

**BEFORE THE MINNESOTA  
BOARD OF MEDICAL PRACTICE**

In the Matter of the  
Medical License of  
Sellmann Charles Schulz, M.D.  
Year of Birth: 1945  
License No. 42,261

**STIPULATION AND ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and between Sellmann Charles Schulz, M.D. ("Respondent"), and the Complaint Review Committee ("Committee") of the Minnesota Board of Medical Practice ("Board") as follows:

1. During all times herein, Respondent has been and now is subject to the jurisdiction of the Board from which he holds a license to practice medicine and surgery in the State of Minnesota.

2. Respondent has been advised by Board representatives that he may choose to be represented by legal counsel in this matter. Respondent has chosen to be represented by Angela M. Nelson, Gislason & Hunter, 701 Xenia Avenue South, Suite 500, Minneapolis, Minnesota 55416, telephone (763) 225-6000. The Committee was represented by Brian L. Williams, Assistant Attorney General, 1400 Bremer Tower, 445 Minnesota Street, St. Paul, Minnesota 55101, telephone (651) 296-7575.

**FACTS**

3. For the purpose of this Stipulation, the Board may consider the following facts as true:

a. Respondent was licensed by the Board to practice medicine and surgery in the State of Minnesota on November 13, 1999. Respondent is board-certified in psychiatry.

b. In May 2015, the Board received a complaint alleging that Respondent had posted medical records and privileged information regarding a patient on a public Internet website without appropriate authorization. The complaint also alleged that the Internet posting included copies of documents pertaining to an investigation conducted by the Board in 2008 into the care provided to the patient. The Board initiated an investigation into Respondent's conduct in maintaining privileged communications relating to the patient.

c. On February 8, 2016, Respondent met with the Committee and admitted that he had authorized the posting of privileged documents regarding a patient on a public website, but stated that he thought the posting was appropriate since an attorney representing his employer had suggested he release the privileged information.

#### **STATUTES**

4. The Committee views Respondent's practices as inappropriate in such a way as to require Board action under Minn. Stat. § 147.091, subd. 1(m) (revealed a privileged communication from or relating to a patient) (2014), and Respondent agrees that the conduct cited above constitutes a reasonable basis in law and fact to justify the disciplinary action under this statute.

#### **REMEDY**

5. Upon this Stipulation and all of the files, records, and proceedings herein, and without any further notice or hearing herein, Respondent does hereby consent that until further order of the Board, made after notice and hearing upon application by Respondent or upon the Board's own motion, the Board may make and enter an Order disciplining Respondent's license to practice medicine and surgery in the State of Minnesota as follows:

a. Respondent is **REPRIMANDED**.

6. Within ten days of signing the Stipulation to this Order, Respondent shall provide the Board with a list of the addresses and telephone numbers of Respondent's residences. Within seven days of any change, Respondent shall provide the Board with the new address and telephone information. The information shall be sent to Ruth M. Martinez, Minnesota Board of Medical Practice, University Park Plaza, 2829 University Avenue S.E., Suite 500, Minneapolis, Minnesota 55414-3246.

7. If Respondent shall fail, neglect, or refuse to fully comply with each of the terms, provisions, and conditions herein, the Committee shall schedule a hearing before the Board. The Committee shall mail Respondent a notice of the violation alleged by the Committee and of the time and place of the hearing. Respondent shall submit a response to the allegations at least three days prior to the hearing. If Respondent does not submit a timely response to the Board, the allegations may be deemed admitted.

At the hearing before the Board, the Committee and Respondent may submit affidavits made on personal knowledge and argument based on the record in support of their positions. The evidentiary record before the Board shall be limited to such affidavits and this Stipulation and Order. Respondent waives a hearing before an administrative law judge and waives discovery, cross-examination of adverse witnesses, and other procedures governing administrative hearings or civil trials.

At the hearing, the Board will determine whether to impose additional disciplinary action, including additional conditions or limitations on Respondent's practice, or suspension or revocation of Respondent's license.

8. In the event the Board in its discretion does not approve this settlement, this Stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon nor

introduced in any disciplinary action by either party hereto except that Respondent agrees that should the Board reject this Stipulation and if this case proceeds to hearing, Respondent will assert no claim that the Board was prejudiced by its review and discussion of this stipulation or of any records relating hereto.

9. Respondent waives any further hearings on this matter before the Board to which Respondent may be entitled by Minnesota or United States constitutions, statutes, or rules and agrees that the Order to be entered pursuant to the Stipulation shall be the final Order herein.

10. Respondent hereby acknowledges that he has read and understands this Stipulation and has voluntarily entered into the Stipulation without threat or promise by the Board or any of its members, employees, or agents. This Stipulation contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Stipulation.

Dated: 4/14/16

S. Charles Schulz, M.D.  
SELLMANN CHARLES SCHULZ, M.D.  
Respondent

Dated: 5/15/2016

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FOR THE COMMITTEE

#### ORDER

Upon consideration of this Stipulation and all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that the terms of this Stipulation are adopted and implemented by the Board this 14th day of May, 2016.

MINNESOTA BOARD OF  
MEDICAL PRACTICE

By: R. J. M...

**AFFIDAVIT OF SERVICE BY U.S. MAIL**

**Re: In the Matter of the Medical License of Sellmann Charles Schulz, M.D.  
License No. 42,261**

STATE OF MINNESOTA   )  
  ) ss.  
COUNTY OF RAMSEY    )

SANDRA SYLVESTER , being first duly sworn, deposes and says:

That at the City of St. Paul, County of Ramsey and State of Minnesota, on May 16, 2016,  
she caused to be served the attached STIPULATION AND ORDER, by depositing the same in the  
United States mail at said city and state, a true and correct copy thereof, properly enveloped with  
prepaid first class postage, and addressed to:

Angela M. Nelson  
Gislason & Hunter  
701 Xenia Ave. So., Suite 500  
Minneapolis, MN 55416

  
SANDRA SYLVESTER

Subscribed and sworn to before me on  
May 16, 2016.

  
NOTARY PUBLIC

