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

STATE OF OKLAHOMA
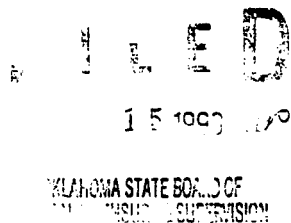
STATE OF OKLAHOMA, ex rel,
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND
SUPERVISION,

Plaintiff,

DAVID P. CRASS, M.D.   CASE NO. 90-11-1136
Medical License No. 11365,

Defendant.

ORDER TERMINATING PROBATION

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on January 8, 1993, at the office of the Oklahoma 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 Defendant, David P. Crass, M.D., appeared in person, pro se, waived his right to legal counsel and agreed to proceed without counsel.

The Oklahoma Board of Medical Licensure and Supervision en banc reviewed exhibits, heard testimony and being fully advised in the premises, the Oklahoma Board finds and orders as follows:

FINDINGS OF FACT

1.   That Defendant, David P. Crass, M.D., holds Oklahoma Medical License No. 11365.

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 following notice and hearing on February 2, 1991, the Board found that Defendant had previously entered a plea of guilty and was found guilty on five counts of submitting and receiving payment on false claims against Medicaid in violation of Title 42 U.S.C. Sec. 1320-7b(a)(1). The conviction was rendered in Case No. M-90-241-C in the United States District Court for the Western District of Oklahoma.

4.   That the Board at its hearing of February 2, 1991, did impose a sanction to include suspension from the practice of medicine and surgery for period of ten (10) days beginning at 8:00 a.m. on February 4, 1991, followed by reinstatement of license and imposition of a term of probation to the Oklahoma Board for a period of two (2) years beginning at 8:00 a.m. on February 14, 1991, under certain enumerated terms and conditions.

5.   That since the imposition of that suspension followed by probation, Defendant has been in substantial compliance with all terms and conditions of probation with the Oklahoma Board, and also with the probation imposed by the United States District

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Court for the Western District of Oklahoma in Case No. M-90-241-C.

6. That protection of public health, safety and welfare no longer requires any term of probation to the Oklahoma Board and said probation may be formally terminated.

CONCLUSIONS OF LAW

1. That the Oklahoma Board of Medical Licensure and Supervision has jurisdiction of this matter pursuant to the Oklahoma Medical Practice Act, 59 O.S. 1991, Sec. 481 et seq., and by its previous orders issued herein.

2. That it is within the discretion and judgment of the Board to terminate probation of any Defendant when the Board makes a judgment it is no longer necessary to protect public health, safety and welfare.
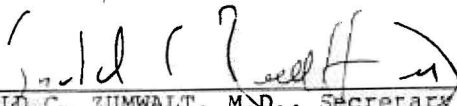
ORDER

IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:
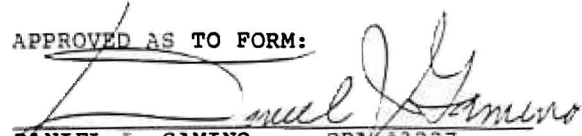
1. That the Defendant, David P. Crass, M.D., holding Oklahoma Medical License No. 11365, should have the probation previously imposed by the Oklahoma Board terminated.

2. That the Defendant should receive a copy of this Order as soon as possible so his record on this matter is complete.

DATED this 15 day of January, 1993.

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 19 day of January, 1993, to:

DAVID P. CRASS, M.D.
David P. Crass, M.D., Inc.
1725 East 19th St., Suite 604
Tulsa, OK   74104