

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

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel.)
OKLAHOMA BOARD OF MEDICAL)
LICENSURE AND SUPERVISION,)
)
 Plaintiff,)
)
vs.)
)
)
B. MICHAEL VINSON, M.D.)
Medical License No. 12367)
)
 Defendant.)

Case No. 91-12-1275

ORDER

NOW ON this 22nd day of July, 1994, there came on before the Oklahoma Board of Medical Licensure and Supervision the motion of the Defendant, B. Michael Vinson, M.D., to vacate the Board's findings of facts and conclusions of law in the Board's orders of March 5, 1992, July 9, 1992, and September 17, 1992, and to set this cause for rehearing. Defendant appeared in person and by and through counsel of record. The Board appeared through counsel. And the Board, having heard argument in this matter and otherwise being fully apprised of the facts and law herein, finds as follows:

FINDINGS OF FACT


Defendant has failed to provide the Board with sufficient evidence of fictitious evidence used in the Board's original hearing in this matter to justify the vacation of the Board's findings of fact and conclusions of law in its orders of March 5, 1992, July 9, 1992, and September 17, 1992. For this reason, the Board has no basis upon which to consider Defendant's additional motion to modify his probation.

CONCLUSIONS OF LAW

1. The Oklahoma Board of Medical Licensure and Supervision has jurisdiction in this matter by virtue of the provisions of the Oklahoma Medical Practice Act, 59 O.S.1991, §§ 481 et seq., as amended.
2. By virtue of the provisions of the Oklahoma Medical Practice Act, the Board has the power and jurisdiction to enforce the provisions of the Oklahoma Medical Practice Act as the Board deems necessary to protect the public health, safety and welfare.
3. Defendant's motion is not timely made. 75 O.S.1991, § 317.


ORDER

It is therefore ORDERED that the Defendant's motion is DENIED.

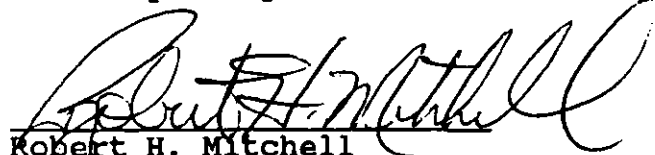


Gerald C. Zumwalt, M.D.
Secretary
Oklahoma Board of Medical
Licensure and Supervision

Approved as to form:



James Robert Johnson
Assistant Attorney General
Attorney for plaintiff



Robert H. Mitchell
Attorney for defendant