

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

**STATE OF OKLAHOMA
EX REL. THE OKLAHOMA BOARD
OF MEDICAL LICENSURE
AND SUPERVISION,**

Plaintiff,

**JOSEPH F. RARICK, M.D.,
LICENSE NO. 12035**

Defendant.

FILED

JUN - 5 2003

**OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION**

Case No. 03-04-2657

AGREED ORDER OF SUSPENSION

This cause came on for hearing before the Secretary of the Oklahoma State Board of Medical Licensure and Supervision (the "Board") on June 5, 2003, at the office of the Board, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Elizabeth A. Scott, Assistant Attorney General, appeared for the plaintiff and defendant appeared not.

The Board *en banc* after hearing arguments of counsel, reviewing the pleadings filed, and being fully advised in the premises, found that there is clear and convincing evidence to support the following Findings of Fact, Conclusions of Law and Orders:

Findings of Fact

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma pursuant to 59 Okla. Stat. §480 *et seq.*

2. The Board has jurisdiction over this matter, and notice has been given in all respects in accordance with law and the rules of the Board.

3. Defendant, Joseph F. Rarick, M.D., holds Oklahoma license no. 12035.

4. On May 16, 2003, a Complaint was filed against Defendant

alleging numerous violations of the Oklahoma Medical Practice Act.

5. On May 16, 2003, an Application to Determine Emergency was filed, wherein an emergency suspension hearing was set for June 5, 2003.

6. Defendant has agreed to an Agreed Order of Suspension pending a full hearing on the Complaint and Citation.

Conclusions of Law

1. The Board has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the "Act") and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare.

Order

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

1. The license of Defendant, Joseph F. Rarick, M.D., Oklahoma license no. 12035, is hereby **SUSPENDED** beginning June 5, 2003 pending a full hearing before the Board *en banc* at the next regularly scheduled meeting, currently scheduled for July 17-19, 2003.

2. All of the charges in the Complaint and Citation will also be heard before the Board *en banc* at its next regularly scheduled meeting.

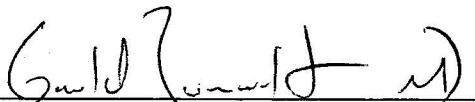
3. The Agreed Order of Suspension shall be reported to the National Practitioner Data Bank and all other appropriate groups.

4. Defendant will surrender his Oklahoma wallet card and certificate of medical license to the Board on or before 4:30 p.m. on June 12, 2003.


5. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and investigation costs.

6. Defendant's suspended license shall not be reinstated unless Defendant has reimbursed the Board for all taxed costs.

Dated this ¹ day of June, 2003.


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

APPROVED:


Elizabeth A. Scott, OBA #12470
Assistant Attorney General
State of Oklahoma
5104 N. Francis, Suite C
Oklahoma City, OK 73118
405/848-6841

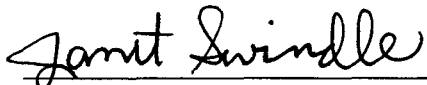
Attorney for the Oklahoma State Board
of Medical Licensure and Supervision


Linda Scoggins
Scoggins & Cross
3030 City Place Bldg.
204 N. Robinson
Oklahoma City, OK 73102

Attorney for Joseph F. Rarick, M.D.

CERTIFICATE OF SERVICE

I certify that on the 5 day of June, 2003, I mailed, via first class mail, postage prepaid, a true and correct copy of this Agreed Order of Suspension to Linda Scoggins, Scoggins & Cross, 3030 City Place Bldg. 204 North Robinson, Oklahoma City, OK 73102.



Janet Swindle