

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter Of

No. 03-I-061

MICHAEL R. SEITZINGER, M.D.

(Certificate No. 014502)

**CONSENT
ORDER**

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The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following the receipt of information indicating that Michael R. Seitzinger, M.D. ("Dr. Seitzinger"),¹ a physician who at all times pertinent was engaged in the practice of medicine in the state of Wisconsin but also licensed to practice medicine in this state, as evidenced by Certificate No. 014502, entered into a Stipulation and Final Decision and Order ("Order") with the Wisconsin Medical Examining Board (the "Wisconsin Board"). Pursuant to such Order Dr. Seitzinger's license to practice medicine in Wisconsin was suspended for a period of not less than five (5) years, with leave to request a stay of suspension following treatment accompanied by ongoing compliance with various terms and conditions.² Such Order was the outcome of an investigation which revealed: that Dr. Seitzinger's staff privileges at a Wisconsin hospital had been involuntarily suspended in 2001 due to the presence of an odor of alcohol on his breath during working hours, inappropriate or abusive treatment of staff and quality of care issues; that in 2001-2002 Dr. Seitzinger was diagnosed with anxiety disorder, alcohol abuse and subsequently alcohol dependency; that he had been arrested in 2001 for operating a motor vehicle while under the influence by an intoxicant with a prior arrest and conviction for the same offense several years earlier; and that on two occasions he had prescribed a prescription drug purportedly for another which was in

¹Although Dr. Seitzinger has not renewed his license for the year 2004, the fact that he is entitled to do so for a period of four (4) years from the date of last renewal provides the Board with continuing jurisdiction. La. Adm. C. 46:XLV §419.

²*Stipulation and Final Decision and Order*, In the Matter of Disciplinary Proceedings Against Michael R. Seitzinger, M.D., License No. 0305301, Wisconsin Medical Exam. Board. (May 30, 2003). Among other items, the Order required Dr. Seitzinger to successfully complete a treatment program approved by the Board, maintain abstinence from drugs and alcohol, submit to aftercare therapy and monitoring under a supervising physician affiliated with the Professional Recovery Network who would be responsible for coordinating his rehabilitation and reporting any relapse or non-compliance to the Wisconsin Board. The Order also required that Dr. Seitzinger work under the supervision of an approved professional mentor in an approved setting, with the submission of specified written reports assessing his work performance.

fact intended and used in part by him. The Board's investigation also indicates that Dr. Seitzinger failed to timely inform the Board of the action against his hospital privileges or the arrests or conviction identified in the Wisconsin Board's Order. Finally, predicated upon the action taken by Wisconsin Dr. Seitzinger voluntarily and permanently surrendered his license to practice medicine in Texas³ and Michigan suspended his license to practice medicine in that state pending the physician's compliance with the terms imposed by the Wisconsin Board's Order and the unrestricted reinstatement of his license to practice in Wisconsin.⁴

As evidenced by his subscription hereto Dr. Seitzinger acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and the reported information would provide the Investigating Officer herein with probable cause to pursue formal administrative proceedings against him for violation of the Louisiana Medical Practice Act, La. Rev. Stat. §37:1285A(5), (29) and (3).⁵

Recognizing his right to have administrative adjudication of the above 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. Seitzinger, nonetheless, hereby waives his right to formal adjudication and, pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. By his subscription hereto, Dr. Seitzinger also 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 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. Seitzinger also hereby authorizes the Investigating Officer designated by the Board with respect hereto, as well as his legal

³*Agreed Order*, In the Matter of the License of Michael R. Seitzinger, M.D., Texas St. Bd. Med. Exam. (Aug. 15, 2003).

⁴*Final Order*, In the Matter of Michael R. Seitzinger, M.D., St. of Michigan Dept. of Comm. Health, Bureau of Health Professions, Bd. of Med. Disciplinary Subcommittee, No. 43-03-89617 (July 7, 2004).

