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In the Matter of
:
CHARLES HENRY VAN OPPEN, M.D.
:
- - - - - X

CONSENT
ORDER

This matter is before the Louisiana State Board of Medical Examiner ("Board") pursuant to information it has received from the Diversion Investigative Unit of the Louisiana State Police, in reference to Charles Henry Van Oppen, M.D. ("Dr. Van Oppen"). Said information indicates that Dr. Van Oppen had prescribed, dispensed or administered habit-forming or other legally controlled substances in other than a legal or legitimate manner, to wit: Dilaudid (hydromorphone hydrochloride).

Alternative to the institution of formal investigation and adjudicatory proceedings under the Louisiana Medical

Practice Act,¹ the Board has determined that the public interest would properly and adequately be served by Dr. Van Oppen's execution of a Consent Order by virtue of which the physician would agree to surrender all state and federal controlled substance permits and licenses under which controlled substances can be prescribed, including without limitation, DEA Narcotics License No. AV 335271.

Upon examination of the information presented by the Louisiana State Police as a result of an investigation conducted by that agency, the Board finds that the concern it perceived will be adequately ameliorated by Dr. Van Oppen's strict compliance with a Consent Order, agreeable to both the Board and Dr. Van Oppen.

Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to LSA-R.S. 49:955-58, to be represented therein by legal counsel of his choice and to a final decision rendered on written findings of fact and conclusions of law, Dr. Van Oppen, nonetheless, hereby waives his right to notice and formal adjudication of charges, pursuant to LSA-R.S. 49:959(D), and acknowledges, accepts and consents to the entry of the following order.

¹LSA-R.S. 37:1261-92. The Board is empowered to suspend, revoke or impose probationary provisions on the license of any physician, for prescribing, dispensing, or administering habit-forming or other legally controlled substances in other than a legal or legitimate manner (LSA-R.S. 37:1285(6)).

Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by LSA-R.S. 37:1285 and LSA-R.S. 49:955(D), IT IS ORDERED that, until and unless this order is modified or rescinded by written order of the Board:

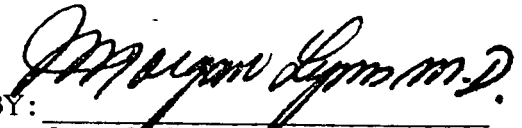
A. Charles Henry Van Oppen, M.D. shall surrender to the issuing authorities his federal registration and state license to prescribe, administer and dispense controlled substances and that he will not order, prescribe, administer or dispense controlled substances, as defined, enumerated or included in 21 C.F.R. Section 1308.11-.15 or LSA-R.S. 40:964, and any substance which may hereinafter be included in any controlled substance schedule by amendment or revision of the hereinabove cited regulations and statute.

B. By signing this surrender, Charles Henry Van Oppen, M.D. does hereby agree to the terms of this Consent Order and further agrees that any violation of these terms, conditions and restrictions set forth herein shall be deemed just cause for the suspension or revocation of the medical licensure of Charles Henry Van Oppen, M.D. or for such other disciplinary action as the Board deems appropriate.

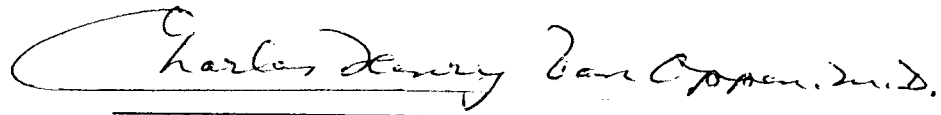
New Orleans, Louisiana, this 21 day of November, 1985.

LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS

BY:


J. MORGAN LYONS, M.D.
Secretary-Treasurer
Chief Executive Officer

I hereby acknowledge, approve, accept and consent to entry of the above and foregoing Consent Order and the terms, conditions and restrictions set forth therein, and agree to surrender, within 14 days of date to the issuing authorities my federal registration and state license to prescribe controlled substances, this 26th day of November, 1985.


CHARLES HENRY VAN OPPEN, M.D.