

6. That under the evidence submitted by the Defendant, his Oklahoma medical license may be reinstated without danger to public health, safety and welfare if it is reinstated under a two-year term of probation under the terms and conditions set forth below.

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.

2. That reinstatement of medical license is within the exclusive discretion and judgment of the Board, and under the circumstances of this case the Defendant's Oklahoma medical license may be reinstated without danger to public health, safety and welfare if initially placed under a two-year probation under terms and conditions set forth below.

ORDER

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

1. That the Defendant, Michael W. Byron McCormick, M.D., should be and is hereby reinstated his Oklahoma Medical License No. 11875.

2. That the Defendant should be and is hereby placed on a term of probation to the Oklahoma State Board of Medical Licensure and Supervision to begin on October 5, 1991, and to continue for a period of two years, unless earlier modified by the Board, on its own motion or on the motion of the Defendant, under the following terms and conditions:

Defendant will not prescribe, administer or dispense any scheduled drugs or controlled dangerous substances.

During the period of probation Defendant will not prescribe, administer or dispense any medications for his personal use, to specifically include controlled dangerous substances.

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

During the period of probation the Investigation Division, Oklahoma Board of Medical Licensure and Supervision, shall monitor the professional activities of the Defendant on Level III probation and shall keep the Board apprised of the Defendant's progress thereunder.

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.

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

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.


(h) Pursuant to Section 26, H.B. 1478, 1987 Legislature, Defendant shall promptly pay within 30 days of receipt of invoice from the Investigation Division of 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.

(i) 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.

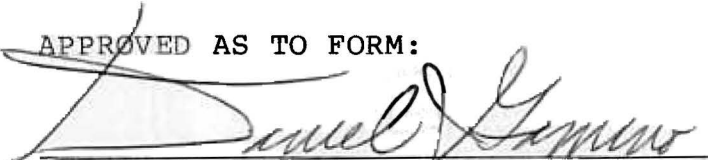
3. That the jurisdiction of the Board in this individual proceeding will continue until the terms and conditions of probation are modified or lifted by the Oklahoma Board of Medical Licensure and Supervision on their own motion or on the motion of the Defendant.

4. The Defendant further agrees that failure to meet any of the above terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke Defendant's Oklahoma Medical License, after additional due notice and hearing.

DATED this 10 day of Oct, 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 10 day of October, 1991, to:

MICHAEL W. BYRON MCCORMICK, M.D.

1108 11th Ave
Dewitt IA 52742-1025

