ...(6) Prescribing, dispensing, or administering legally controlled substances or any dependency-induced medication without legitimate medical justification therefore or in other than a legal or legitimate manner; and ...(30) Violation of any rules and regulations of the board, or any provisions of this Part.

administrative evidentiary hearing could establish grounds under the Act for the suspension, revocation, or imposition of such other terms, conditions, or restrictions on 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. Schlosser 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. Schlosser, nonetheless, hereby waives his right to notice and formal adjudication and pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Dr. Schlosser 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 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. Schlosser 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. Furthermore, Dr. Schlosser 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.

Based upon the information provided, the Board has concluded that the public interest would be properly protected and served by allowing Dr. Schlosser to maintain his license. In consideration of this finding, accordingly, and on the recommendation of the Investigating Officer, 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 this 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 Charles Edward Schlosser III, M.D. is **OFFICIALLY REPRIMANDED** for the conduct described above.

**IT IS FURTHER ORDERED** that Dr. Schlosser's continued license to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. MD.026430, shall subject to his acceptance of the following terms:

- (1) **Personal Appearance before the Board.** Dr. Schlosser shall personally appear before the Board or its designee to permit the Board to

consider his intentions to be in compliance with the terms contained in this order.

**(2) Course on Professionalism and Medical Ethics.** Within six (6) months of the effective date of this Order, Dr. Schlosser shall attend and successfully complete a course (or courses) on professionalism and medical ethics. The course shall be approved in advance by the Board. On or before the expiration of six (6) months from the effective date of this Order Dr. Schlosser shall cause to be submitted to the Board written certification of satisfaction of the requirements of this provision.

**(3) Course on Proper Prescribing.** Within six (6) months of the effective date of this Order, Dr. Schlosser shall attend and successfully complete a course (or courses) on the proper prescribing of controlled substances. The course shall be approved in advance by the Board. On or before the expiration of six (6) months from the effective date of this Order Dr. Schlosser shall cause to be submitted to the Board written certification of satisfaction of the requirements of this provision.

**(4) Course on Proper Medical Record Keeping.** Within six (6) months of the effective date of this Order, Dr. Schlosser shall attend and successfully complete a course (or courses) on medical record keeping. The course shall be approved in advance by the Board. On or before the expiration of six (6) months from the effective date of this Order Dr. Schlosser shall cause to be submitted to the Board written certification of satisfaction of the requirements of this provision.

**(5) Payment of Fine.** Within one (1) year of the effective date of this Order, Dr. Schlosser shall pay to the Board a fine in the amount of Five Thousand (\$5,000.00) Dollars.

**(6) Effective Date.** This Consent Order shall be effective the date it is approved and accepted by the Board as shown by the signature of its representative below.

**IT IS FURTHER ORDERED** that any violation of the terms set forth by this Order by Dr. Schlosser shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such other action against Dr. Schlosser'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(A).

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

Signed at New Orleans, Louisiana, and effective on this 20 day of

September, 2020. <sup>1R</sup>  
2021.  
*LWJ*

LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS

By: *Lester W. Johnson*  
Lester W. Johnson, MD  
President

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*Acknowledgment and Consent on the following page*

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ACKNOWLEDGMENT  
AND CONSENT

STATE OF Mississippi  
PARISH OF Harrison  
County

I, Charles Edward Schlosser III, 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 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 30<sup>th</sup> day of December, 2020.

[Signature]  
Charles Edward Schlosser III, M.D.

WITNESSES:

[Signature]  
Signature  
Keith Wilkey, MD  
Printed Name  
1001 Parklane Rd.  
Springboro, OH 45066  
Address

[Signature]  
Signature  
Angel Koza  
Printed Name  
19127 Hunters Bend Dr  
Gulfport, MS 39503  
Address

Sworn to and subscribed before me at 4:34 P.M., this 30<sup>th</sup> day of December, 2020, in the presence of the two stated witnesses.

[Signature]  
Notary Public (signature)  
Janine Williams  
Printed Name/Notary or La. Bar No. #

