

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

STATE OF OKLAHOMA

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

Plaintiff,

RICHARD A. KIMMELL, M.D.  
Medical License No. 14380,

CASE NO. 89-5-897

Defendant.

ORDER TERMINATING PROBATION

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on March 16, 1991, at the office of the Oklahoma State Board of Medical Licensure and Supervision, 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 Richard A. Kimmell, M.D., Defendant, appeared by announcement, pro se, waived his right to counsel and agreed to proceed without counsel.

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

FINDINGS OF FACT

1. That Defendant, Richard A. Kimmell, M.D., holds Oklahoma Medical License No. 14380.
2. That the Oklahoma 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 following notice and hearing on or around October 20, 1989, Defendant's medical license was placed on probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of five (5) years beginning on October 20, 1989, under certain enumerated terms and conditions.
4. That subsequent to the entry of the above Order, the Defendant has functioned in compliance with those terms and conditions, and evidence presented from the Kansas Board of Healing Arts indicated that Defendant successfully completed a two-year probation imposed by that Board and was formally removed from probation in the State of Kansas.
5. That evidence indicated similar action could be taken in the State of Oklahoma without danger to public health, safety or welfare.

CONCLUSIONS OF LAW

1. That the Defendant remains under the jurisdiction of the Oklahoma Board of Medical Licensure and Supervision and it is

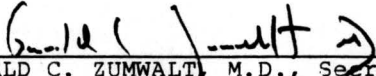
within the judgment and discretion of the Board to modify terms and conditions as reflected by evidence received in the record.

ORDER

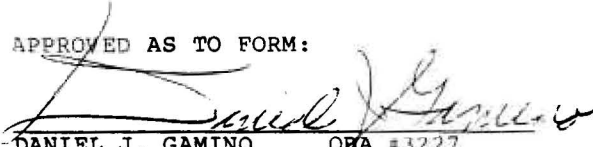
IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:

1. That the probation previously imposed on Defendant, Richard A. Kimmell, M.D., holding Oklahoma Medical License No. 14380, should be and the same is hereby terminated, set aside and held for naught.
2. That the Defendant should receive a copy of this Order as soon as possible.

DATED this 21 day of March, 1991.

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


APPROVED AS TO FORM:

  
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DANIEL J. GAMINO OPA #3227  
Daniel J. Gamino & Associates, P.C.  
3315 NW 63  
Oklahoma City, OK 73116  
(405) 840-3741  
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 22 day of March, 1991, to:

RICHARD A. KIMMELL, M.D.  
441 E. 11  
Baxter Springs, KS 66713

  
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