

Results

OKLAHOMA STATE BOARD OF MEDICAL LICENSURE & SUPERVISION Virtual Regular Meeting September 10, 2020

Physician Request

Request of **NITIN SAWHENY, MD**, to supervise up to ten (10) Advanced Practice Registered Nurses
– *Approved*

Initial Applications for Licensure

BRETT SNODGRASS, applicant, full medical licensure – *Tabled pending receipt of additional information and personal appearance*

KEVIN ROSENBLATT, applicant, special medical licensure – *Granted pending completion of the file to include terms of practice to be agreed upon by Applicant and Board Secretary*

Disciplinary Matters

DOUGLAS RANDALL BROWN, MD – Disciplinary hearing based on allegations of indiscriminate or excessive prescribing, dispensing or administering of controlled or narcotic drugs; prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice, or prescribing dispensing or administering controlled substances or narcotic drugs without medical need in accordance with published standards; dispensing, prescribing or administering a controlled substance or narcotic drug without medical need; improper management of medical records; and failure to provide a proper setting and assistive personnel for medical act, including but not limited to examination, surgery, or other treatment – *Surrender in Lieu of Prosecution accepted pending receipt of original signed document*

KANG LU, MD – Disciplinary hearing based on allegations of fraud or misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic reregistration of a medical license, in violation of 59 O.S. § 508; fraud or misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic reregistration of a medical license, in violation of Okla. Admin. Code 435:10-7-4(8); procuring, aiding or abetting a criminal operation in violation of 59 O.S. § 509(1); failure to provide the Board all information required by the Board pursuant to statute, 59 O.S. § 495a.1, in violation of Okla. Admin. Code 435:10-7-10; failure to

demonstrate to the Board the licensee's continuing qualification to practice medicine and surgery by reporting to the Board any action taken against the licensee for acts or conduct similar to acts or conduct described in the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act as grounds for disciplinary action by: a) any jurisdiction or authority (United States or foreign) that licenses or authorizes the practice of medicine and surgery, b) any peer review body, c) any health care institution, d) any professional medical society or association, e) any law enforcement agency, f) any court, or g) any governmental agency, in violation of 59 O.S. § 495a.1; the conviction or confession of, or plea of guilty, nolo contendere, no contest or Alford plea to a felony or any offense involving moral turpitude, in violation of 59 O.S. 509(5); the conviction of a felony or any offense involving moral turpitude whether or not related to the practice of medicine, in violation of Okla. Admin. Code 435:10-7-4(10); dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public, in violation of 59 O.S. § 509(8); conduct likely to deceive, defraud, or harm the public, in violation of Okla. Admin. Code 435:10-7-4(11); the violation, or attempted violation, direct or indirect, of any of the provisions of the Allopathic Medical and Surgical Licensure and Supervision Act, either as principal, accessory or accomplice, in violation of 59 O.S. § 509(13); disciplinary action of another state or jurisdiction against a license or other authorization to practice medicine and surgery based upon acts of conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section, a certified copy of the record of the action taken by the other state or jurisdiction being conclusive evidence thereof, in violation of Okla. Admin. Code 435:10-7-4(31); failure to report to the Board any adverse action taken against him or her by another licensing jurisdiction (United States or foreign), by any governmental agency, by any law enforcement agency, or by any court for acts or conduct similar to acts or conduct that would constitute grounds for action as defined in this section in violation of Okla. Admin. Code 435:10-7-4(32); failure to report to the Board surrender of a license or other authorization to practice medicine and surgery in another state or jurisdiction, or surrender of membership on any medical staff or in any medical or professional association or society while under disciplinary investigation by any of those authorities or bodies for acts or conduct similar to acts or conduct that would constitute grounds of action as defined in this section, in violation of Okla. Admin. Code 435:10-7-4(33); and violation of any provision(s) of the medical practice act or the rules and regulations of the Board or of any action, stipulation, or agreement of the Board in violation of Okla. Admin. Code 435:10-7-4(39) – *Surrender in Lieu of Prosecution accepted*

