

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

**FILED**

SEP 12 2013

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

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

**Plaintiff,** )

**v.** )

**Case No. 12-07-4579**

**GARY PAUL KULA, M.D.,** )  
**LICENSE NO. 12616,** )

**Defendant.** )

**DISMISSAL WITHOUT PREJUDICE**

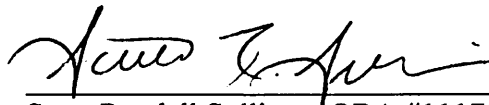
COMES NOW the Plaintiff, State of Oklahoma, ex rel. the Oklahoma State Medical Board of Licensure and Supervision, by and through its counsel of record, Scott Randall Sullivan, and for its Dismissal Without Prejudice submits the following:

1. On or about December 19, 2012, the State filed a Complaint and Citation against Defendant based upon allegations of unprofessional conduct.
2. The underlying allegations contained in the Complaint were based on actions by the Defendant that occurred in his practice in the state of Texas. The Texas Medical Board took no formal, public action against Defendant.
3. In a prior matter before the Board (Case No. 00-09-2237), on or about December 6, 2002 Defendant was granted reinstatement of his license under terms of probation with said probation to be for a period of five (5) years. After only six (6) months of probation, Defendant subsequently moved his medical practice to Texas; therefore, the probation in Oklahoma was tolled effective June 20, 2003. If Defendant desires

to practice in Oklahoma in the future, he will be on probation for the remainder of the five-year period.

4. On or about May 1, 2013 Defendant allowed his Oklahoma medical license no. 12616 to expire.
5. Plaintiff reserves the right to refile this case in the event Defendant reapplies for his Oklahoma medical license.

Respectfully submitted,

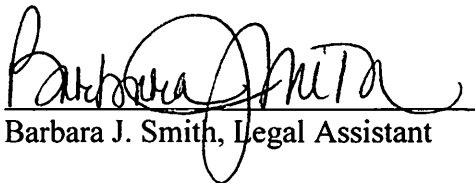


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Scott Randall Sullivan, OBA #11179  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION  
101 N.E. 51<sup>st</sup> Street  
Oklahoma City, OK 73105

Attorney for Plaintiff

**Certificate of Service**

I certify that on the 12<sup>th</sup> day of September, 2013, a true and correct copy of this order was emailed to Pete Marrs, Butts & Marrs, 5655 North Classen, Oklahoma City, OK 73118.



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Barbara J. Smith, Legal Assistant