

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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433 METAIRIE ROAD, SUITE 602
METAIRIE, LA 70005

* * * * *

IN THE MATTER OF *
CHARLES MIMS EDWARDS, M.D. *

* * * * *

NOTICE OF
SUMMARY SUSPENSION
OF LICENSURE AND
FORMAL HEARING

TO: Charles Mims Edwards, M.D.
P. O. Box 13
Brandon, Mississippi 39042

and

8 Roxie Street
Brandon, Mississippi 39042

The Louisiana State Board of Medical Examiners ("Board") is in receipt of apparently reliable information indicating that you may be unable to practice medicine with reasonable skill or safety to patients by reason of physical illness, including but not limited to loss of motor skills. Such information indicates, more particularly, that charges were lodged against you by the Mississippi State Board of Medical Licensure ("Mississippi Board") which, following an administrative hearing on July 15, 1982, suspended your medical license until such

-2-

time as you have "regained competency to resume the practice of medicine with reasonable skill and safety to patients."* By correspondence of July 20, 1983**, the Board advised you of the information received and proposed resolution of the concerns which it perceived by your execution of a Consent Order, effecting suspension of your Louisiana license consistent with the conditions adopted by the Mississippi Board. The reply received from you,*** in response to the Board's communication, furthers the Board's concern that you may be unable to practice medicine with reasonable skill or safety to patients.

The information which the Board has received, if true, may constitute serious violations of the Louisiana Medical Practice Act., La. Rev. Stat., Title 37, Sections 1262-91. Accordingly,

PLEASE TAKE NOTICE that you are hereby charged with

* In the matter of Mississippi Medical License No. 4663 issued to Charles Mims Edwards, M.D., "Determination and Order of the Mississippi State Board of Medical Licensure."

** Letter of July 20, 1983 from J. Morgan Lyons, M.D., Sec.-Treas. La. St. Bd. of Med. Exam. to Charles Mims Edwards, M.D.

*** Letter from Charles Mims Edwards, M.D., July 28, 1983, to J. Morgan Lyons, M.D.

-3-

"[i]nability to practice medicine with reasonable skill or safety to patients because of ... physical illness, including but not limited to ... loss of motor skills," LSA-R.S. 37:1285(25), and "[s]uspension ... imposed on a license, permit or certificate issued by such licensing authority which prevents or restricts practice in that state," La. Rev. Stat., Title 37, Section 1285(30). Based upon the nature, magnitude and severity of the violations alleged, together with the apparent reliability of the information presented, the Board has concluded that emergency action is imperative to safeguard the public health, safety and welfare. Accordingly,

PLEASE TAKE NOTICE that:

- (1) Pursuant to the authority vested in it by La. Rev. Stat., Title 37, Section 1285, and Title 49, Section 961C, the Louisiana State Board of Medical Examiners has summarily suspended your license to practice medicine in the state of Louisiana pending formal proceedings for revocation or other action as may be appropriate. You are hereby advised that upon receipt of this notice you have no right or entitlement to practice medicine in any form in Louisiana until such time as your privileges are reinstated by the Board.
- (2) A formal hearing will be convened before the Board at 2:00 P.M. on the twenty-second (22nd) day of September, 1983, at the Board's office, 830 Union Street, New Orleans, Louisiana, to

-4-

adjudicate the hereinabove alleged violations and to determine whether just cause exists for the revocation of your license to practice medicine in the state of Louisiana or for such other action as provided for by La. Rev. Stat., Title 37, Section 1285.

The hearing is intended to provide you with an opportunity of testing the validity and/or accuracy of the information set forth and to present relevant evidence in your defense. You are, therefore, invited to attend and participate as you see fit, either personally or through the services of legal counsel of your choice. Should you desire the Board to issue any subpoenas for the attendance of witnesses or for the production of documents on your behalf, in accordance with La. Rev. Stat., Title 49, Section 956(5), please so notify the Board as soon as possible. Please also notify the Board as to whether you will attend the hearing and the name and address of your legal counsel, if any.

New Orleans, Louisiana, this 30 day of August, 1983.

LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS

By: J. Morgan Lyons M.D.
J. MORGAN LYONS, M.D.
Secretary-Treasurer

SERVICE BY:
CERTIFIED MAIL
RECEIPT NO. P205255521 and P206266522
RETURN RECEIPT REQUESTED
and
REGULAR MAIL

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF MISSISSIPPI
MEDICAL LICENSE NO. 4663
ISSUED TO CHARLES MIMS EDWARDS, M.D.

