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

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

Plaintiff,

v.

**AMY CHRISTINE WALKER, P.A.,** LICENSE NO. 1419,

Defendant.

Case No. 11-04-4221

DEC 11 2015

OKLAHOMA STATE BOARD OF

MEDICAL LICENSURE & SUPERVISION

# **ORDER MODIFYING ORDER ACCEPTING VOLUNTARY SUBMITTAL TO JURISDICTION**

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision ("Board") on November 5, 2015, at the office of the Board, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and the rules of the Board.

Amy Christine Walker, P.A. ("Defendant"), holding physician assistant license no. 1419, appeared in person. Dr. Robert Westcott, Medical Director at the Oklahoma Health Professionals Program (OHPP), appeared in support of Defendant. Gary Ricks, Compliance Coordinator, appeared on behalf of the Board.

The Board *en banc* after hearing arguments of counsel, reviewing the request and being fully advised in the premises, and for good cause shown, finds and orders as follows:

## **Findings** of Fact

1. Defendant currently holds physician assistant license no. 1419.

2. Defendant is currently practicing under terms of an Order Accepting Voluntary Submittal to Jurisdiction ("VSJ"), including a five (5) year probation that commenced on November 6, 2011.

3. On November 5, 2015, one year prior to the completion of Defendant's probation, Defendant requested that the terms of her probation be modified as follows:

Deletion of Paragraph "D" that states: Defendant will not prescribe, administer, a. dispense or possess any drugs in Schedules II through V.

Paragraph "D" will be deleted effective November 5, 2015, and Defendant will be permitted to begin prescribing Schedule II through V controlled dangerous substances. Defendant's prescribing practices will be monitored by the Board Compliance Coordinator.

b. Modification of paragraph "N" that states: Defendant shall practice in a controlled environment approved in advance in writing by the Board Secretary and shall limit her work hours to forty (40) hours per week with on-site supervision by her supervising physician at all times.

Paragraph "N" will be modified effective November 5, 2015, removing the requirements of working in a controlled environment and the work hours limitation of (40) hours per week. Defendant must continue to have all employment approved by the Board Secretary in advance.

### Conclusions of Law

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physician assistants in the State of Oklahoma pursuant to Title 59 Okla. Stat. § 480 *et seq.*, 59 Okla. Stat. § 519 *et seq.*, and Okla. Admin Code 435 § 15 *et seq.* Notice was been given in all respects in accordance with law and the rules of the Board.

2. The Board therefore has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the "Act") and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare. Tit. 59 O.S. § 480 *et seq.*, 59 Okla. Stat. § 519 *et seq.*, and Okla. Admin Code 435 § 15 *et seq.* 

3. Defendant presented sufficient evidence and good cause to support the requested modifications to her probation, including: (1) deletion of Paragraph D, with prescribing practices monitored by the Board Compliance Coordinator, and, (2) modification of paragraph "N" to delete the requirement to work in a controlled environment and limited work hours to forty (40) per week; however, Defendant must continue to have all employment approved by the Board Secretary in advance.

#### Orders

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

1. Defendant's application for modification to the terms of her probation is **GRANTED**, deleting Paragraph "D" and modifying Paragraph "N." Specifically:

a. Paragraph "D" states: Defendant will not prescribe, administer, dispense or possess any drugs in Schedules II through V.

Paragraph "D" is hereby deleted effective November 5, 2015, and Defendant may prescribe Schedule II through V controlled dangerous substances. Defendant's prescribing practices shall be monitored by the Board Compliance Coordinator.

b. Paragraph "N" states: Defendant shall practice in a controlled environment approved in advance in writing by the Board Secretary and shall limit her work hours to forty (40) hours per week with on-site supervision by her supervising physician at all times.

Paragraph "N" is hereby modified effective November 5, 2015, removing the requirements of working in a controlled environment and the work hours limitation of (40) hours per week. Defendant must continue to have all employment approved by the Board Secretary in advance.

2. All other terms of Defendant's probation shall remain unchanged and in full force and effect.

3. Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke the Oklahoma physician assistant license of Amy Christine Walker, P.A., after additional notice and hearing as required by law.

4. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law.

5. A copy of this written order should be sent to Defendant as soon as it is processed.

Dated this \_\_\_\_\_\_ day of December, 2015.

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Billy H. Stout, M.D., Board Secretary Oklahoma State Board of Medical Licensure and Supervision

### Certificate of Service

This is to certify that on the  $\underline{// }^{\mu}$  day of December, 2015, a true and correct copy of this Order was sent by U.S. first-class mail, postage prepaid, to the following:

Amy Christine Walker, P.A. 517 Man O War Court Edmond, Oklahoma 73025

Nancy Thiemann, Legal Secretary