

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

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,)	
STATE BOARD OF MEDICAL)	
LICENSURE AND SUPERVISION)	
)	
Plaintiff,)	
)	
)	
vs)	
)	
BRIAN K. HALL, M.D.)	
MEDICAL LICENSE NO. 13764)	CASE NO. 96-09-1846
)	
Defendant)	

**ORDER OF THE BOARD ACCEPTING
VOLUNTARY SUBMITTAL TO JURISDICTION**

On the 9th day of January, 1997, this cause came on for hearing before the OKLAHOMA STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION pursuant to notice given as required by the laws and rules of the State of Oklahoma for individual proceedings.

The State of Oklahoma was represented by Daniel J. Gamino, Attorney at Law and the defendant, Brian K. Hall, M.D. appeared in person and was represented by Tim Best, Attorney at Law.

The Board heard statements by legal counsel, reviewed evidence submitted and heard testimony given. Being fully advised in the premises, the Board of Medical Licensure and Supervision finds and orders as follows:

FINDINGS OF FACT

1. That the defendant, Brian K. Hall, M.D., Oklahoma Medical License No. 13764 does agree to a formal reprimand for writing prescriptions for controlled dangerous substances to a family member and failure to maintain a medical chart on said family member supporting medical need for the prescriptions.
2. That the defendant does agree to a period of probation of three (3) years with terms and conditions.

3. The defendant and staff of the Board submitted the Voluntary Submittal to Jurisdiction as a proposed Order of the Board.
4. The Board accepted the Voluntary Submittal to Jurisdiction and amended a portion thereof to reflect that the defendant voluntarily submits to the obtaining of bodily fluids in the absence of evidence that the defendant personally used controlled dangerous substances.

CONCLUSIONS OF LAW

1. The Defendant, Brian K. Hall, M.D. is in violation of portions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act and the Oklahoma Administrative Code as it pertains to the aforementioned Act.
2. The Board has jurisdiction over the subject matter herein.
3. The decision to accept and amend a Voluntary Submittal to Jurisdiction is within the discretion and judgement of the Board.

ORDER

IT IS THEREFORE ORDERED that the defendant, Brian K. Hall, M.D. is hereby reprimanded and shall begin a term of three (3) years probation to the Board as set forth in the Voluntary Submittal to Jurisdiction, to-wit:

1. The defendant will conduct his practice in compliance with the Oklahoma Allopathic Medical Licensure and Supervision Act as interpreted by the Oklahoma State Board of Medical Licensure and Supervision. Any question of interpretation regarding said Act shall be submitted in writing to the Board and no action based on the subject of the question will be taken by defendant until clarification of the interpretation is received by defendant from the Board.
2. During the period of probation, defendant will keep duplicate, serially numbered prescriptions of all controlled dangerous substances readily retrievable, in numerical order and will furnish copies to investigators or other authorized agents of the Board immediately upon request.
3. During the period of probation, defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis, upon request of the Board or its designee, and defendant will pay for the analysis thereof. Although there is no evidence of the defendant's personal use of controlled dangerous

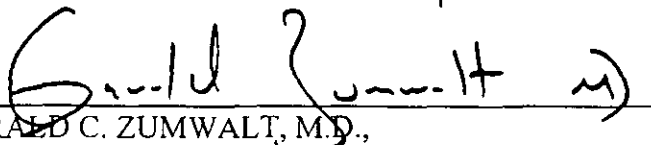
substances, the defendant agrees to submit biological fluid specimens.

4. Defendant will not allow the initiation of any therapeutic regimen by any personnel under his supervision unless defendant is in the immediate geographic vicinity of said personnel.
5. During the period of probation, defendant will furnish to each and every state in which he holds licensure or applies for licensure and hospitals, clinics or other institutions in which he holds or anticipates holding any form of staff privilege, a copy of the Board Order stipulating sanctions imposed by the Board.
6. During the period of probation, defendant will not supervise a physician assistant.
7. During the period of probation, defendant will keep the Board informed of his current address.
8. During the period of probation, defendant will keep current payment of all assessment by the Board for prosecution, investigation and monitoring of his case.
9. Until such time as all indebtedness to the Board has been satisfied, defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.

The jurisdiction of the Board will continue until the terms and conditions of probation are modified or removed by the Board on their own motion or on the motion of the defendant.

Failure to meet any of the above terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke defendant's Oklahoma medical license, after additional due notice and hearing.

Dated this 16 day of January, 1997.



GERALD C. ZUMWALT, M.D.,
Secretary/Medical Director
Oklahoma State Board of Medical
Licensure and Supervision

Seal

CERTIFICATE OF MAILING

This is to certify that on this 21 day of January, 1997, a true and correct copy of this order was mailed, postage prepaid to:

Brian K. Hall, M.D.
7134 S. Yale Ave. #300
Tulsa, Ok 74136-6350

Terry O'Donnell, Attorney
100 W. 5th Suite 808
Tulsa, OK 74103-4225