

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

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE AND)
SUPERVISION,)
)
Plaintiff,)
v.)
)
WILLIAM PATRICK MAPPES, M.D.) CASE NO. 84-6-360
Medical License No. 10934,)
)
Defendant.)

ORDER OF SUSPENSION AND PROBATION

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on June 21, 1991, at the office of the Oklahoma State Board of Medical Licensure and Supervision, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff; and William P. Mappes, M.D., Defendant, appeared by and through the Voluntary Submittal to Jurisdiction which he had signed April 10, 1991.

The Board of Medical Licensure and Supervision en banc heard the oral argument of counsel, reviewed exhibits, and being fully advised in the premises, the Board of Medical Licensure and Supervision finds as follows:

FINDINGS OF FACT

1. That Defendant, William Patrick Mappes, M.D., holds Oklahoma Medical License No. 10934.

2. That the Oklahoma Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.

3. That before hearing any testimony or reviewing any exhibits, the Board reviewed a Voluntary Submittal to Jurisdiction executed by the Defendant on or around April 10, 1991.

4. That the Board found that the Voluntary Submittal to Jurisdiction and the terms and conditions thereof were an appropriate disposition of this case and accepted same.

5. The Board noted that Defendant had suffered a relapse and was in treatment, and that J. Darrel Smith, M.D., Chairman, Physician Recovery Committee of the Oklahoma State Medical Association, concurred in and worked out the terms and conditions of the Voluntary Submittal to Jurisdiction.

CONCLUSIONS OF LAW

1. That the Board has jurisdiction over this matter pursuant to the Oklahoma Medical Practice Act, 59 O.S. Supp. 1990, Sec. 481 et seq., and by the Voluntary Submittal to Jurisdiction executed by the Defendant.

ORDER

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

1. That the Defendant, William Patrick Mappes, M.D., holding Oklahoma Medical License No. 10934, should be and is hereby SUSPENDED from the practice of medicine and surgery in Oklahoma for a period of six (6) months beginning on April 10, 1991.

2. That at the end of the six-month suspension that began on April 10, 1991, Defendant, William Patrick Mappes, M.D., should be and is hereby placed on a term of probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of five (5) years under the following terms and conditions:

- (a) During the period of probation Defendant will not prescribe, administer or dispense any medication for his personal use, to specifically include controlled dangerous substances.
- (b) During the period of probation Defendant will take no medication except that which is authorized by a physician, approved by Dr. Angres or Dr. Smith, treating him for a legitimate medical need and Defendant shall have an affirmative duty to inform any physician treating him of Defendant's previous use of cocaine and other stimulants, narcotic use and abuse and Xanax dependence. That Defendant will not use opiates for chronic or other pain except emergency circumstances wherein he has been hospitalized.
- (c) That Defendant live in a 3/4-house setting for a period of not less than one (1) year such as Drug Recovery Incorporated in a structured living environment while he does some kind of work for them.
- (d) Defendant shall not directly treat or deal with chemical dependency. Defendant shall not be in a medical director's role. That Defendant shall not lecture or counsel in regards to addiction medicine. That Defendant shall not have private patients, either psychiatric, addiction, or otherwise. That Defendant shall be directly supervised by another physician and that Defendant be involved in only factfinding non-physician activities such as psychiatric evaluation, psychiatric medication management (not to include any mood altering addicting substances), histories or physicals or other kinds of activities appropriate under the direction of the medical director of Drug Recovery Incorporated or any similar body. Such restrictions must be formalized with the staff at Drug Recovery Incorporated or similar insitution and approved by J. Darrel Smith, M.D., as well as Daniel H. Angres, M.D., Executive/Medical Director, Parkside Residential Out-Patient Center of Woodridge, Woodridge, Illinois.
- (e) That the Defendant shall authorize Drug Recovery Incorporated to forward quarterly

reports in writing to the Board on Defendant's progress and prognosis.

Defendant shall provide a minimum of once a week random urine monitoring, with additional urines obtained at the discretion of the DRI staff and results of all urine monitoring made available to the Oklahoma Board of Medical Licensure and Supervision.

- (g) That at all stages of his stay at Drug Recovery Incorporated, direct communication and guidance to the Defendant shall be facilitated by J. Darrel Smith, M.D., Physician Recovery Committee, Oklahoma State Medical Association.