JAMES ALISTAR MITCHELL, MD – Disciplinary hearing based on allegations of a conviction of a felony or of any offense involving moral turpitude in violation of 59 O.S. § 509(5) and Okla. Admin. Code 435:10-7-4(10); fraud or misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic reregistration of a medical license in violation of 59 O.S. § 508 and Okla. admin. Code 435:10-7-4(8); conduct likely to deceive, defraud, or harm the public in violation of 59 O.S. § 509(8) and Okla. Admin. Code 435:10-7-4(11); the violation or attempted violation, direct or indirect, of any of the provisions of the Act, either as principal, accessory or accomplice, in violation of 59 O.S. § 509(13); violation of any state or federal law or regulation relating to controlled

substances in violation of Okla. Admin. Code 435:10-7-4(27); disciplinary action of another state or jurisdiction against a license or other authorization to practice medicine and surgery based upon acts of conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section, a certified copy of the record of the action taken by the other state or jurisdiction being conclusive evidence thereof in violation of Okla. admin. Code 435:10-7-4(31); violation of any provision(s) of the medical practice act or the rules and regulations of the Board of any action, stipulation, or agreement of the Board in violation of Okla. Admin Code 435:10-7-4(39); and procuring, aiding or abetting a criminal operation in violation of 59 O.S. § 509(1) – *Revocation without the right to reapply pending review and approval by the Oklahoma Attorney General.*

KATHERINE MARIE MOXLEY, MD – Disciplinary hearing based on allegations of conduct likely to deceive, defraud, or harm the public, in violation of Okla. Admin. Code 435:10-7-4(11); gross or repeated negligence in the practice of medicine and surgery in violation of Okla. Admin. Code 435:10-7-4(15); and any adverse judgment, award, or settlement, or award arising from a medical liability claim related to acts or conduct similar to acts or conduct that would constitute grounds for action as defined in this section in violation of Okla. Admin. Code 435:10-7-4(34) – *Voluntary Submittal to Jurisdiction accepted*

MARK STEPHEN WILSON, MD – Disciplinary hearing based on allegations of habitual intemperance or the habitual use of habit-forming drugs; and the inability to practice medicine with reasonable skill and safety to patients by reason of drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material, *and dependent upon the ruling in the disciplinary matter*, possible oral Motion to Terminate Suspension – Motion to Terminate granted; *Voluntary Submittal to Jurisdiction accepted pending receipt of original signed document*

BRIAN ALLEN YEAMAN, MD – Disciplinary hearing based on allegations of dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public; prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship, and not prescribing in a safe, medically accepted manner; prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice or without medical need in accordance with pertinent licensing board standards; engaging in a physical conduct with a patient which is sexual in nature, or in any verbal behavior which is seductive or sexually demeaning to a patient; and failure to maintain an office record for each patient which accurately reflects the evaluation, treatment, and medical necessity of treatment of the patient – *Voluntary Submittal to Jurisdiction accepted*

Other Board Actions

Minutes of the July 30, 2020 Virtual Amended Board Meeting – Approved

Proposed emergency rules to supersede Okla. Admin. Code 435:10-13-1, 435:10-13-2, and 435:15-3-13 (in relation to SB1915) – *Adopted*

Licensure applications approved via Secretary/circularization (*Attachment #1 to agenda*) – *Ratified*

Re-registration applications previously approved pursuant to 59 O.S. § 495a.1 (*Attachment #2 to agenda*) – *Ratified*

Recommendation(s) of Board Secretary regarding re-registration applications pursuant to 59 O.S. § 495a.1 (*Attachment #3 to agenda*) – *Ratified*

Occupational Therapy Advisory Committee Recommendations – *Ratified*

Registered Electrologist Advisory Committee Recommendations – *Ratified*

Athletic Trainers Advisory Committee Recommendations – *Ratified*

Physician Assistant Advisory Committee Recommendations – *Ratified*

Respiratory Care Advisory Committee Recommendations – *Ratified*

Therapeutic Recreation Committee Recommendations – *Ratified*