IN AND BEFORE THE OKLAHOMA STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION STATE OF OKLAHOMA

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IN THE MATTER OF THE APPLICATION OF) MAY 2 2 2002
PORTER B. LESLIE, M.D.) OKLAHOMA STATE BOARD OF MEDICAL LICENSURE & SUPERVISION
,) Case No. 90-09-1131
FOR MODIFICATION OF PROBATION TERMS FOR)
LICENSE NO. 10616)

ORDER MODIFYING PROBATION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on May 9, 2002, at the Board office, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Applicant, Porter B. Leslie, M.D., holding Oklahoma medical license no. 10616, appeared in person without counsel, thereby waiving his right to legal representation.

The Board sitting *en banc* after hearing testimony, reviewing the request and other materials presented, and being fully apprised of the premises, made the following Findings of Fact, Conclusions of Law and Orders:

FINDINGS OF FACT

- 1. The Board *en banc* has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.
- 2. Dr. Leslie currently holds medical license no. 10616 under an indefinite term of probation that commenced January 23, 1993.
- 3. On April 12, 2002, Dr. Leslie requested that the terms of his probation be modified to allow him to prescribe controlled dangerous drugs in Schedules II through V to emergency room patients while they are in the emergency room and to nursing home patients while they are confined to the nursing home.
 - 4. Dr. Leslie presented sufficient evidence to support the requested modification.

CONCLUSIONS OF LAW

- The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 et seq.
- 2. Dr. Leslie has presented satisfactory evidence to justify allowing prescribing controlled dangerous drugs in Schedules II through V to emergency room patients while they are in the emergency room and to nursing home patients while they are confined to the nursing home.

ORDER

IT IS THEREFORE ORDERED by the Board of Medical Licensure and Supervision as follows:

- Dr. Leslie's application to modify the terms of his probation is **GRANTED**.
- 2. Dr. Leslie's probation shall continue indefinitely from the date of its commencement of January 23, 1993 under the terms and conditions set forth in the December 3, 1992 Order, with the exception that Dr. Leslie be allowed to prescribe controlled dangerous drugs in Schedules II through V to emergency room patients while they are in the emergency room and to nursing home patients while they are confined to the nursing home.
- 3. Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke Dr. Leslie's medical license, after additional notice and hearing as required by law.
 - A copy of this written order should be sent to Dr. Leslie as soon as it is processed.

Dated this 22 day of May, 2002.

Gerald C. Zumwalt, M.D., Secretary Oklahoma State Board of Medical Licensure and Supervision

Certificate of Service

On the 28 day of May, 2002, a true and correct copy of this order was mailed, postage prepaid, to Porter Leslie, M.D., P.O. Box 838, Seiling, OK 73663-0505.

Janet Owens