That Defendant undergo continued counseling by Dr. Islow, with Medical Management per Dr. Weber, as well as strong emphasis on 12-step recovery and sponsorship.

Any termination of advocacy from the Parkside Residential Out-Patient Center of Woodridge and from the Physician Recovery Committee, OSMA, shall be immediately reported to the Board by the Defendant.

During the period of probation Defendant will not prescribe, administer or dispense any scheduled drugs or controlled dangerous substances.

- (k) During the period of probation Defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis, upon request of any investigator or other agent representing the Oklahoma State Board of Medical Licensure and Supervision, and Defendant will pay for testing and analysis of those specimens.

Per recommendation of Dr. Angres, that Defendant shall return to Parkside Treatment Center within three to six months after discharge and at recommended intervals thereafter and that those reports be made available to the Board. That Defendant follow his recovery program as outlined by his aftercare contract with Parkside which includes the five AA or NA meetings per week, one of which is the Medical Professional Support group meeting of the Physician Recovery Program. Meeting attendance will be monitored by sign-in sheets or other appropriate documentation.

During the period of probation Defendant will furnish to the office of the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.

Defendant shall appear before the Board or a designated member thereof whenever requested to do so.

Defendant recognizes the terms of probation may be revoked at any time if the Board, upon further notice and hearing, concludes that he violated any terms or conditions thereof.

During the period of probation Defendant will submit to the Investigation Division of the Oklahoma State Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.

Pursuant to Section 26, H.B. 1478, 1987 Legislature, Defendant shall promptly pay within 30 days of receipt of invoice from the Board the costs of investigation, prosecution and probation of this case, unless the Defendant affirmatively obtains a deferment of all or part of said fees upon presentation of evidence that is acceptable to the Board Secretary.

During the period of probation Defendant shall notify any institution or hospital where he holds staff privileges, or clinic, or group where he practices, of the terms and conditions of this Submittal and supply a copy thereof.

That violation of any of the terms and conditions of probation shall be grounds for additional charges to be presented to the Board after notice to the Defendant.

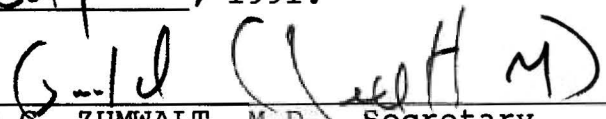
That Defendant hereby irrevocably waives and sets aside his right to appear before the Board to request further modification of these terms and conditions for a period of one year from this date.

That the only medications Defendant shall use will be those prescribed by Dr. Angres and the Physician Recovery Committee, OSMA, to be limited to Klonopin, Mellaril, Tofranil, and Flexeril.

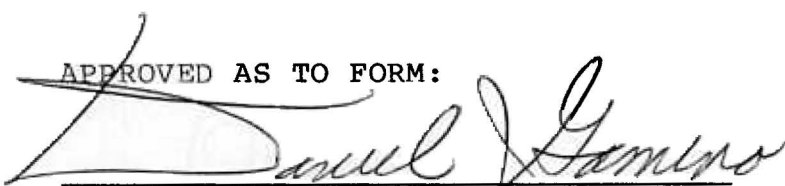
3. That the jurisdiction of the Board in this individual proceeding will continue in this matter until the terms and conditions of probation are modified or withdrawn by the Oklahoma State Board of Medical Licensure and Supervision, either on their own motion or on the motion of the Defendant.

4. That failure to meet any of the above terms of probation will constitute cause for the staff of the Board to initiate additional proceedings to suspend or revoke Defendant's Oklahoma medical license, after additional due notice and hearing.

DATED this 9 day of July, 1991.


GERALD C. ZUMWALT, M.D., Secretary
State Board of Medical Licensure
and Supervision

APPROVED AS TO FORM:


DANIEL J. GAMINO OBA #3227
Daniel J. Gamino & Associates, P.C.
3315 NW 63
Oklahoma City, OK 73116
(405) 840-3741
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 11 day of July, 1991, to:

WILLIAM P. MAPPES, M.D.
3000 United Founders Bldg
Suite 228 OKC 73112

Janet Owens