DETERMINATION AND ORDER OF
THE MISSISSIPPI STATE BOARD
OF MEDICAL LICENSURE

This matter having come on regularly for hearing on July 15, 1982, before the Mississippi State Board of Medical Licensure pursuant to Sections 73-25-61(3) and 73-25-63; Licensee, Charles Mims Edwards, M.D., having been present; evidence and testimony having been presented, the Board having considered the matter makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. Charles Mims Edwards, M.D., hereinafter referred to as Licensee, has been licensed to practice medicine in the State of Mississippi pursuant to Section 73-25-3, Mississippi Code of 1972, Annotated.

2. Following an examination of Licensee on December 10, 1981, by the Examining Committee as designated by the Mississippi State Board of Medical Licensure pursuant to Section 73-25-55, Mississippi Code of 1972, Annotated, it was the opinion of the Examining Committee that Licensee is unable to practice medicine with reasonable skill or safety to patients on an unrestricted basis for the reason of physical illness, including but not limited to loss of motor skill, as provided in Section 73-25-53(b), Mississippi Code of 1972, Annotated; and it was the recommendation of the Examining Committee that before Licensee attempts the private practice of medicine that he present some documentation of competence in current medical procedures, such as the American Psychiatric Association Self-Assessment Examination or work under close supervision in a clinic at the University of Mississippi Medical Center, Jackson, Mississippi, with a report of his competence being submitted to the Board of Medical Licensure, and that Licensee have a psychological evaluation with particular emphasis on organic brain functioning, receptive aphasia, etc.,

would have to show continued improvement from the physical effects of his stroke before the Committee could recommend his return to the private practice of medicine.

3. On January 21, 1982, the Mississippi State Board of Medical Licensure meeting in regular session reviewed and accepted the Opinion and Recommendation rendered by the Examining Committee on December 10, 1981, pursuant to Section 73-25-61(2), Mississippi Code of 1972, Annotated.

4. On May 20, 1982, Licensee appeared informally before the Executive Committee of the Board of Medical Licensure to discuss his licensure status, to determine what efforts he had made toward fulfilling the recommendation rendered by the Examining Committee on December 10, 1981, whether he was attempting to reenter the private practice of medicine, and to advise him that he could enter into a voluntary agreement with the Board for a restriction of his license to practice medicine in Mississippi pursuant to Section 73-25-59. However, a request for the voluntary restriction of Dr. Edwards' license to practice medicine was never submitted by him to the Board.

5. On May 20, 1982, following his appearance before the Executive Committee, Licensee submitted to the Board through its Executive Officer, a letter addressed to George C. Hamilton, Jr., M.D., a member of the Examining Committee, dated May 18, 1982, from Jeffrey S. Webster, Ph.D., Assistant Professor of Psychiatry (Psychology), and Director of Behavioral Medicine/Neurophysiology Consult Service, University of Mississippi Medical Center, Jackson, Mississippi, in which was enclosed a Neuropsychology Laboratory Report of Dr. Webster's examination of Licensee conducted on May 16, 1982, said report being submitted to document Licensee's efforts to fulfill the recommendation of the Examining Committee. However, said report failed to set forth satisfactory evidence that Licensee is able to practice medicine with reasonable skill and safety to patients on an unrestricted basis.

CONCLUSIONS OF LAW

Based upon the merits of the evidence and testimony presented as

ORDER

IT IS HEREBY ORDERED that Mississippi Medical License No. 4663 issued to Charles Mims Edwards, M.D., is suspended until such time as Licensee can demonstrate that he has regained competency to resume the practice of medicine with reasonable skill and safety to patients under the following conditions:

1. That at reasonable intervals, Dr. Edwards may petition in writing the Board of Medical Licensure for reinstatement of his license to demonstrate that he can resume the competent practice of medicine with reasonable skill and safety to patients pursuant to Section 73-25-65, Mississippi Code of 1972, Annotated; and

2. That action of the Board of Medical Licensure on such petition shall be initiated by referral of Dr. Edwards to the Examining Committee for examination at which time Dr. Edwards shall present documentation that he has fulfilled the recommendations made by the Examining Committee on December 10, 1981.

IT IS FURTHER ORDERED that this Order shall become effective upon receipt by Charles Mims Edwards, M.D.

DATED this 23rd day of July, 1982.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY: Frank J. Morgan, Jr.
Frank J. Morgan, Jr., M.D.
Executive Officer

STATE OF MISSISSIPPI
COUNTY OF HINDS

I, Frank J. Morgan, Jr., M.D., Executive Officer, Mississippi State Board of Medical Licensure, do hereby certify that I am the official custodian of the records of said Board and that this is a true and correct copy of the original hereof, as same appears on file in this office.

Witness my official hand and seal of the Board, this 6th day of May, 1983.

Frank J. Morgan, Jr.
Frank J. Morgan, Jr., M.D., Executive Officer
Mississippi State Board of Medical Licensure