

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF	:	
	:	FINAL DECISION AND ORDER
LORNE P. SCHLECHT, M.D.	:	FOR REMEDIAL EDUCATION
LICENSEE.	:	

0004075

Division of Legal Services and Compliance Case No. 13 MED 145

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

Lorne P. Schlecht, M.D.
173 Settlers Trail
Sheboygan Falls, WI 53085

Wisconsin Medical Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Medical Examining Board (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. Licensee Lorne P. Schlecht, M.D. (dob April 22, 1961), is licensed in the state of Wisconsin to practice medicine and surgery, having license number 32143-20, first issued on May 22, 1991, with registration current through October 31, 2015. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 173 Settlers Trail, Sheboygan Falls, Wisconsin 53085. Licensee is certified by the American Board of Ophthalmology.
2. For approximately 18 years, Licensee provided care to Patient A, a female patient born in 1951.

3. According to the healthcare record Licensee maintained for Patient A, from 1994 through 2004, Patient A was a “glaucoma suspect.”

4. On March 17, 2005, Licensee examined Patient A, who was then described as a “return glaucoma suspect.”

5. On April 9, 2005, Licensee examined Patient A and charted as follows: her IOP was 12 in both eyes. Stable appearing open-angle glaucoma...no intervention is needed at this time. To return in 4 months.

6. On July 13, 2006, Licensee examined Patient A, and changed her diagnosis from “glaucoma” to “glaucoma suspect,” with no charted rationale.

7. On November 1, 2007, Licensee examined Patient A and charted as follows: exam showed CD 0.5 with A/V ratio of 2:3. Mild glaucoma suspect but very normalized pressure.

8. On November 25, 2009, Licensee examined Patient A and charted his impression as follows: “glaucoma suspect.”

9. On May 18, 2010, Licensee examined Patient A and charted as follows: exam showed bilateral 1+ blepharoptosis of beard in upper and lower lids. Lens shows 2+ nuclear sclerosis with no opacities or opacifications. CD 0.5, A/V 2:3 bilaterally. Mild RPE attenuation. Impression: Strong glaucoma based on visual field and optic nerve findings (conducted in January 2010).

10. On March 15, 2011, Licensee examined Patient A and noted the following in her patient chart: there is evidence for possible early epiretinal membrane on the right. Impression: mild macular changes and strong glaucoma suspect. Patient to return in 4-5 months for pressure screening.

11. On February 7, 2012, Licensee examined Patient A for “open-angle glaucoma” and charted his impression as follows: “[M]ild cataract with open-angle glaucoma but fairly good control. Patient to return in 6 months.”

12. On August 7, 2012, Patient A had a follow up visit with Licensee at which he charts: “open-angle glaucoma with optic nerve cupping. Field within normal limits. CD ration of 0.71 and 0.78 with average nerve fiber layer of 101 and 114. Condition stable, patient to return in 4 months.”

13. On November 13, 2012, Licensee wrote a letter to an insurance company stating the patient is a strong glaucoma suspect due to family history of glaucoma and macular degeneration. He wrote “she has shown optic nerve head changes which confirm that she has early, but well controlled open-angle glaucoma [...] I believe [the patient] may still consider herself a suspect rather than having open-angle glaucoma.”

14. Patient A states that Licensee never told her she had glaucoma, only that she was a “glaucoma suspect” due to a family history of glaucoma. Patient A’s chart does not clearly document the basis of Licensee’s glaucoma diagnosis, as first charted on April 9, 2005.

15. Licensee can benefit from coursework on the subject of medical documentation, and in resolution of this matter, consents to the entry of the following Conclusions of Law and Order.

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).

ORDER

1. The attached Stipulation is accepted.

2. Within six (6) months of the date of this Order, Lorne P. Schlecht, M.D. (license number 32143-20), shall at Licensee’s own expense, take and successfully complete no less than eight (8) hours of education on the topic of medical recordkeeping/documentation as follows:

a. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the course(s) from the Board or its designee. Licensee must take and pass any exam offered for the course(s).

b. The Board or its designee may reject any course(s) and may accept any course(s) for less than the number of hours for which Respondent seeks approval.

c. The following courses are pre-approved and require no other authorization or approval to complete:

- Professional Boundaries Inc. (PBI) MR-17 Medical Record Keeping Course (17 AMA PRA Category 1 Credits™)
 - Center for Professional Education for Professionals (CPEP) Medical Record Keeping Seminar (8 AMA PRA Category 1 Credits™)
- d. Within thirty (30) days of completion, Licensee shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department.

3. Within ninety (90) days from the date of this Order, Lorne P. Schlecht, M.D., shall pay COSTS of this matter in the amount of \$950.

4. Proof of successful course completion and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Licensee to the Department Monitor at the address below:

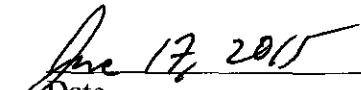
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

WISCONSIN MEDICAL EXAMINING BOARD

by:


A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF	:	
	:	STIPULATION
LORNE P. SCHLECHT M.D.,	:	
LICENSEE.	:	0004075

Division of Legal Services and Compliance Case No. 12 MED 446

Licensee Lorne P. Schlecht, M.D., and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Licensee consents to the resolution of this investigation by Stipulation.

2. Licensee understands that by signing this Stipulation, Licensee voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Licensee, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Licensee;
- the right to call witnesses on Licensee's behalf and to compel their attendance by subpoena;
- the right to testify on Licensee's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Licensee under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Licensee is aware of Licensee's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Licensee is represented by Attorney Peter J. Hickey.

4. Licensee agrees to the adoption of the attached Final Decision and Order for Remedial Education by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order for Remedial Education without further notice, pleading, appearance or consent of the parties. Licensee waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division


Stipulation
In the matter of the License of
Lorne P. Schlecht, M.D., Case No. 13 MED 145

of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

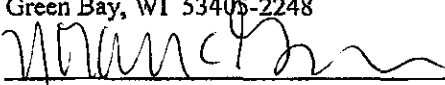
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Licensee, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order for Remedial Education.

7. Licensee is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order for Remedial Education is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Licensee in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order for Remedial Education.


Lorne P. Schlecht, M.D., Licensee
173 Settlers Trail
Sheboygan Falls, Wisconsin 53085
License No. 32143-20

6/5/2015
Date

Peter J. Hickey, Attorney for Licensee
Everson, Whitney, Everson & Brehm, S.C.
414 S. Jefferson Street
P.O. Box 22248
Green Bay, WI 53405-2248

Yolanda Y. McGowan, Attorney
Division of Legal Services and Compliance
Wisconsin Dept. of Safety and Prof. Services
P.O. Box 7190
Madison, WI 53707-7190

Date
6/8/15
Date

Stipulation
In the matter of the License of
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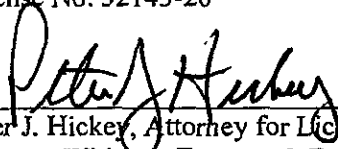
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Lorne P. Schlecht, M.D., Licensee
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Sheboygan Falls, Wisconsin 53085
License No. 32143-20

Date



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Everson, Whitney, Everson & Brehm, S.C.
414 S. Jefferson Street
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Date

6/4/15

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Date