⁵The Board may take action against the license of an individual, or against his or her right or entitlement to renewal or reinstatement of licensure, as a result of '[H]abitual or recurring abuse of drugs, including alcohol, which affect the central nervous system and which are capable of inducing physiological or psychological dependence.' La. Rev. Stat. §37:1285A(5); '[T]he refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice medicine . . . in that state or the revocation, suspension, or other restriction imposed on a license, permit, or certificate issued by such licensing authority which prevents or restricts practice in that state' La. Rev. Stat. §37:1285A(29); or '[F]raud, deceit, or perjury in obtaining any diploma, license, or permit pertaining to this Part.' La. Rev. Stat. §37:1285A(3).

counsel assisting him in connection herewith, 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. Seitzinger expressly acknowledges that the disclosure of information to the Board by the Investigating Officer or his legal counsel shall be without prejudice to the Investigating Officer's authority to pursue formal administrative charges against him or to the Board's capacity to adjudicate such charges, 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 the license of Michael R. Seitzinger, M.D., as well as any right to renewal or reinstatement thereof, as evidenced by Certificate No. 014502, shall be and the same is hereby conditioned upon his acceptance of and strict compliance with the following terms and conditions:

(A) PRACTICE IN LOUISIANA/COMPLIANCE WITH WISCONSIN BOARD'S ORDER. Dr. Seitzinger shall not engage in the practice of medicine in any form in the state of Louisiana until and unless the Board issues and serves on him a written order renewing or reinstating his license to practice in this state. As express conditions to the issuance of such an order Dr. Seitzinger shall have successfully completed all aspects of the Final Decision and Order imposed upon his medical license by the Wisconsin Board and he shall have obtained an unrestricted license to practice medicine in that state and any other state where he may hold a current license.

(B) NOTICE OF RELOCATION TO LOUISIANA AND PERSONAL APPEARANCE BEFORE THE BOARD OR DESIGNATED COMMITTEE. Following the satisfaction of those terms set forth in the paragraph (a) above, in the event that Dr. Seitzinger should decide to seek reinstatement or renewal of his license and/or wish to relocate to Louisiana for the purpose of practicing medicine, he shall contact the Board at least sixty (60) days in advance of his desired return and arrange an appearance before the Board or its designee at its

next regularly scheduled meeting. At such meeting Dr. Seitzinger shall demonstrate compliance with each of the terms and conditions imposed upon his Wisconsin license by the Wisconsin Board and by this Order, and he shall discuss with the Board his intended plans for the practice of medicine in this state.

(C) **ADDITIONAL TERMS.** In addition to such other terms as are placed upon his right or entitlement to renewal or reinstatement of his Louisiana license by this Order, Dr. Seitzinger hereby consents to, agrees with and acquiesces in the imposition of any additional terms, conditions or restrictions, as well as the length or nature thereof, that the Board in its sole discretion may deem necessary or appropriate to impose upon any renewed or reinstated Louisiana license should he at any time in the future decide to relocate to the state of Louisiana for the purpose of practicing medicine.


IT IS FURTHER ORDERED that any violation or failure of strict compliance with any of the terms and conditions set forth by the Wisconsin Board Order, or by this Order by Dr. Seitzinger, shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation and cancellation of Dr. Seitzinger's right or entitlement to seek renewal or reinstatement of his license to practice medicine in the state of Louisiana or for such other disciplinary action 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.

New Orleans, Louisiana, this 7th day of December, 2004.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

BY:



KIM EDWARD LEBLANC, M.D., PH.D.

President

STATE OF Wisconsin
COUNTY OF Brown Lake

ACKNOWLEDGMENT
AND CONSENT

I, MICHAEL R. SEITZINGER, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 3rd day of November, 2004.

Michael R. Seitzinger MD
MICHAEL R. SEITZINGER, M.D.

WITNESSES:

Mary Jo Smith
Signature

MARY JO Smith
Printed Name

N8579 Arcade Glen RD
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Ripon WI 54971
City, State, Zip Code

Nancy A. Kirst
Signature

Nancy A. Kirst
Printed Name

591 S. Margaret
Address

Markesan WI 53946
City, State, Zip Code

Sworn to and subscribed before me at Brown Lake, Wisconsin, this
3rd day of November, 2004.

in the presence of the two stated witnesses.

Judith Ann Wagner
Notary Public

Judith Ann WAGNER
6/24/07