

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST :
: **FINAL DECISION AND ORDER**
HANS P. SCHLECHT, D.O., :
RESPONDENT. :
ORDER 0002198

Division of Legal Services and Compliance Case #11 MED 247

The parties to this action for the purposes of Wis. Stat. § 227.53, are:

Hans P. Schlecht, D.O.
N5583 Glacier Ct.
Fond du Lac, WI 54937

Wisconsin Medical Examining Board
P.O. Box 8935
Madison, WI 53708-8935

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

An informal settlement conference was held in this matter on August 15, 2012. The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Hans P. Schlecht, D.O. (dob May 1, 1957) is licensed in the State of Wisconsin as a physician and surgeon pursuant to license #21-39836, first granted on May 22, 1998, with registration current through February 28, 2014. Respondent is an anesthesiologist, and is certified by the American Board of Anesthesiology. He was formerly licensed in Nebraska. Dr. Schlecht's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is N5583 Glacier Court, Fond du Lac, Wisconsin 54937.

2. In 2009 and 2010, Respondent ordered clonazepam tablets, 1 mg and 2 mg strengths, from a wholesaler, for purposes of dispensing to his wife. Clonazepam is a benzodiazepine, and is a schedule IV controlled substance.

3. Respondent represents to the Board that clonazepam was prescribed to his wife by her authorized prescriber. The Board finds, upon review of the patient health care records of Respondent's wife, that such prescription is not documented after 2001. Respondent did not keep the records required by Wis. Admin. Code § Med 17.05, with respect to medications dispensed to his wife.

4. The Board has no information suggesting that these medications were used for a nonmedical or otherwise inappropriate purpose, or were abused or taken in excessive quantities by his wife.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 448.02(3), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Hans P. Schlecht, D.O. violated Wis. Admin. Code § Med 10.02(2)(p) .

3. As a result of the above violations, Hans P. Schlecht, D.O. is subject to discipline pursuant to Wis. Stat. §448.02(3).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Hans P. Schlecht, D.O., is REPRIMANDED.

3. Within 90 days from the date of this Order, Hans P. Schlecht, D.O. shall pay COSTS of this matter in the amount of \$1,850.00.

4. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of

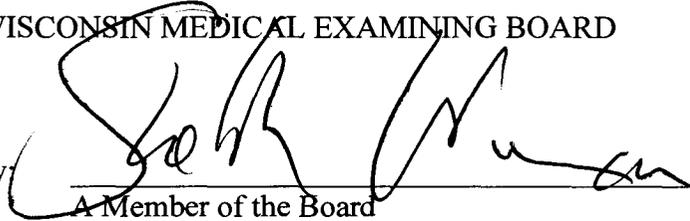
Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the costs as ordered, Respondent's license (no. 21-39836) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.

6. This Order is effective on the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

by

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A Member of the Board

December 12, 2012

Date