

IN AND BEFORE THE STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND
SUPERVISION,

Plaintiff,

v.

CASE NO. 87-4-494

MICHAEL D. BROOKS, M.D.,
Medical License No. 13685,

Defendant.

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision en banc on the 11th day of September, 1987, at 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff, and Michael D. Brooks, M.D., Defendant, did not appear either in person or by representative after being given lawful notice by publication.

The Board of Medical Licensure and Supervision en banc heard the testimony and reviewed exhibits and being fully advised in the premises, the Board of Medical Licensure and Supervision finds as follows:

FINDINGS OF FACT

1. That Michael D. Brooks, M.D., holds Oklahoma Medical License No. 13685.
2. That the Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.
3. That the Defendant's clinic privileges at the OB/GYN Department of the United States Naval Hospital, Charleston, South Carolina, were temporarily suspended by the Credentials Committee and then, following notice and hearing on May 13, 1986, premanently revoked based on the Defendant's rendering of improper and substandard care of obstetrical and gynecological patients in both in-patient and out-patient situations.
4. That the Defendant appealed the decision of the Credentials Committee reached on May 13, 1986. That on October 1, 1986, the Mid-Atlantic Appeal Committee of the United States Navy reviewed the record and found that the Defendant did receive all procedural due process and that the decision of the Credentials Committee was appropriate. The Defendant's appeal was denied.
5. On October 9, 1986, the Chairman of the Mid-Atlantic Appeal Committee in a letter to the Defendant noted in pertinent part:

"My review...leads to the conclusion that patients you cared for received substandard and/or inappropriate care on several occasions. Further, I am convinced that your

failure to adequately communicate with other health care providers compromised the quality of the care rendered. It is my opinion that your continued exercise of clinical privileges at Naval Hospital, Charleston, will adversely affect patient welfare, safety and the operating efficiency of that hospital. The preponderance of the evidence establishes that you are professionally and behaviorally impaired..."

6. That on October 17, 1986, the Defendant voluntarily waived any further appeal within the United States Navy system of justice.

CONCLUSIONS OF LAW

1. That Michael D. Brooks, M.D., holding Oklahoma Medical License No. 13685, is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, §503, to-wit:

"The State Board of Medical Examiners may suspend or revoke the license or certificate of any physician or surgeon holding license or certificate to practice in the State of Oklahoma for unprofessional conduct..."


2. That the Defendant committed unprofessional conduct as would be defined under 59 O.S. 1981, §509, by the aforesaid acts and omissions.

ORDER

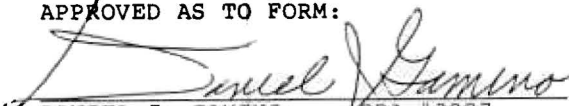
IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:

1. That the Defendant's Medical License No. 13685 held by Michael D. Brooks, M.D., will be and is hereby revoked.

DATED this 11th day of September, 1987.


MARK R. JOHNSON, 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.
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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 21 day of September, 1987, to:

Michael D. Brooks, M.D.

