

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,)
)
)
vs.)
)
BENTON CLAY LOGGAINS, P.A.)
LICENSE NO. PA1303)
)
Defendant.)

FILED

JUL 25 2014

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 14-04-4964

**ORDER DENYING VOLUNTARY SUBMITTAL TO JURISDICTION
AND ISSUING LETTER OF CONCERN**

This matter came before the Oklahoma State Board of Medical Licensure and Supervision on July 17, 2014, at the Board office, 101 N.E. 51st Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and rules of the Board.

Defendant, Benton Clay Loggains, P.A., appeared in person.

Jason T. Seay, Assistant Attorney General, appeared on behalf of the State of Oklahoma, *ex rel.* the Oklahoma State Board of Medical Licensure and Supervision.

The Board *en banc*, after a review of the facts and the proposed Voluntary Submittal to Jurisdiction, and being fully apprised of the premises, entered the following Findings of Fact, Conclusions of Law, and Orders:

Findings of Fact

1. Defendant holds Oklahoma Physician Assistant License No. PA 1303.

2. On May 23, 2014, a Complaint was filed in the matter herein alleging Defendant's failure to timely complete CME requirements.
3. Defendant admitted failing to timely complete CME requirements.
4. On July 17, 2014, a proposed Order Accepting Voluntary Submittal to Jurisdiction was presented to the Board for acceptance.
5. The Board *en banc* has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.

Conclusions of Law


1. The Board has jurisdiction over the subject matter herein pursuant to 59 O.S. §§ 480, *et seq.* and Okla. Admin. Code § 435:15-1-1, *et seq.*
2. Defendant is guilty of unprofessional conduct in that he failed to timely complete CME requirements in violation of Title 59 O.S. 2011 § 519.8(A) and Okla. Admin. Code § 435:15-3-17(d).

Order

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

1. The Voluntary Submittal to Jurisdiction is **DENIED**.
2. Defendant shall be issued a **LETTER OF CONCERN** for failing to timely complete CME requirements.
3. A copy of this written order shall be sent to Defendant as soon as it is processed.

Dated this 25 day of July, 2014.



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

Certificate of Service

On the 25th day of July, 2014, a true and correct copy of this order was mailed, postage prepaid, Benton Clay Loggains, P.A., 2501 W E Knight Drive, P.O. Box 11230, Fort Smith, Arkansas 72917-1230.



Barbara J. Smith, Legal Assistant